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Sep 17 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENWOOD COUNTY
Court of Common Pleas
Frank R. Addy Jr., Circuit Court Judge

Case No.: 2024-001273

Carey Holtzclaw and Holtzclaw Lawn Service, LLC, Appellants,

v.

Piedmont Technical College, William Craig Mayo,
Brian McKenna, and State Fiscal Accountability
Authority, Respondents.

PETITION TO RESTORE CASE

Appellants hereby petition the Court to restore this case. The Court issued an order dismissing this case on September 8, 2025, because Appellants had not served and filed the Record on Appeal on time.

Initially, the Record on Appeal was not timely served and filed because the undersigned counsel for Appellants was hospitalized from July 28-August 2 because of an unexpected surgery and the necessary recovery. Since that time, Appellants' counsel has had at least one medical appointment every week with multiple appointments many weeks.

When the Court sent out a reminder letter about the Record on Appeal dated August 21, 2025, Appellants' counsel worked to complete the Record on Appeal. Appellants' counsel had trouble located four documents from Respondents' Designation of Matter to be Included on the Record on Appeal. These documents are: (1) Solicitation 5400020416 Issued

October 13, 2020, "Invitation for Bids for Grounds Maintenance Services for Piedmont Technical College's eight (8) campuses"; (2) Amendment 1 to Solicitation 5400020416; (3) Holtzclaw Lawn Service Offer dated 11-6-2020 (25 pages); and (4) Intent to Award posted March 11, 2021. As a result of the trouble finding the documents, Appellants' counsel reached out to Respondent State Fiscal Accountability Authority's counsel via telephone on August 29 about getting those documents. Appellant's counsel sent a follow-up email about the documents on September 3 to Respondent State Fiscal Accountability Authority's counsel. Appellants' Counsel was unable to get possession of those documents necessary to complete the Record on Appeal, though.

Appellants' counsel is now in possession of the first two documents but not the last two documents designated by all Respondents. Once they provide a copy to Appellant then the Record on Appeal will be immediately completed, served, and filed.

Appellants, therefore, request that the Court issue an order restoring the case, requiring Respondents to provide those two documents, and allowing Appellants to file the Record on Appeal out of time. This petition is not made to delay the proceedings but just to ensure that the Court decides this case on the merits.

IT IS SO MOVED

Respectfully Submitted,



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September 17, 2025

Greenwood, South Carolina