

STATE OF SOUTH CAROLINA )  
)  
COUNTY OF HORRY )  
)  
)  
)  
)

2018CV261070433  
CIVIL CASE NUMBER  
  
IN THE MAGISTRATE'S COURT  
  
WRIT OF EJECTMENT

3851 Cape Landing Llc DbA Cape  
Landing Apartments  
3851 Cape Landing Dr  
Myrtle Beach, SC 29588

RECEIVED  
MAR 28 2018  
SC Court of Appeals

PLAINTIFF(S)

Vs  
Karl Gaffney White Natchia Barlow  
3769 Cape Landing Circle Apt J 3769 Cape Landing Circle Apt J  
Myrtle Beach, SC 29588 Myrtle Beach, SC 29588

DEFENDANT(S)

TO THE SHERIFF/MAGISTRATE'S CONSTABLE:

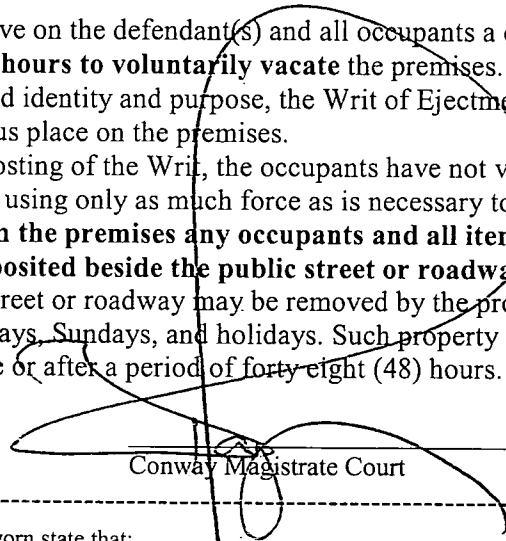
Upon Judgment of this Court, rendered on the 26th day of February, 2018, you are hereby Ordered to proceed to the premises located at **3769 Cape Landing Circle Apt J Myrtle Beach, SC 29588.**

Announce your identity and purpose and serve on the defendant(s) and all occupants a copy of this Writ of Ejectment. Inform them they have **twenty four (24) hours to voluntarily vacate** the premises. **If the premises appear unoccupied and no one responds** to your announced identity and purpose, the Writ of Ejectment shall be served by securely attaching a copy of the Writ in a conspicuous place on the premises.

**If after 24 hours** following the service or posting of the Writ, the occupants have not voluntarily vacated the premises, **a deputy sheriff may enter the premises** using only as much force as is necessary to effectuate the Ejectment.

Upon gaining access, you shall **remove from the premises any occupants and all items of personal property found on the premises. Such property may be deposited beside the public street or roadway.** All personal property removed from the premises and placed on a public street or roadway may be removed by the proper local government agency after forty eight (48) hours, excluding Saturdays, Sundays, and holidays. Such property may also be removed in the normal course of debris or trash collection before or after a period of forty eight (48) hours.

March 27, 2018



Conway Magistrate Court

\_\_\_\_\_, being duly sworn state that:

- I personally served a copy of this Writ on \_\_\_\_\_, an occupant of the rental unit
- On \_\_\_\_\_ 20\_\_\_\_, at \_\_\_\_\_ the rental unit appeared unoccupied and no one responded when I announced my identity and intentions. I attached a copy of this Writ to a conspicuous part of the premise.
- On \_\_\_\_\_ 20\_\_\_\_, at \_\_\_\_\_, which was not less than 24 hours from the posting date and time, I returned to the rental unit for the purpose of ejectment.
- Under my supervision, I had all persons and personal property removed and evicted from the rental unit placing all personal property beside the roadside.
- The rental unit was unoccupied. The Tenant and all occupants had vacated the unit.
- Informed by Plaintiff that case is settled.

Date: \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
Sheriff/Deputy Sheriff/Constable

2018CP261584

PAID

I am asking for a Supersedeas Motion on the Bond to Stay Execution to Appeal to Circuit Court.

RECEIVED

MAR 28 2018

Title 16, Crimes and Offenses; SC Court of Appeals

Chapter 3, Offenses Against the Person; Article 15, Victim and Witness Service § 16-3-1505 -

HOBBS COUNTY CLERK OF COURT  
RENEE L. ELLIOTT  
2018 MAR 15 AM 10:08  
HOBBS COUNTY

*Legislative intent In recognition of the civic and moral duty of victims of and witnesses to a crime to cooperate fully and voluntarily with law enforcement and prosecution agencies, and in further recognition of the continuing importance of this citizen cooperation to state and local law enforcement efforts and to the general effectiveness and the well-being of the criminal and juvenile justice South Carolina Crime Victims' Rights Laws Page 3 of 14 systems of this State, and to implement the rights guaranteed to victims in the Constitution of this State, the General Assembly declares its intent, in this article, to ensure that all victims of and witnesses to a crime are treated with dignity, respect, courtesy, and sensitivity; that the rights and services extended in this article to victims of and witnesses to a crime are honored and protected by law enforcement agencies, prosecutors, and judges in a manner no less vigorous than the protections afforded criminal defendants; and that the State has a responsibility to provide support to a network of services for victims of a crime, including victims of domestic violence and criminal sexual assault.*

My husband, Karl Gaffney White, was removed from the United States by the Federal Government on March, 9, 2018. I testified against him on behalf of ICE/Homeland Security. Karl had asked to leave the country voluntarily, but ICE refused and asked for a removal order due to the numerous crimes he had committed while he was here and their nature. (I am attaching a copy of the email the Chief Deputy Counselor, Kelly S. Johnson, sent me confirming his departure)

Karl has a Stalking and wire tapping charge against him pending from an ex-girlfriend that I am a witness in. I handed over all the evidence I had in my possession once Karl was taken into ICE custody, even though his mother, Lorna Gaffney White, came to my apartment and tried to take it from me with a police escort. She then took me to claim and delivery court and tried to take possession of those items. Karl gave his mother, Lorna, Power of Attorney and she has abused her power to further retaliate against me, in trying to displace me to gain the rights to the dog and cat (she testified in the Magistrates Court (claim and delivery Myrtle Beach) on December 13<sup>th</sup>, 2017 that I was going to be evicted because I couldn't pay rent and I would not be able to feed the dog and cat). On December 19<sup>th</sup>, 2017 the rent I had paid out of the account attached to our Lease in the amount of \$1,310.85 was returned along with a fee of \$35. The next payment I made for half a months rent in the amount of \$500 was returned and a

fee added for \$35. In addition to this, there have been 3 - \$100 late fees and a \$105 attorney fee because of this action.

The account I was using to pay our rent from was the account my husband Karl Gaffney White, had used as income/collateral when applying for our apartment with Cape Landing. He had gotten a settlement for \$38,000 and used that as his income. I did not make enough to qualify at that time on my own.

The Victim's Bill Of Right's

No less vigorous than a persons accused of a crime... Yet, when asked where my husband was in court and I stated he was just deported from the country, he is given a pass to be held accountable for crime a he perpetrated on me even though I am expressly protected against him and his mother, working on his behalf to displace me.

Not only does the South Carolina Constitution state that I am afforded these rights *by law enforcement agencies, prosecutors, and judges*, but the *State has a responsibility to provide support to a network of services for victims of a crime, including victims of domestic violence.*

### **SECTION 16-3-1520**

*(C) Law enforcement victim advocates, upon request, may intervene with, and seek special consideration from, creditors of a victim who is temporarily unable to continue payments as a result of an offense and with the victim's employer, landlord, school, and other parties as considered appropriate through the investigative process.*

I was out of work for two months and during this time attempted to pay rent from the account we had attached to our lease. My mother-in-law (Lorna Gaffney White) who had been given POA by my husband (Karl Gaffney White), was able to further harass and attempt to intimidate me by revoking the rent payments, shutting of utilities, send the police to my apt by falsely claiming I was abusing the animals and take me to claim and delivery court (not an inclusive list).

I tried to argue in court on March 12<sup>th</sup> 2018 at the bond hearing that I was not responsible for \$2285.85 of the balance due. I had appealed that amount in my appeal as well as asking for a motion to amend and appealing asking for a Jury trial as well as the amount owed.

I am asking for the court to allow me to pay the amount of \$1443.89 plus ongoing rent while the appeal is pending.

I do not have the funds available to pay the amount of \$3559.17 that the Judge ordered at the bond hearing on March 12<sup>th</sup>, 2018. That order states that if I do not pay that entire amount by Monday March 19<sup>th</sup>, 2018, I will be evicted from my home and my appeal will be dismissed.

At that point, I will be further victimized by the State of South Carolina by allowing my husband Karl Gaffney White to have given his mother Lorna Gaffney White permission to displace me from my home and the State of South Carolina did nothing to protect me. The Victims' Bill of Rights was and is

## MOTION FOR SUPERSEDEAS

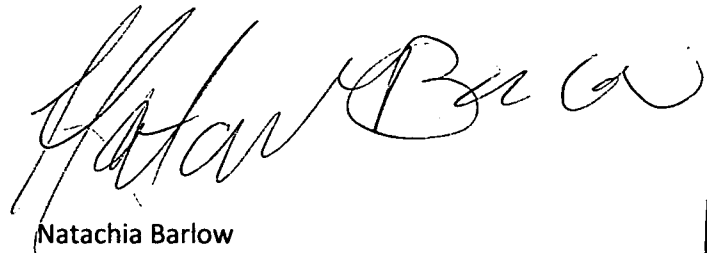
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supposed to protect me and I keep arguing that point and even when I attempted to point out being covered in the courtroom last Monday, the 12<sup>th</sup>, I was ignored.

So, I am asking for someone to pay attention and right this wrong.

I have testified for ICE/Homeland Security. I have driven 7 hours in once direction, stayed overnight and was not compensated. I am a witness against my husband in the case against him for stalking his ex-girlfriend. I am a victim of domestic violence at his hands and immigration fraud. He terrorized me for months.

I am doing my part. Why do I have to keep fighting for the rights afforded me by the State of South Carolina?



Natachia Barlow

3769 Cape Landing Cir Apt J

Myrtle Beach, SC 29588

843-655-9165

Cape Landing Apts

3851 Cape landing Dr

Myrtle Beach, SC 29588