

STATE OF SOUTH CAROLINA)	
)	IN THE COURT OF COMMON PLEAS
COUNTY OF LEXINGTON)	
)	Case Number: 2016-CP-32-01968
BOB RICE REALTY, INC.,)	
)	
Plaintiff-Respondent,)	
)	
-vs-)	ORDER VACATING
)	TEMPORARY RESTRAINING
)	ORDER
GERALD J. NAGY,)	
)	
Defendant-Appellant.)	
_____)	

Earlier today, the court issued a temporary restraining order, without notice, under Rule 65(b), SCRCF, which issued a stay related to an eviction proceeding and required the appellant to file a bond of \$1,800, cash or certified funds. The order set a hearing for 1:30 p.m. tomorrow. After the order was filed and the bond was posted, an order was received from the South Carolina Court of Appeals dealing with the same issues through a supersedeas petition that Mr. Nagy had filed with that court. Based on the fact that the Court of Appeals has issued its stay and assumed the role of deciding these issues at this point, this court hereby vacates the order issued earlier today and the Clerk of Court for Lexington County is directed to return to Mr. Nagy the \$1,800 bond deposited. The hearing set for tomorrow is canceled.

AND IT IS SO ORDERED.

William P. Keesley, Chief Judge
For Administrative Purposes

February 16, 2017