

**FORM 1
NOTICE OF MOTION TO STAY**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BERKELEY COUNTY
Court of Common Pleas

P. McElvogue, Circuit Court Judge

Case No. 2014-CP-08-0898

Jay S. Masty, Esquire

Respondent,

v.

LaShay Lloyd

Appellant.

NOTICE OF MOTION TO STAY

LaShay Lloyd has filed an motion to stay [judgment] of the Honorable P. McElvogue dated July 7, 2014. Appellant received written notice of entry of this order [judgment] on September 7, 2014.

September 22, 2014

s/ LaShay Lloyd
LaShay Lloyd
Post Office Box 14
Moncks Corner, South Carolina 29461
(843) 826-8731

Other Counsel of Record:
Jay S. Masty
Post Office Box 9
Goose Creek, South Carolina 29461
Attorney for Respondent
(843) 572-1711

13623
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SEP 22 2014
SC Court of Appeals

FORM 7
PROOF OF SERVICE OF MOTION TO STAY

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SEP 22 2014

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BERKELEY COUNTY
Court of Common Pleas

P. McElvogue, Circuit Court Judge

Case No. 2014-CP-08-0898

Jay S. Masty, Esquire
DeLuca and Maucher, LLP
Northbridge court

Respondent,

v.

LaShay Lloyd,

Appellant.

PROOF OF SERVICE

I certify that I have served the Motion to Stay on Jay S. Masty by depositing a copy of it in the United States Mail, postage prepaid, on September 22, 2014, addressed to her attorney of record, Jay S. Masty, Post Office Box 9, Goose Creek, South Carolina 29445 [by personally delivering a copy of it to her attorney of record, Jay S. Masty at his office at 102 Marilyn Street, Goose Creek, South Carolina 29445, on September 29, 2014].

September 22, 2014

s/

LaShay Lloyd

Post Office Box 14

Moncks Corner, South Carolina 29461

(843) 826-8731

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SC Court of Appeals

TO: THE SOUTH CAROLINA COURT OF APPEALS

FROM: LaShay Lloyd

DATE: September 22, 2014

SUBJECT: MOTION TO STAY STATEMENT (NORTHBRIDGE COURT)

CASE NO. 2014-001494

My landlord (Anglea Shelton) filed a Writ of Ejectment at the Magistrate Court. I filed an appeal against the judge order, which took it to The Court of Common Pleas. I filed another appeal from Common Pleas Court which took it to The South Carolina Court of Appeals. The appeal was dismissed, so there was an order sent out that I have attached saying the appeal is dismissed and the remittitur will be sent Rule (240). The remittitur was never sent or processed, so allowing me to file a Motion to Reinstate, which is still pending. My case is now with The South Carolina Court of Appeals, so the landlord (Anglea Shelton) should follow the order that was sent by The South Carolina Court of Appeals. My Landlord (Anglea Shelton) cannot go over a court order if it's waiting for and judgment. I also filed a Motion to reinstate so my landlord (Anglea Shelton) has to wait to hear back from the court. How can my landlord (Anglea Shelton) file a Writ of Ejectment at the magistrate court, when I have appealed from Magistrate Court and The Court of Common Pleas? The landlord (Anglea Shelton) needs to understand that my case is with The South Carolina Court of Appeals, she cannot go to an lower court when the order was already dismissed and appealed from the lower courts. My landlord (Anglea Shelton) should not evict me from my place to stay until my case is heard or go with any proceedings unless she hears from The South Carolina Court of Appeals.



LaShay Lloyd

Post Office Box 14, Moncks Corner, South Carolina, 29461

843-826-8731

Jay S. Masty, Esquire

Deluca and Maucher, LLP

Post Office Box 9, Goose Creek, South Carolina, 29445

843-572-1711

The South Carolina Court of Appeals RECEIVED

SEP 22 2014

SC Court of Appeals

Lashay Lloyd, Appellant,

v.

Northbridge Court, Respondent.

Appellate Case No. 2014-001494

ORDER

Appellant has failed to provide proof of ordering the transcript or to serve and file her initial brief and designation of matter as required by Rules 207(a), 208(a) and 209(a) of the South Carolina Appellate Court Rules. Accordingly, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

FOR THE COURT

BY V. Claire Allen, Deputy
CLERK

Columbia, South Carolina

cc:
Lashay Lloyd
Jay S. Masty, Esquire

FILED
9-2-14 AS

STATE OF SOUTH CAROLINA
COUNTY OF BERKELEY
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NO. 2014-CP-08-0898

Lashay Lloyd

North Bridge Court

PLAINTIFF(S)

DEFENDANT(S)

Submitted by:

Attorney for : Plaintiff Defendant
or
 Self-Represented Litigant

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered. See Page 2 for additional information.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled); Other
- ACTION STRICKEN (CHECK REASON):** Rule 40(j), SCRPC; Bankruptcy; Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; Other
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
 Affirmed; Reversed; Remanded; Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court: This appeal is hereby DISMISSED for lack of prosecution. Tenant shall vacate premises by 6:00pm on Wednesday, July 9, 2014.

ORDER INFORMATION

This order ends does not end the case.

Additional Information for the Clerk :

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SEP 19 2014
SC Court of Appeals

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if an amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount to be Enrolled (List amount(s) below)
N/A		\$
		\$
		\$

If applicable, describe the property, including tax map information and address, referenced in the order:

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

[Signature]
Circuit Court Judge

2163

Judge Code

07/07/14

Date

STATE OF SOUTH CAROLINA

COUNTY OF BERKELEY

)
)
)
)
)
)
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2014CV0810400322
CIVIL CASE NUMBER

IN THE MAGISTRATE'S COURT

WARRANT OF
EJECTMENT

Northbridge Court Apartments
110 Northbridge Court
Moncks Corner, SC 29461
8437614266

PLAINTIFF(S)

Vs

Lashay Lloyd and all others
110 Northbridge Court Apt F8
Moncks Corner, SC 29461

DEFENDANT(S)

TO ANY LAWFUL CONSTABLE OR THE SHERIFF OF THE COUNTY:

WHEREAS: The above named Plaintiff-Landlord heretofore applied before this court for a warrant of ejectment against the above-named Defendant-Tenant; and thereupon this court issued its order and rule to show cause as provided by law; and

WHEREAS: After due and lawful service of the said order and rule to show cause, the said Defendant-Tenant, failed to vacate the house and premise of the Landlord in the city or town of Moncks Corner in the County and State aforesaid and has failed to show any sufficient cause, within the time provided by law, why he or they should not be ejected from the said premises:

THEREFORE, In the name of the State of South Carolina, you are hereby required and commanded to remove all persons from the said premises and place the said Plaintiff-Landlord into the full possession thereof.

WITNESS: The due execution of this warrant on September 19, 2014.


JUDGE