

The South Carolina Court of Appeals

Habitat for Humanity of Horry County, Inc., Respondent,

v.

Candice A. Simmons; Waccamaw Regional Council of Governments d/b/a Waccamaw Home Consortium; Village of Dreams Homeowners Association, Inc.; SC Housing Corp.; and Bank of North Carolina, Defendants,

Of whom Candice A. Simmons is the Appellant.

Appellate Case No. 2018-000531

ORDER

Appellant has served and filed a notice of appeal from the special referee's order of foreclosure and sale. Appellant has also served and filed a motion to stay the sale of the property, which is currently scheduled for April 2, 2018. After careful consideration, Appellant's motion is denied because Appellant has not provided this court with proof that she complied with the conditions set forth in section 18-9-170 of the South Carolina Code (2014) relating to an appeal bond, and because Appellant failed to first file a motion to stay with the special referee. *See* § 18-9-170 (providing an appeal from an order of foreclosure is not stayed unless a written undertaking is executed by the appellant with two sureties); Rule 241(d), SCACR (providing that a motion to stay or for supersedeas must first be made to the lower court absent extraordinary circumstances).



FOR THE COURT

Columbia, South Carolina

cc: Candice A. Simmons
Douglas Michael Zayicek, Esquire

FILED

March 30, 2018