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Dec 15 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Case No.: 2024-001241

In The Matter of Jason Michael Boyle, Appellant

SUPPLEMENT TO MOTION TO EXPEDITE APPEAL AND NOTICE OF CONTINUED HARM

INTRODUCTION

Appellant respectfully submits this Supplement to the pending Motion to Expedite the Appeal. The South Carolina Court of Appeals has inherent authority—reinforced by Rule 241, SCACR—to grant expedited review when delay risks ongoing or irreparable harm or when intervention is necessary to preserve the administration of justice. Since the filing of this appeal, new and significant developments have arisen that materially intensify the harm to Appellant and his family. These events are documented in four separate civil cases presently pending against Appellant’s wife, Dorothy Pierce, which are attached as Exhibits A–D.

Although this appeal concerns actions taken by the Probate Court and Judge Danny Singleton, the same judge whose conduct is central to this appeal—Judge Lawton McIntosh—continues to preside over numerous concurrent matters affecting Appellant’s family. His recent rulings not only magnify the harms underlying this appeal, but also raise profound concerns under the South Carolina Code of Judicial Conduct (Rule 501, SCACR), which requires judges to avoid both impropriety and the appearance of impropriety. The pattern emerging across these cases demonstrates timing, hostility, procedural irregularity, and one-sided decision-making that any reasonable observer would interpret as biased.

These circumstances present compelling “good cause” for expedited review.

RECENT ORDERS DEMONSTRATE A PATTERN OF PREJUDICE, TIMING, AND APPEARANCE OF BIAS

Between September and December 2025, Appellant’s wife undertook the demanding process of preparing for and then campaigning for a parliamentary seat in the Oyam South District of Uganda. The campaign required extensive travel, financial expenditure, and daily public

engagement. At the same time, Appellant’s entire household was affected by severe seasonal flu and malaria—facts expressly raised in Dorothy’s filings.

In anticipation of these conflicts, Dorothy moved for hearings to be stayed until February 2026 and requested a grace period under principles reflected in Rule 40(b), SCRPC (continuances for good cause, unavoidable absence, and fairness). She also moved multiple times for Judge McIntosh to recuse himself under Canon 3(E)(1) of the Judicial Canons, noting a prior incident in which he issued—and then rescinded—an order within hours of receiving a request from Attorney Keith Denny. She additionally sought a change of venue. All requests were denied.

Despite the Court’s full awareness of Dorothy’s temporary unavailability, the Tenth Judicial Circuit issued a wave of hearings and adverse orders across her cases—after long periods of dormancy, and precisely when she was unable to defend herself. These included striking claims, denying motions, entering defaults, imposing judgments, and even piercing the corporate veil twice—all without hearings or the factual findings required under Rule 52(a), SCRPC, and without the evidentiary analysis required by South Carolina veil-piercing jurisprudence (e.g., *Sturkie v. Sifly*, 280 S.C. 453 (1984)).

The timing and character of these rulings effectively deprived Dorothy of her due process right to be heard under the Fourteenth Amendment. They also create an unmistakable appearance of bias, the constitutional standard articulated in *Caperton v. Massey Coal Co.*, 556 U.S. 868 (2009), and reaffirmed in South Carolina in *In re Gravely*, 321 S.C. 235 (1996).

SYSTEMIC DEFECTS IN THE RECENT ORDERS REINFORCE THE APPEARANCE OF BIAS

1. Lack of Findings of Fact and Legal Reasoning

Across the attached exhibits, many orders consist of little more than conclusory check-boxes with no reasoning, contrary to **Rule 52(a), SCRCF**, which requires findings adequate to permit meaningful appellate review. Orders granting defaults, striking claims, denying summary judgment under **Rule 56**, or piercing the corporate veil require factual findings and legal analysis. Their absence is itself prejudicial and is evidence of improper judicial shortcutting.

2. Inconsistent Application of Procedural Protections

Dorothy's motions for continuances, grace periods, and scheduling protections were denied, even though identical relief was granted to opposing parties. This disparate treatment violates basic fairness principles underlying **Rule 40(b)** and contributes to a reasonable perception of hostility or favoritism.

3. Procedural Ambush and Timing Irregularities

The rulings were clustered during the weeks when Dorothy was abroad and hindered in responding, after months in which the court took no action. This pattern—illustrated across Gruber, Clements, AMEX, and Firewalker—reflects procedural ambush, not neutral case management. The resulting prejudice was not accidental but structural and compounding.

SUMMARY OF EXHIBITS REFLECTING CONTINUED HARM

Exhibit A – Gruber v. Pierce (2023-CP-37-00548)

Rulings include denial of summary judgment, denial of motions to dismiss counterclaims and strike defenses, and denial of motions for reconsideration. A continuance was granted to the opposing party but withheld from Dorothy, despite documented campaign obligations.

Exhibit B – Clements Electrical (2022-CP-37-00108)

Dorothy's claims were struck without analysis; nearly all motions were denied; protective orders restricted her discovery rights; and one defendant received summary judgment. All orders were issued during her absence.

Exhibit C – American Express v. Wells (2021-CP-37-00678)

A final judgment exceeding \$17,000 was entered only after Dorothy departed for Uganda, despite her request for reasonable scheduling protections.

Exhibit D – Firewalker Hot Sauce (2021-CP-37-00149)

Multiple defaults were entered, pleadings were struck, and the corporate veil was pierced **twice** without hearings or factual findings. Such extraordinary remedies require evidentiary support, which was absent.

In addition, the Court should be aware that the PlantOne rulings—now themselves pending before this Court—pierced the corporate veil of Dorothy's limited liability company and rendered her personally liable for more than \$200,000. These rulings were issued without any evidentiary basis, without application of South Carolina's required veil-piercing factors, and without factual findings as mandated by Rule 52(a), SCRPC. At the damages hearing, the court relied entirely on hearsay assertions, and the damages report itself was presented for the first time at the hearing, depriving Dorothy of any meaningful opportunity to review, contest, or rebut the allegations. Such extraordinary financial consequences imposed through procedurally defective hearings reinforce the urgency of expedited review and exemplify the continued judicial harm arising from the same patterns of conduct challenged in this appeal.

EFFECT OF AN APPELLATE RULING: THE NEED FOR IMMEDIATE INTERVENTION

A ruling by this Court in Appellant's favor will have immediate and necessary corrective effects. If the Court determines that Judge McIntosh violated constitutional or procedural protections, such a ruling will necessarily require Judge McIntosh to recuse himself from cases involving Appellant's wife under **Canon 3(E)(1)**. It will also require the Tenth Judicial Circuit to conduct itself with the neutrality and good-faith adherence to procedural rules that have been absent.

Each month of delay invites further adverse orders that this Court may ultimately find unlawful. Thus, expedited review is essential to prevent ongoing, irreparable harm.

LEGAL AUTHORITIES SUPPORTING EXPEDITED REVIEW

- **Rule 241, SCACR** – authorizes protective appellate intervention to prevent ongoing prejudice.
- **Rule 501, SCACR (Canons 1, 2, and 3(E))** – mandates avoidance of the appearance of impropriety and recusal when impartiality may reasonably be questioned.
- **Rule 52(a), SCRCR** – requires adequate findings of fact.
- **Rules 40(b), 55, 56, 65, 77(d), SCRCR** – govern continuances, default procedures, summary judgment standards, protective orders, and hearing notices.
- **Fourteenth Amendment Due Process Clause** – prohibits biased adjudication and deprivation of the opportunity to be heard.
- **Caperton v. Massey Coal Co., 556 U.S. 868 (2009)** – appearance of bias can violate due process even absent proof of actual bias.

- **In re Gravely, 321 S.C. 235 (1996)** – appearance of impropriety alone may justify corrective action.

All citations above have been verified for accuracy.

CONCLUSION

Beyond their timing, the orders themselves exhibit systemic defects that reinforce the appearance of bias. Multiple rulings lack the findings of fact, legal reasoning, and procedural steps required under South Carolina law, including Rule 52(a), SCRCP. Summary judgment orders contain no analysis under Rule 56; default judgments were entered without the notices and evidentiary basis Rule 55 requires; and several orders striking claims or denying motions consist of bare conclusions without reciting applicable standards. Most concerning, the veil-piercing rulings fail entirely to apply the controlling *Sturkie* factors or to reference any evidence in the record. Such omissions are not merely technical—they prevent meaningful appellate review and create the objective impression of arbitrary, results-driven decision-making, which the Judicial Canons prohibit because it undermines public confidence in the judiciary.

For these reasons, Appellant respectfully requests that the Court take judicial notice of the attached orders, recognize the ongoing and escalating harm arising from the conduct of the Tenth Judicial Circuit, and grant the Motion to Expedite this appeal. Delay will permit the continuation of judicial actions that may later be found unconstitutional or procedurally improper. The appearance of bias reflected in the attached cases underscores the necessity for immediate appellate intervention.

FORM 4

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2023CP3700548

Dorothy Pierce
PLAINTIFF(S)

N Gruber Sires, Jr
DEFENDANT(S)

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.
- ☐ **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
- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **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:

Plaintiff's Motion for Summary Judgment came before this Court on September 25, 2025. Pro se Plaintiff was present. Keith Denny was present on behalf of the Defendant. After careful consideration of the materials filed and the arguments of the parties, Plaintiff's Motion is DENIED.

It is so Ordered.

ORDER INFORMATION

This order ☐ ends ☒ does not end the case.

☐ See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 09/29/2025 .

Dorothy Pierce for Dorothy Pierce
Dorothy Pierce for Dorothy Pierce

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

Court Reporter:

E-Filing Note: The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.



Oconee Common Pleas

Case Caption: Dorothy Pierce VS N Gruber Sires Jr

Case Number: 2023CP3700548

Type: Order/Electronic Form 4

So Ordered

William C. McMaster, III

FORM 4

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COUNTY OF Oconee
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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:

Plaintiff's Motion to Dismiss Counterclaims and Strike Affirmative Defenses came before this Court on September 25, 2025. Pro se Plaintiff was present. Keith Denny was present on behalf of the Defendant. After careful consideration of the materials filed and the arguments of the parties, Plaintiff's Motion is DENIED.

It is so Ordered.

ORDER INFORMATION

This order ☐ ends ☒ does not end the case.

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Oconee Common Pleas

Case Caption: Dorothy Pierce VS N Gruber Sires Jr

Case Number: 2023CP3700548

Type: Order/Electronic Form 4

So Ordered

William C. McMaster, III

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COUNTY OF Oconee
IN THE COURT OF COMMON PLEAS

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CASE NO. 2023CP3700548

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N Gruber Sires, Jr
DEFENDANT(S)

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IT IS ORDERED AND ADJUDGED: ☐ See attached order (formal order to follow) ☒ Statement of Judgment by the Court:

Plaintiff's Motion to Reconsider the Court's ruling on her Motion to Dismiss was filed with this Court on October 3, 2025. After careful consideration of the materials filed and the arguments that were provided, the Court is unable to discover any material fact or principal of law that either has been overlooked or disregarded, and further finds no error of law or fact not appropriately considered. Therefore, Plaintiff's Motion to Reconsider, pursuant to Rule 52, SCRPC, is DENIED.

It is so Ordered.

ORDER INFORMATION

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Dorothy Pierce for Dorothy Pierce
Dorothy Pierce for Dorothy Pierce

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Oconee Common Pleas

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IT IS ORDERED AND ADJUDGED: ☐ See attached order (formal order to follow) ☒ Statement of Judgment by the Court:

Plaintiff's Motion to Reconsider the Court's ruling on her Motion for Summary Judgment was filed with this Court on October 3, 2025. After careful consideration of the materials filed and the arguments that were provided, the Court is unable to discover any material fact or principal of law that either has been overlooked or disregarded, and further finds no error of law or fact not appropriately considered. Therefore, Plaintiff's Motion to Reconsider, pursuant to Rule 52, SCRPC, is DENIED.

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Oconee Common Pleas

Case Caption: Dorothy Pierce VS N Gruber Sires Jr

Case Number: 2023CP3700548

Type: Order/Electronic Form 4

So Ordered

William C. McMaster, III

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2023 CP-37-00548

DOROTHY PIERCE
PLAINTIFF(S)

N. GRUBER SIRES JR.
DEFENDANT(S)

Submitted by:

Attorney for : ☐ Plaintiff ☐ Defendant
or
☐ Self-Represented Litigant

DISPOSITION TYPE (CHECK ONE)

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IT IS ORDERED AND ADJUDGED: ☐ See attached order (formal order to follow) ☒ Statement of Judgment by the Court:

ORDER INFORMATION

Mr. Denny filed a Motion to Continue on October 17, 2025 which did not comply with the Rule 601. However, on October 23, 2025 he notified the court by email of conflict which would implicate Rule 601. Therefore, this case shall be continued from this term of court and placed on the next jury roster.

This order ☐ ends ☒ does not end the case.

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any 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)
		\$
		\$
		\$
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.
E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20____ to attorneys of record or to parties (when appearing pro se) as follows:

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Court Reporter:

E-Filing Note: In E-Filing counties, the date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgement to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRPC.

**ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON
PAGE 1.**

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

FORM 4

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
IN THE COURT OF COMMON PLEAS**

JUDGMENT IN A CIVIL CASE

CASE NO. 2022 CP-37-00108

DOROTHY PIERCE, PLAINTIFF, ET AL

CLEMENTS ELECTRICAL INC.,
DEFENDANT, ET AL

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.
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- ☐ **DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
☐ Affirmed; ☐ Reversed; ☐ Remanded; ☐ Other

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IT IS ORDERED AND ADJUDGED: ☐ See attached order (formal order to follow) ☒ Statement of Judgment by the Court:

ORDER INFORMATION

DEFENDANTS CLEMENTS ELECTRICAL, INC., ALTON FREDERICK CLEMENTS, JR., JANET GAY CLEMENTS, JASON DIX, NICHOLAS BEHRINGER, AND JEFFREY PILGRIM'S MOTION TO STRIKE PLAINTIFF'S COMPLAINT IS GRANTED, IN PART, TO THE CLAIM OF INTENTIONAL INFLECTION OF EMOTIONAL DISTRESS.

SCOTT WILLIAM GIBLIN TO PREPARE DETAILED FORMAL ORDER WITH A DETAILED LISTING OF ALL ALLEGED VIOLATIONS.

This order ☐ ends ☒ does not end the case.

INFORMATION FOR THE JUDGMENT INDEX		
Complete this section below when the judgment affects title to real or personal property or if any 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)
		\$
		\$
		\$
If applicable, describe the property, including tax map information and address, referenced in the order:		

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.**

E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.

Circuit Court Judge

Judge Code

Date

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20____ to attorneys of record or to parties (when appearing pro se) as follows:

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Court Reporter:

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ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.



Oconee Common Pleas

Case Caption: Dorothy Pierce , plaintiff, et al VS Clements Electrical Inc ,
defendant, et al
Case Number: 2022CP3700108
Type: Order/Form 4

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

FORM 4

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
IN THE COURT OF COMMON PLEAS**

JUDGMENT IN A CIVIL CASE

CASE NO. 2022 CP-37-00108

DOROTHY PIERCE, PLAINTIFF, ET AL

CLEMENTS ELECTRICAL INC.,
DEFENDANT, ET AL

PLAINTIFF(S)

DEFENDANT(S)

Submitted by:

Attorney for : ☐ Plaintiff ☐ Defendant
or
☐ Self-Represented Litigant

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IT IS ORDERED AND ADJUDGED: ☐ See attached order (formal order to follow) ☒ Statement of Judgment by the Court:

ORDER INFORMATION

DEFENDANTS ALTON FREDERICK CLEMENTS, JR. AND JANET GAY CLEMENTS' MOTION FOR PROTECTIVE ORDER IS MOOT NO FORMAL ORDER REQUESTED.

This order ☐ ends ☒ does not end the case.

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any 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)
		\$
		\$
		\$

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.**

E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20____ to attorneys of record or to parties (when appearing pro se) as follows:

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT**Court Reporter:**

E-Filing Note: In E-Filing counties, the date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgement to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRPC.

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.



Oconee Common Pleas

Case Caption: Dorothy Pierce , plaintiff, et al VS Clements Electrical Inc ,
defendant, et al

Case Number: 2022CP3700108

Type: Order/Form 4

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

FORM 4

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
IN THE COURT OF COMMON PLEAS**

JUDGMENT IN A CIVIL CASE

CASE NO. 2022 CP-37-00108

DOROTHY PIERCE, PLAINTIFF, ET AL

CLEMENTS ELECTRICAL INC.,
DEFENDANT, ET AL

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), SCRCP; ☐ Rule 41(a), SCRCP (Vol. Nonsuit); ☐ Rule 43(k), SCRCP (Settled); ☐ Other
- ☐ **ACTION STRICKEN (CHECK REASON):** ☐ Rule 40(j), SCRCP; ☐ Bankruptcy; ☐ Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; ☐ Other
- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **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:

ORDER INFORMATION

DEFENDANTS ALTON FREDERICK CLEMENTS, JR. AND JANET GAY CLEMENTS' MOTION FOR PROTECTIVE ORDER IS MOOT NO FORMAL ORDER REQUESTED.

This order ☐ ends ☒ does not end the case.

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any 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)
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ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT**Court Reporter:**

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ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

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Oconee Common Pleas

Case Caption: Dorothy Pierce , plaintiff, et al VS Clements Electrical Inc ,
defendant, et al

Case Number: 2022CP3700108

Type: Order/Form 4

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

FORM 4

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
IN THE COURT OF COMMON PLEAS**

JUDGMENT IN A CIVIL CASE

CASE NO. 2022 CP-37-00108

DOROTHY PIERCE, PLAINTIFF, ET AL

CLEMENTS ELECTRICAL INC.,
DEFENDANT, ET AL

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
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- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **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:

ORDER INFORMATION

PLAINTIFF'S MOTION FOR SANCTIONS AGAINST DEFENDANT'S CLEMENTS ELECTRICAL, INC., ALTON FREDRICK CLEMENTS JR., JANET GAY CLEMENTS, JASON DIX, NICHOLAS BEHRINGER, BRANDON J. DURHAM, AND JEFFREY PILGRIM IS DENIED.

SCOTT WILLIAM GIBLIN TO PREPARE DETAILED FORMAL ORDER.

This order ☐ ends ☒ does not end the case.

INFORMATION FOR THE JUDGMENT INDEX		
Complete this section below when the judgment affects title to real or personal property or if any 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)
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Circuit Court Judge

Judge Code

Date

For Clerk of Court Office Use Only

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ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Court Reporter:

E-Filing Note: In E-Filing counties, the date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgement to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.



Oconee Common Pleas

Case Caption: Dorothy Pierce , plaintiff, et al VS Clements Electrical Inc ,
defendant, et al
Case Number: 2022CP3700108
Type: Order/Form 4

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

FORM 4

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
IN THE COURT OF COMMON PLEAS**

JUDGMENT IN A CIVIL CASE

CASE NO. 2022 CP-37-00108

DOROTHY PIERCE, PLAINTIFF, ET AL

CLEMENTS ELECTRICAL INC.,
DEFENDANT, ET AL

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.
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- ☐ **ACTION DISMISSED (CHECK REASON):** ☐ Rule 12(b), SCRCP; ☐ Rule 41(a), SCRCP (Vol. Nonsuit); ☐ Rule 43(k), SCRCP (Settled); ☐ Other
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- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **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:

ORDER INFORMATION

DEFENDANTS ALTON FREDRICK CLEMENTS, JR. AND JANET GAY CLEMENTS' MOTION FOR SUMMARY JUDGMENT IS DENIED NO FORMAL ORDER REQUESTED.

This order ☐ ends ☒ does not end the case.

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any 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)
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For Clerk of Court Office Use Only

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ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT**Court Reporter:**

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ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.



Oconee Common Pleas

Case Caption: Dorothy Pierce , plaintiff, et al VS Clements Electrical Inc ,
defendant, et al

Case Number: 2022CP3700108

Type: Order/Form 4

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

FORM 4

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
IN THE COURT OF COMMON PLEAS**

JUDGMENT IN A CIVIL CASE

CASE NO. 2022 CP-37-00108

DOROTHY PIERCE, PLAINTIFF, ET AL

CLEMENTS ELECTRICAL INC.,
DEFENDANT, ET AL

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.
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- ☐ **ACTION DISMISSED (CHECK REASON):** ☐ Rule 12(b), SCRCP; ☐ Rule 41(a), SCRCP (Vol. Nonsuit); ☐ Rule 43(k), SCRCP (Settled); ☐ Other
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- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **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:

ORDER INFORMATION

DEFENSE MOTION FOR PROTECTIVE ORDER FOR DEPOSITIONS SCHEDULED FOR THE DATES OF AUGUST 14, 2025, AND AUGUST 15, 2025 IS MOOT NO FORMAL ORDER REQUESTED.

This order ☐ ends ☒ does not end the case.

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any 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)
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For Clerk of Court Office Use Only

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ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT**Court Reporter:**

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ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.



Oconee Common Pleas

Case Caption: Dorothy Pierce , plaintiff, et al VS Clements Electrical Inc ,
defendant, et al

Case Number: 2022CP3700108

Type: Order/Form 4

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

FORM 4

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
IN THE COURT OF COMMON PLEAS**

JUDGMENT IN A CIVIL CASE

CASE NO. 2022 CP-37-00108

DOROTHY PIERCE, PLAINTIFF, ET AL

CLEMENTS ELECTRICAL INC.,
DEFENDANT, ET AL

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), SCRCP; ☐ Rule 41(a), SCRCP (Vol. Nonsuit); ☐ Rule 43(k), SCRCP (Settled); ☐ Other
- ☐ **ACTION STRICKEN (CHECK REASON):** ☐ Rule 40(j), SCRCP; ☐ Bankruptcy; ☐ Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; ☐ Other
- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **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:

ORDER INFORMATION

PLAINTIFF'S MOTION FOR EVIDENTIARY HEARING, LIVE TESTIMONY, AND RIGHT TO CROSS-EXAMINE ATTORNEY FEE AFFIDAVITS NEED TO BE HEARD BY JUDGE SPROUSE.

This order ☐ ends ☒ does not end the case.

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any 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)
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ATTORNEY(S) FOR THE DEFENDANT(S)

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ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

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Oconee Common Pleas

Case Caption: Dorothy Pierce , plaintiff, et al VS Clements Electrical Inc ,
defendant, et al

Case Number: 2022CP3700108

Type: Order/Form 4

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

FORM 4

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
IN THE COURT OF COMMON PLEAS**

JUDGMENT IN A CIVIL CASE

CASE NO. 2022 CP-37-00108

DOROTHY PIERCE, PLAINTIFF, ET AL

CLEMENTS ELECTRICAL INC.,
DEFENDANT, ET AL

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.
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- ☐ **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:

ORDER INFORMATION

PLAINTIFF'S MOTION TO VACATE AND VOID REDUNDANT DISCOVERY ORDERS AND RESULTING SANCTIONS IS DENIED FOR THE FAILURE OF PLAINTIFF TO PROSECUTE CLAIMS.

THE MOTION IS DENIED WITH PREJUDICE. NO FORMAL ORDER REQUESTED

This order ☐ ends ☒ does not end the case.

INFORMATION FOR THE JUDGMENT INDEX		
Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.		
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Circuit Court Judge

Judge Code

Date

For Clerk of Court Office Use Only

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ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Court Reporter:

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Oconee Common Pleas

Case Caption: Dorothy Pierce , plaintiff, et al VS Clements Electrical Inc ,
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Case Number: 2022CP3700108

Type: Order/Form 4

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

FORM 4

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
IN THE COURT OF COMMON PLEAS**

JUDGMENT IN A CIVIL CASE

CASE NO. 2022 CP-37-00108

DOROTHY PIERCE, PLAINTIFF, ET AL

CLEMENTS ELECTRICAL INC.,
DEFENDANT, ET AL

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.
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- ☐ **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:

ORDER INFORMATION

PLAINTIFF'S OBJECTION TO FEE AFFIDAVIT OF CLEMENTS ELECTRICAL DEFENDANTS AND MOTION TO STAY ENFORCEMENT OF SANCTIONS IS DENIED.

FORMAL ORDER TO BE PREPARED BY SCOTT WILLIAM GIBLIN.

This order ☐ ends ☒ does not end the case.

INFORMATION FOR THE JUDGMENT INDEX		
Complete this section below when the judgment affects title to real or personal property or if any 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)
		\$
		\$
		\$
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.**

E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.

Circuit Court Judge

Judge Code

Date**For Clerk of Court Office Use Only**

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20____ to attorneys of record or to parties (when appearing pro se) as follows:

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT**Court Reporter:**

E-Filing Note: In E-Filing counties, the date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgement to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.



Oconee Common Pleas

Case Caption: Dorothy Pierce , plaintiff, et al VS Clements Electrical Inc ,
defendant, et al
Case Number: 2022CP3700108
Type: Order/Form 4

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

FORM 4

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
IN THE COURT OF COMMON PLEAS**

JUDGMENT IN A CIVIL CASE

CASE NO. 2022 CP-37-00108

DOROTHY PIERCE, PLAINTIFF, ET AL

CLEMENTS ELECTRICAL INC.,
DEFENDANT, ET AL

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), SCRCp; ☐ Rule 41(a), SCRCp (Vol. Nonsuit); ☐ Rule 43(k), SCRCp (Settled); ☐ Other
- ☐ **ACTION STRICKEN** (CHECK REASON): ☐ Rule 40(j), SCRCp; ☐ Bankruptcy; ☐ Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; ☐ Other
- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **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:

ORDER INFORMATION

PLAINTIFF'S MOTION TO SEVER PARTIES AND CLAIMS FOR TRIAL AND DISCOVERY PURPOSES IS DENIED.

NO FORMAL HEARING REQUESTED.

NO FORMAL ORDER REQUESTED.

This order ☐ ends ☒ does not end the case.

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any 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)
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		\$
		\$

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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.**

E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.

Circuit Court Judge

Judge Code

Date

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20____ to attorneys of record or to parties (when appearing pro se) as follows:

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Court Reporter:

E-Filing Note: In E-Filing counties, the date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgement to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.



Oconee Common Pleas

Case Caption: Dorothy Pierce , plaintiff, et al VS Clements Electrical Inc ,
defendant, et al
Case Number: 2022CP3700108
Type: Order/Form 4

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

FORM 4

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
IN THE COURT OF COMMON PLEAS**

JUDGMENT IN A CIVIL CASE

CASE NO. 2022 CP-37-00108

DOROTHY PIERCE, PLAINTIFF, ET AL

CLEMENTS ELECTRICAL INC.,
DEFENDANT, ET AL

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), SCRCPP; ☐ Rule 41(a), SCRCPP (Vol. Nonsuit); ☐ Rule 43(k), SCRCPP (Settled); ☐ Other
- ☐ **ACTION STRICKEN** (CHECK REASON): ☐ Rule 40(j), SCRCPP; ☐ Bankruptcy; ☐ Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; ☐ Other
- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **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:

ORDER INFORMATION

DEFENDANTS JASON DIX, NICHOLAS BEHRINGER, BRANDON DURHAM, AND JEFFREY PILGRIM'S MOTION FOR A PROTECTIVE ORDER LIMITING PLAINTIFF'S DISCOVERY IS GRANTED.

SCOTT WILLIAM GIBLIN TO DRAFT FORMAL ORDER .

This order ☐ ends ☒ does not end the case.

INFORMATION FOR THE JUDGMENT INDEX		
Complete this section below when the judgment affects title to real or personal property or if any 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)
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Circuit Court Judge

Judge Code

Date

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20____ to attorneys of record or to parties (when appearing pro se) as follows:

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Court Reporter:

E-Filing Note: In E-Filing counties, the date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgement to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

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Oconee Common Pleas

Case Caption: Dorothy Pierce , plaintiff, et al VS Clements Electrical Inc ,
defendant, et al
Case Number: 2022CP3700108
Type: Order/Form 4

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2022 CP-37-00108

DOROTHY PIERCE, PLAINTIFF, ET AL

CLEMENTS ELECTRICAL INC.,
DEFENDANT, ET AL

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.
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- ☐ **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
- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **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:

ORDER INFORMATION

PLAINTIFF'S AMENDED MOTION FOR SUMMARY JUDGMENT ON LIABILITY AGAINST DEFENDANTS CLEMENTS ELECTRICAL, INC., JASON DIX, NICHOLAS BEHRINGER, ALTON FREDERICK CLEMENTS JR., AND JANET GAY CLEMENTS IS DENIED.

PLAINTIFF'S COMPLAINT IS STRIKEN AS TO THE CLAIM OF INTENTIONAL INFLICTION OF EMOTIONAL DISTRESS.

SCOTT WILLIAM GIBLIN TO PREPARE FORMAL ORDER.

This order ☐ ends ☒ does not end the case.

INFORMATION FOR THE JUDGMENT INDEX		
Complete this section below when the judgment affects title to real or personal property or if any 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)
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E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.

Circuit Court Judge

Judge Code

Date

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20____ to attorneys of record or to parties (when appearing pro se) as follows:

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Court Reporter:

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ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

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Oconee Common Pleas

Case Caption: Dorothy Pierce , plaintiff, et al VS Clements Electrical Inc ,
defendant, et al
Case Number: 2022CP3700108
Type: Order/Form 4

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2022 CP-37-00108

DOROTHY PIERCE, PLAINTIFF, ET AL

CLEMENTS ELECTRICAL INC.,
DEFENDANT, ET AL

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), SCRCP; ☐ Rule 41(a), SCRCP (Vol. Nonsuit); ☐ Rule 43(k), SCRCP (Settled); ☐ Other
- ☐ **ACTION STRICKEN (CHECK REASON):** ☐ Rule 40(j), SCRCP; ☐ Bankruptcy; ☐ Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; ☐ Other
- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **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:

ORDER INFORMATION**DEFENDANT JEFFREY PILGRIM'S MOTION FOR SUMMARY JUDGMENT IS GRANTED.****SCOTT WILLIAM GIBLIN TO PREPARE FORMAL ORDER.**This order ☐ ends ☒ does not end the case.**INFORMATION FOR THE JUDGMENT INDEX**

Complete this section below when the judgment affects title to real or personal property or if any 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)
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Circuit Court Judge

Judge Code

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ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT**Court Reporter:**

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ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

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Oconee Common Pleas

Case Caption: Dorothy Pierce , plaintiff, et al VS Clements Electrical Inc ,
defendant, et al

Case Number: 2022CP3700108

Type: Order/Form 4

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

STATE OF SOUTH CAROLINA

IN THE COURT OF COMMON PLEAS

COUNTY OF OCONEE

CIVIL ACTION NO: 2022-CP-37-00108

Dorothy Pierce and American Pharma
Machinery, LLC,

Plaintiffs,

v.

Clements Electrical, Inc.; Alton Frederick
Clements, Jr.; Janet Gay Clements; Jason Dix;
Nicholas Behringer; Jeffery Pilgrim; Sherry L.
Burgess; Nicholson H. Jerry; Francesco Majia
Armando Frank; Melissa C. Chastain; Jared
Adam Pierce,

Defendants.

**ORDER GRANTING DEFENDANTS JASON
DIX, NICHOLAS BEHRINGER, BRANDON
DURHAM, AND JEFFREY PILGRIM'S
MOTION FOR PROTECTIVE ORDER**

This matter came before the Court on Jason Dix, Nicholas Behringer, Brandon Durham, and Jeffrey Pilgrim's Motion for Protective Order. A virtual hearing before Honorable Judge R. Lawton McIntosh was held on November 18, 2025, via WebEx. Scott W. Giblin appeared on behalf of Defendants Clements Electrical, Inc., Alton Frederick Clements, Jr., Janet Gay Clements, Jason Dix, Nicholas Behringer, and Jeffery Pilgrim. Ashaley C. Boatwright appeared on behalf of Plaintiff American Pharma Machinery, LLC. Plaintiff Dorothy Pierce did not appear.

Having reviewed the parties' submissions, heard oral arguments, and conducted a thorough analysis of the issues presented and pertinent case law, this Court grants Jason Dix, Nicholas Behringer, Brandon Durham, and Jeffrey Pilgrim's Motion for Protective Order.

During the August 28, 2025 depositions of Jason Dix, Nicholas Behringer, Brandon Durham, and Jeffrey Pilgrim were instructed by counsel to not answer questions regarding whether counsel coached the witnesses, what counsel and the witnesses discussed in preparation

of the depositions, how long the meeting between counsel and the witnesses lasted, and whether counsel told the witnesses which topics would be discussed in the deposition. Counsel for Jason Dix, Nicholas Behringer, Brandon Durham, and Jeffrey Pilgrim argued that such questions invade the protections afforded by the attorney-client privilege and are not subject to questioning.

The Court agrees and GRANTS Jason Dix, Nicholas Behringer, Brandon Durham, and Jeffrey Pilgrim's Motion for Protective Order, precluding Plaintiffs from re-noticing the depositions of Jason Dix, Nicholas Behringer, Brandon Durham, and Jeffrey Pilgrim to seek answers to those questions.

AND IT IS SO ORDERED.

December 9, 2025
Oconee, SC



Judge R. Lawton McIntosh

STATE OF SOUTH CAROLINA

IN THE COURT OF COMMON PLEAS

COUNTY OF OCONEE

CIVIL ACTION NO: 2022-CP-37-00108

Dorothy Pierce and American Pharma
Machinery, LLC,

Plaintiffs,

v.

Clements Electrical, Inc.; Alton Frederick
Clements, Jr.; Janet Gay Clements; Jason Dix;
Nicholas Behringer; Jeffery Pilgrim; Sherry L.
Burgess; Nicholson H. Jerry; Francesco Majia
Armando Frank; Melissa C. Chastain; Jared
Adam Pierce,

Defendants.

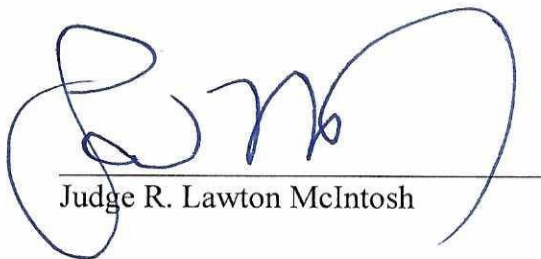
**ORDER DENYING PLAINTIFF DOROTHY
PIERCE'S OBJECTION TO FEE AFFIDAVIT
OF CLEMENTS ELECTRICAL
DEFENDANTS AND MOTION TO STAY
ENFORCEMENT OF SANCTIONS**

This matter came before the Court on Plaintiff Dorothy Pierce's Objection to Fee Affidavit of Clements Electrical Defendants and Motion to Stay Enforcement of Sanctions. A virtual hearing before Honorable Judge R. Lawton McIntosh was held on November 18, 2025, via WebEx. Scott W. Giblin appeared on behalf of Defendants Clements Electrical, Inc., Alton Frederick Clements, Jr., Janet Gay Clements, Jason Dix, Nicholas Behringer, and Jeffery Pilgrim. Ashaley C. Boatwright appeared on behalf of Plaintiff American Pharma Machinery, LLC. Plaintiff Dorothy Pierce did not appear.

Having reviewed the parties' submissions, heard oral arguments, and conducted a thorough analysis of the issues presented and pertinent case law, this Court DENIES Plaintiff Pierce's Objection and Motion.

AND IT IS SO ORDERED.

December 9, 2025
Oconee, SC
Anderson RLM


Judge R. Lawton McIntosh

STATE OF SOUTH CAROLINA

IN THE COURT OF COMMON PLEAS

COUNTY OF OCONEE

CIVIL ACTION NO: 2022-CP-37-00108

Dorothy Pierce and American Pharma
Machinery, LLC,

Plaintiffs,

v.

Clements Electrical, Inc.; Alton Frederick
Clements, Jr.; Janet Gay Clements; Jason Dix;
Nicholas Behringer; Jeffery Pilgrim; Sherry L.
Burgess; Nicholson H. Jerry; Francesco Majia
Armando Frank; Melissa C. Chastain; Jared
Adam Pierce,

Defendants.

**ORDER DENYING PLAINTIFF DOROTHY
PIERCE'S MOTION FOR SANCTIONS
AGAINST DEFENDANTS CLEMENTS
ELECTRICAL, INC., ALTON FREDERICK
CLEMENTS, JR., JANET GAY CLEMENTS,
JASON DIX, NICHOLAS BEHRINGER,
BRANDON J. DURHAM, AND JEFFREY
PILGRIM**

This matter came before the Court on Plaintiff Dorothy Pierce's Motion for Sanctions Against Defendants Clements Electrical, Inc., Alton Frederick Clements, Jr., Janet Gay Clements, Jason Dix, Nicholas Behringer, Brandon J. Durham, and Jeffrey Pilgrim. A virtual hearing before Honorable Judge R. Lawton McIntosh was held on November 18, 2025, via WebEx. Scott W. Giblin appeared on behalf of Defendants Clements Electrical, Inc., Alton Frederick Clements, Jr., Janet Gay Clements, Jason Dix, Nicholas Behringer, and Jeffrey Pilgrim. Ashaley C. Boatwright appeared on behalf of Plaintiff American Pharma Machinery, LLC. Plaintiff Dorothy Pierce did not appear.

Having reviewed the parties' submissions, heard oral arguments, and conducted a thorough analysis of the issues presented and pertinent case law, this Court denies Plaintiff Pierce's Motion.

Plaintiff Pierce argues in her motion that Defendants Clements Electrical, Inc., Alton Frederick Clements, Jr., Janet Gay Clements, Jason Dix, Nicholas Behringer, Brandon J. Durham, and Jeffrey Pilgrim (hereinafter collectively referred to as “the Clements Electrical Defendants”) failed to comply with the Court’s March 7, 2023 Order, which states, in part:

PLAINTIFF’S MOTION TO COMPEL IS GRANTED AS TO THE FIRST FIFTY INTERROGATORIES. PLAINTIFF’S MOTION TO COMPEL IS DENIED AS TO ANY INTERROGATORIES EXCEEDING THE FIRST FIFTY INTERROGATORIES. PLAINTIFF MUST REQUEST LEAVE FOR ANY INTERROGATORIES EXCEEDING THE FIRST FIFTY.

Specifically, Plaintiff Pierce claims that the Clements Electrical Defendants first supplemented their answers to Plaintiffs’ Interrogatories on August 27, 2025, more than nine hundred (900) days after the issuance of the Order.

Plaintiff Pierce’s argument is without merit. The record reflects that the Clements Electrical Defendants served their Amended Answers to Plaintiffs’ Interrogatories on April 3, 2023,¹ twenty-seven days after the issuance of the Order. The Court also finds no merit in Plaintiff Pierce’s other arguments, i.e., that the Clements Electrical Defendants’ Amended Answers to Plaintiffs’ Interrogatories and Second Amended Answers to Plaintiffs’ Interrogatories are incomplete and obstructive, that the timing of the service of the Second Amended Answers to Plaintiffs’ Interrogatories was “clearly calculated to obstruct Plaintiff’s ability to prepare for depositions and trial,” or that Plaintiff Pierce sustained any prejudice due to the conduct complained of in her motion.

¹ See, Exhibit 10 to Defendants Clements Electrical, Inc., Alton Frederick Clements, Jr., Janet Gay Clements, Jason Dix, Nicholas Behringer, and Jeffrey Pilgrim Omnibus Memorandum in Opposition to Plaintiff’s Motions, filed on September 24, 2025; and Exhibit 17 to Clements Electrical, Inc.’s Reply to Plaintiff Dorothy Pierce’s Opposition to Clements Electrical, Inc.’s Motion for Contempt and Motion for Sanctions against Scott William Giblin, Esq., filed on February 2, 2024.

Accordingly, the Court DENIES Plaintiff Pierce's Motion for Sanctions Against Defendants Clements Electrical, Inc., Alton Frederick Clements, Jr., Janet Gay Clements, Jason Dix, Nicholas Behringer, Brandon J. Durham, and Jeffrey Pilgrim.

AND IT IS SO ORDERED.

December 9, 2025
Geenec, SC

Andersa
Rw


Judge R. Lawton McIntosh

STATE OF SOUTH CAROLINA

IN THE COURT OF COMMON PLEAS

COUNTY OF OCONEE

CIVIL ACTION NO: 2022-CP-37-00108

Dorothy Pierce and American Pharma
Machinery, LLC,

Plaintiffs,

v.

Clements Electrical, Inc.; Alton Frederick
Clements, Jr.; Janet Gay Clements; Jason Dix;
Nicholas Behringer; Jeffery Pilgrim; Sherry L.
Burgess; Nicholson H. Jerry; Francesco Majia
Armando Frank; Melissa C. Chastain; Jared
Adam Pierce,

Defendants.

**ORDER GRANTING DEFENDANTS
CLEMENTS ELECTRICAL, INC., ALTON
FREDERICK CLEMENTS, JR., JANET GAY
CLEMENTS, JASON DIX, NICHOLAS
BEHRINGER, BRANDON DURHAM, AND
JEFFREY PILGRIM'S MOTION TO STRIKE
PLAINTIFF DOROTHY PIERCE'S
COMPLAINT**

This matter comes before me upon motion by Defendants Clements Electrical, Inc., Alton Frederick Clements, Jr., Janet Gay Clements, Jason Dix, Nicholas Behringer, Jeffrey Pilgrim, and Brandon Durham's (hereinafter collectively "Clements Electrical Defendants"). On September 3, 2025, the Clements Electrical Defendants filed a Motion to Strike Plaintiff's Complaint. On November 18, 2025, a hearing was held via WebEx before the Honorable Judge R. Lawton McIntosh. Scott W. Giblin appeared on behalf of the Clements Electrical Defendants. Ashaley C. Boatwright appeared on behalf of Plaintiff American Pharma Machinery, LLC. The pro se Plaintiff, Dorothy Pierce, did not appear.

After reviewing the record, the memoranda of law filed by all parties, and hearing the able arguments of counsel, for the reasons set forth below, this Court grants Defendants Clements Electrical, Inc., Alton Frederick Clements, Jr., Janet Gay Clements, Jason Dix, Nicholas Behringer, Jeffrey Pilgrim, and Brandon Durham's Motion to Strike as to Plaintiff Dorothy Pierce's

Complaint only and dismisses Plaintiff Dorothy Pierce's causes of action. Plaintiff American Pharma Machinery, LLC's Complaint and its causes of action, specifically those causes of action for unjust enrichment, breach of contract, and conversion, are not disturbed and shall continue to trial.

LEGAL AUTHORITY

Pursuant to Rule 37(a)(2), if a party fails to answer an interrogatory submitted under Rule 33, the discovering party may move for an order compelling an answer. *See also* Rule 37(a)(3), SCRPC, (“[A]n evasive or incomplete answer is to be treated as a failure to answer.”). If the court grants the motion, the court must also award the moving party reasonable attorney's fees, “unless the court finds that the opposition to the motion was substantially justified or that other circumstances make an award of expenses unjust.”

If a party then fails to obey an order to provide or permit discovery, “the court in which the action is pending *may* make such orders in regard to the failure *as are just*.” Rule 37(b)(2), SCRPC, (emphasis added). Therefore, in addition to the remedies set forth under Rule 37(a), SCRPC, if a party fails to comply with an order, the trial court may impose sanctions such as striking pleadings, dismissing the action, or rendering a default judgment. Rule 37(b)(2)(C), SCRPC. The selection of a particular sanction is “generally entrusted to the sound discretion of the Circuit Court.” *Downey v. Dixon*, 294 S.C. 42, 45, 362 S.E.2d 317, 318 (Ct. App. 1987).

Dismissal or a sanction tantamount to dismissal such as striking a pleading is appropriate only when there is bad faith, willfulness, or callous disregard for the rights of others. *Davis v. Parkview Apartments*, 409 S.C. 266, 762 S.E.2d 535 (2014) (Holding that the trial court did not err in issuing a dismissal order as sanction for appellants' noncompliance with court's orders where appellants' failure to comply with various court orders was willful and deliberate and caused

unnecessary delay of the case and prejudice to respondents); *Brandt v. Gooding*, 368 S.C. 618, 630 S.E.2d 259 (2006) (complaint dismissed as contempt sanction for filing false document); *Barnette v. Adam Bros. Logging, Inc.*, 355 S.C. 588, 586 S.E.2d 572 (2003) (upholding the dismissal of complaint for persistent refusal to authorize examination of relevant records); *QZO, Inc. v. Moyer*, 358 S.C. 246, 594 S.E.2d 541 (Ct. App. 2004) (violation of court order to preserve evidence on computer violated by reformatting hard drive supported striking of defendant's pleadings); *Griffin Grading and Clearing, Inc v. Tire Serv. Equip. Mfg. Co., Inc.*, 334 S.C. 193, 511 S.E.2d 716 (Ct. App. 1999) (failure to comply meaningfully with four prior discovery orders supported striking of pleadings); see also *Rickerson v. Karl*, 412 S.C. 215, 770 S.E.2d 767 (Ct. App. 2015). The trial court is given discretion in determining the severity of these sanctions in the event of willful noncompliance with discovery. *Samples v. Mitchell*, 329 S.C. 105, 112, 495 S.E.2d 213, 216 (Ct. App. 1997) (The trial court is given discretion in deciding the severity of sanctions "for failure to disclose evidence during the discovery process, the trial court should weigh the nature of the interrogatories, the discovery posture of the case, willfulness, and the degree of prejudice").

DISCUSSION

The Clements Electrical Defendants' Motion to Strike and this Order are the result of years of Plaintiff Pierce refusing to willingly participate in discovery; subsequent court orders compelling Plaintiff Pierce to participate in discovery; Plaintiff Pierce's failure to comply with those orders compelling her to participate in discovery; subsequent court orders sanctioning her conduct; and her refusal thereafter to comply with those orders sanctioning her conduct. Plaintiff Pierce's pattern of willful noncompliance, gross indifference to the Defendants' rights, and disrespect of the Court's authority, as set forth below, necessitates the drastic remedy of striking her Complaint and dismissing her causes of action. The factual record providing the basis for this

Court's ruling that the Complaint of Plaintiff Dorothy Pierce shall be struck in accordance with Rule 37 of the South Carolina Rules of Civil Procedure is as follows:

1. On June 6, 2022, the Clements Electrical Defendants served their First Set of Interrogatories and First Set of Requests for Production on Plaintiffs.
2. Plaintiffs failed to respond to the Clements Electrical Defendants' First Set of Interrogatories or First Set of Requests for Production. Accordingly, on August 30, 2022, the Clements Electrical Defendants filed a Motion to Compel Plaintiffs' responses to their First Set of Interrogatories and First Set of Requests for Production.
3. Plaintiffs thereafter served their discovery responses and document production, although both remained deficient.
4. On January 27, 2023, Judge Sprouse heard the Clements Electrical Defendants' Motion to Compel Plaintiffs' responses to Clements Electrical Defendants' First Set of Interrogatories and First Set of Requests for Production.
5. On May 4, 2023, Judge Sprouse issued an Order which ordered Plaintiffs to "fully respond to all Interrogatories and Requests for Production submitted by Defendants and produce responsive documents within 30 days of [the] Order."
6. While awaiting Plaintiffs' responses to their first discovery requests, the Clements Electrical Defendants served their Second Set of Interrogatories (Interrogatories 33, 34, and 35) and Third Set of Interrogatories (Interrogatories 36, 37, 38, and 39) on Plaintiffs, on December 22, 2022, and February 6, 2023, respectively.
7. Plaintiffs did not respond to the Clements Electrical Defendants' Second Set of Interrogatories or Third Set of Interrogatories. Accordingly, the Clements Electrical

Defendants filed Motions to Compel, on February 6, 2023, and March 22, 2023, respectively.

8. On March 2, 2023, Judge McIntosh heard the Clements Electrical Defendants' Motion to Compel Plaintiff's answers to the Clements Electrical Defendants' Second Set of Interrogatories. Prior to the hearing, Plaintiffs served their answers to Interrogatories 33 and 34 but refused to answer Interrogatory 35.
9. On March 7, 2023, Judge McIntosh issued an Order which compelled Plaintiffs to respond to Interrogatory 35.
10. The Clements Electrical Defendants' Motion to Compel Plaintiffs' answers to their Third Set of Interrogatories was scheduled for August 1, 2023. However, prior to the hearing, Plaintiffs served their answers to the Third Set of Interrogatories, thus negating the need for a hearing.
11. Plaintiffs did not comply with the Court's May 4, 2023, Order within the prescribed thirty (30) days. Accordingly, on June 27, 2023, the Clements Electrical Defendants filed a motion to compel Plaintiffs' compliance with the May 4, 2023, Order.
12. On August 21, 2023, Judge Maddox granted the Clements Electrical Defendants' Motion to Compel Compliance with Court Order. Thereafter, Judge Maddox issued an Order providing Plaintiffs thirty (30) days to comply with the May 4, 2023, Order and awarding attorney's fees to the Clements Electrical Defendants.
13. Plaintiffs did not comply with the Court's August 21, 2023, Order, with the prescribed thirty (30) days. Accordingly, on October 20, 2023, the Clements Electrical Defendants filed a Motion for Contempt.

14. On February 8, 2024, Judge Sprouse heard the Clements Electrical Defendants' Motion for Contempt.
15. On March 28, 2024, Judge Sprouse issued an Order granting the Clements Electrical Defendants' Motion for Contempt. In the Order, Judge Sprouse found that Plaintiffs' noncompliance was willful and that Plaintiffs' noncompliance had paralyzed the case. Judge Sprouse declined to strike Plaintiffs' pleadings but sanctioned Plaintiffs by awarding attorney's fees, limiting Plaintiffs at the trial of the case "to the witnesses and documents that have been provided to the Defendants as of the date of the hearing," and by disallowing Plaintiffs to "supplement her discovery answers nor present any additional witnesses and/or documents at trial."
16. Plaintiff Pierce refused to sit for a deposition in this case, instead asserting that deposition testimony given by her in a separate case should also serve as her deposition testimony in this case.
17. On September 12, 2024, the co-defendants Richard Hunt McDuff, Morrell, Jahn & McDuff, PA, and MJM Law, LLC (hereinafter collectively "Attorney Defendants") blind-noticed Plaintiff Pierce's deposition for October 14, 2024.
18. On September 30, 2024, Plaintiff Pierce filed a Motion to Quash the notice of deposition, arguing the scheduled deposition was duplicative, burdensome, and constituted harassment because she had "already been subjected to an extensive 12-hour deposition in a related matter, covering many of the same issues, making the current deposition unnecessary."
19. On January 30, 2025, a hearing was held before Judge McIntosh on Plaintiff Pierce's Motion to Quash.

20. On February 7, 2025, Judge McIntosh issued an Order denying Plaintiff Pierce's Motion to Quash and ordered her to appear at the Oconee County Courthouse on March 17, 2025, at 10:00 a.m. for her deposition.
21. Plaintiff Pierce did not appear for the court-ordered deposition on March 17, 2025, advising that she had to leave the United States immediately because, eighteen (18) days prior to the date of her deposition, her assistant had been kidnapped in Uganda.
22. On March 26, 2025, the Clements Electrical Defendants moved to strike Plaintiff Pierce's Complaint.
23. On May 15, 2025, Judge Caraker heard the Clements Electrical Defendants' Motion to Strike.
24. On June 23, 2025, Judge Caraker issued an Order denying the Clements Electrical Defendants' Motion to Strike but ordering Plaintiffs to "pay the sanctions that were entered against her within 15 days of this order. Failure to do so will subject her to further sanctions of the court, up to and including dismissal of her pleadings."
25. Plaintiffs did not pay the court-ordered sanctions within fifteen (15) days of the Order.
26. On July 3, 2025, Plaintiff Pierce filed a Motion for Protective Order, requesting protection from in-court appearances from September 2, 2025, through January 30, 2026 (150 days).
27. On July 22, 2025, Judge McIntosh issued an Order denying the Motion.
28. On September 3, 2025, the Clements Electrical Defendants filed a second Motion to Strike Plaintiffs' Complaint.
29. On November 13, 2025, counsel for the Clements Electrical Defendants sent an email to Plaintiff Pierce and counsel for Plaintiff American Pharma Machinery, LLC (hereinafter,

“American Pharma”) requesting dates in December 2025 to take the 30(b)(6) deposition of American Pharma.

30. On November 13 and 14, 2025, Plaintiff Pierce responded that she is the principal of American Pharma, and she will be testifying on its behalf. However, Plaintiff Pierce stated she is currently campaigning in Uganda until January 12, 2026, and will not sit for an in-person deposition until February 2026.

31. On November 18, 2025, Judge McIntosh heard the Clements Electrical Defendants’ Motion to Strike via WebEx.

32. Plaintiff Pierce did not attend the hearing.

33. Although Plaintiffs’ Motion for Protective Order was denied, it is the Court’s understanding that Plaintiff Pierce left the United States in September 2025; Plaintiff Pierce will not return to the United States until February 2026; and Plaintiff Pierce will not attend any in-person events (e.g., depositions, site inspections, hearings, or trials) until February 2026.

Plaintiff Pierce has demonstrated a gross indifference to the Defendants’ rights and disrespect of the Court’s authority by her repeated willful noncompliance throughout the life of this case. Plaintiff Pierce has refused to willingly or meaningfully participate in written discovery, refused to willingly participate in depositions, and ignored the sanctions entered against her. She has left the United States and advised party counsel that she will not attend in-person events *despite* the Court denying her Motion for Protective Order. Most recently, on November 18, 2025, Plaintiff Pierce did not deign to appear for the virtual hearing on the Clements Electrical Defendants’ Motion to Strike her Complaint, at which six (6) of Plaintiff Pierce’s own motions were also

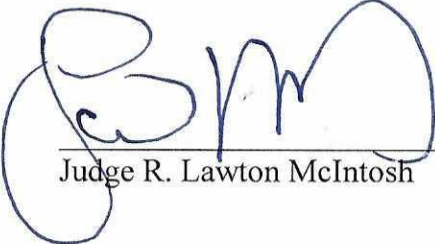
scheduled to be heard. Therefore, the Complaint of Plaintiff Dorothy Pierce shall be struck in accordance with Rule 37 of the South Carolina Rules of Civil Procedure.

For the above reasons, the Court **GRANTS** Defendants Clements Electrical, Inc., Alton Frederick Clements, Jr., Janet Gay Clements, Jason Dix, Nicholas Behringer, Jeffrey Pilgrim, and Brandon Durham's Motion to Strike as to Plaintiff Dorothy Pierce's Complaint only and dismisses Plaintiff Dorothy Pierce's causes of action.

AND IT IS SO ORDERED.

December 9, 2025
~~Georgetown~~, SC

Anderson
RLM



Judge R. Lawton McIntosh

STATE OF SOUTH CAROLINA

COUNTY OF OCONEE

DOROTHY PIERCE AND AMERICAN
PHARMA MACHINERY, LLC,

Plaintiff,

v.

CLEMENTS ELECTRICAL, INC.; ALTON
FREDERICK CLEMENTS JR.; JANET GAY
CLEMENTS; JASON DIX; NICHOLAS
BEHRINGER; JEFFERY PILGRAM;
SHERRY L. BURGESS; NICHOLSON H.
JERRY; FRANCESCO MAJIA ARMANDO
FRANK; MELISSA A. CHASTAIN;
RICHARD HUNT MCDUFF; MORRELL,
JAHN & MCDUFF PA.; MJM LAW, LCC
AND JARED ADAM PIERCE;

Defendants.

IN THE COURT OF COMMON PLEAS
TENTH JUDICIAL CIRCUIT
C.A. No.: 2022-CP-37-00108

**CONSENT ORDER TO WITHDRAW
AS COUNSEL**

This matter comes before the Court upon the consent of the parties to the withdrawal of Attorney Robert L. Gailliard (SC Bar #2284) as counsel of record for Defendant American Pharma Machinery, LLC.

IT IS THEREFORE ORDERED that:

1. Attorney Robert L. Gailliard is hereby relieved as counsel of record for American Pharma Machinery, LLC; and
2. American Pharma Machinery, LLC shall have sixty (60) days from the date of this Order to retain substitute counsel and have such counsel file a Notice of Appearance with the Court.

By: 

Authorized Representative of American Pharma Machinery, LLC

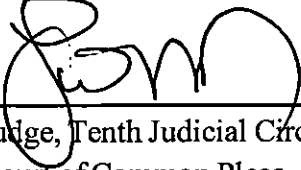
Robert L. Gailliard

Former counsel, (SC Bar #2284), 6650 Rivers Avenue, North Charleston, SC 29406

3. This order shall not be used to delay the trial of this case.


IT IS SO ORDERED.

Dated: 10-30, 2025



Judge, Tenth Judicial Circuit
Court of Common Pleas, South Carolina

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2021CP3700678

American Express National Bank
PLAINTIFF(S)

Dorothy Wells et al
DEFENDANT(S)

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.
- ☐ **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
- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **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 matter came before the Court for a nonjury trial on September 23, 2025. Robert Stephenson was present on behalf of American Express National Bank. Pro se Defendant was present in her individual capacity. After hearing the testimony of the parties and considering the applicable law, this Court finds a verdict for the Plaintiff by a preponderance of the evidence. Therefore, Defendant is ordered to pay \$16,893.92, in addition to attorney's fees and costs, to the Plaintiff. Plaintiff's counsel is to prepare a formal Order within 10 days.

It is so Ordered.

ORDER INFORMATION

This order ☒ ends ☐ does not end the case.

☐ See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 09/29/2025 .

Dorothy Pierce for Dorothy Pierce
Icamed
Dorothy Pierce for Dorothy Pierce
Intercontinental Alternative Medicine LLC DBA ICAMED
Dorothy Wells

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

Court Reporter:

E-Filing Note: The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.



Oconee Common Pleas

Case Caption: American Express National Bank VS Dorothy Wells , defendant, et al

Case Number: 2021CP3700678

Type: Order/Electronic Form 4

So Ordered

William C. McMaster, III

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	10TH JUDICIAL CIRCUIT
COUNTY OF OCONOEE	)	
	)	
AMERICAN EXPRESS NATIONAL	)	Case No.: 2021-CP-37-00678
BANK, a national bank organized under	)	
the laws of the United States,	)	
	)	
Plaintiff,	)	
	)	ORDER
vs.	)	
	)	
DOROTHY WELLS a/k/a DOROTHY	)	
PIERCE, and INTERCONTINENTAL	)	
ALTERNATIVE MEDICINE LLC., d/b/a	)	
ICAMED,	)	
	)	
Defendants.	)	
	)	

This matter came before the Court for a Non-Jury Trial on September 23, 2025. Plaintiff appeared through counsel, and Defendant Dorothy Wells a/k/a Dorothy Pierce appeared pro se. The Court takes into consideration argument by Counsel, the testimony from the parties, and reviews the Court record. The Court finds a verdict in favor of Plaintiff and against Defendant Dorothy Wells a/k/a Dorothy Pierce by a preponderance of the evidence.

Now therefore, it is the ORDER of this Court that Judgment is entered against Defendant Dorothy Wells a/k/a Dorothy Pierce for the principal amount of Sixteen Thousand Eight Hundred Ninety-Three Dollars and Ninety-Two Cents (\$16,893.92) along with court costs associated with this action for a total amount of Seventeen Thousand Two Hundred Eighty-Three Dollars and Forty-Eight cents (\$17,283.48).

AND IT IS SO ORDERED

Honorable 10th Judicial Presiding Judge

2025

_____, South Carolina

FORM 4

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2021-CP-37-00678

AMERICAN EXPRESS NATIONAL
BANK, a national bank organized under the
laws of the United States

DOROTHY WELLS a/k/a DOROTHY
PIERCE and INTERCONTINENTAL
ALTERNATIVE MEDICINE LLC.,
d/b/a ICAMED

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: Alexandria C. Heard
Address: P.O. Box 2189
Montgomery, AL 36102-2189
Phone: 334-832-4200
Email: aheard@plgse.com

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
- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **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:

ORDER INFORMATION

This order ☒ ends ☐ does not end the case.
Additional Information for the Clerk :

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any 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)
AMERICAN EXPRESS NATIONAL BANK, a	DOROTHY WELLS a/k/a DOROTHY PIERCE	\$17,283.48

national bank organized under the laws of the United States		
		\$
		\$
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.

E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.

Circuit Court Judge

Judge Code

Date

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20____ to attorneys of record or to parties (when appearing pro se) as follows:

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Court Reporter:

E-Filing Note: In E-Filing counties, the date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgement to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.



Oconee Common Pleas

Case Caption: American Express National Bank VS Dorothy Wells , defendant, et al

Case Number: 2021CP3700678

Type: Order/Judgment by Default and Form 4

So Ordered

William C. McMaster, III

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2021CP3700149

Firewalker Hot Sauce Company Llc
PLAINTIFF(S)

American Pharma Machinery Llc et al
DEFENDANT(S)

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.
- ☐ **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
- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **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:

Defendant American Pharma Machinery, LLC's Motion to Reconsider this Court's Order dated September 30, 2025 was filed with the Court on October 8, 2025. After careful consideration of the materials filed and the arguments as heard on September 25, 2025, this Court is unable to discover any material fact or principle of law that either has been overlooked or disregarded, and further finds no error of law or fact not appropriately considered. Therefore, Defendant's Motion to Reconsider, pursuant to Rule 52, SCRPC, is DENIED.

It is so Ordered.

ORDER INFORMATION

This order ☐ ends ☒ does not end the case.

☐ See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 10/10/2025 .

Dorothy Pierce for Dorothy Pierce
Dorothy Pierce for Dorothy Pierce
Queen Dorothy Amolo
Dorothy Alweny
Dorothy Wells
Doyle Elton Pierce Estate for Dorothy Pierce Personal Representative
Dorothy Pierce Personal Representative for Doyle Elton Pierce Estate

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

Court Reporter:

E-Filing Note: The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.



Oconee Common Pleas

Case Caption: Firewalker Hot Sauce Company Llc VS American Pharma Machinery Llc , defendant, et al

Case Number: 2021CP3700149

Type: Order/Electronic Form 4

So Ordered

William C. McMaster, III

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	
COUNTY OF OCONEE	)	C.A. No. 2021-CP-37-00149
	)	
Firewalker Hot Sauce Company, LLC,	)	
	)	ORDER FOR DEFAULT JUDGMENT
Plaintiff,	)	
	)	
v.	)	
	)	
American Pharma Machinery, LLC, Dorothy	)	
Wells a/k/a Dorothy Alweny a/k/a Queen	)	
Dorothy Amolo a/k/a Dorothy Pierce, and the	)	
Estate of Doyle Elton Pierce,	)	
	)	
Defendants.	)	
	)	

Based upon the pleadings, Firewalker Hot Sauce Company, LLC (“Firewalker”), Motions for Default Judgments, and affidavits filed in this action, I find that the principal amount due from Defendants American Pharma Machinery, LLC, and Dorothy Wells a/k/a Dorothy Alweny a/k/a Queen Dorothy Amolo a/k/a Dorothy Pierce, (collectively “Defendants”) is to be determined..

Pursuant to S.C.R. Civ. P. 55(b)(3), Firewalker’s Motion for Default Judgment as Against American Pharma Machinery, LLC , and Motion for Default Judgment as Against Defendant Dorothy Pierce were provided to Defendants as evidenced by the Certified of Service filed herein, and, that no objection has been filed by any opposing party as required by S.C.R. Civ. P. 55(b)(3); it is.

ORDERED, ADJUDGED AND DECREED that Judgment by default be entered against Defendants in an amount to be determined by the Court at a hearing for damages.

IT IS SO ORDERED.

ELECTRONIC SIGNATURE PAGE FOLLOWING
[South Carolina Electronic Filing Policies and Guidelines § 6(a)]



Oconee Common Pleas

Case Caption: Firewalker Hot Sauce Company Llc VS American Pharma Machinery
Llc , defendant, et al
Case Number: 2021CP3700149
Type: Order/Default

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	
COUNTY OF OCONEE	)	C.A. No. 2021-CP-37-00149
	)	
Firewalker Hot Sauce Company, LLC,	)	
	)	
Plaintiff,	)	
	)	ORDER FOR CONTINUANCE
v.	)	
	)	
American Pharma Machinery, LLC, Dorothy	)	
Wells a/k/a Dorothy Alweny a/k/a Queen	)	
Dorothy Amolo a/k/a Dorothy Pierce, and the	)	
Estate of Doyle Elton Pierce,	)	
	)	
Defendants.	)	
	)	

THIS MATTER comes before the Court on the Motion of Plaintiff Firewalker Hot Sauce Company, LLC for an Order continuing the trial of this case currently scheduled for the week of October 27, 2025. Upon consideration of the Motion and the record in this case, the Court find that good and sufficient cause exists to grant the requested continuance.

FINDINGS OF FACT

1. Plaintiff initiated this action by filing a Summons and Complaint on February 23, 2021, and subsequently filed an Amended Summons and Complaint on February 24, 2021.
2. Defendants were served with the Amended Summons and Complaint on March 12, 2021, as evidenced by the affidavits of services filed with this Court on March 23, 2021.
3. Defendants failed to answer, make an appearance or otherwise defend within the time prescribed by the South Carolina Rules of Civil Procedure, resulting in Plaintiff filing an Affidavit of Default on April 14, 2021.
4. On April 23, 2021, Defendant Dorothy Pierce, filed answers and affirmative defenses on behalf of all of the Defendants, without prior leave of this Court.

5. On September 23, 2025, Defendant Dorothy Pierce, proceeding *pro se*, filed an amended answer, affirmative defenses and counterclaims, again without prior leave of this Court, in contravention of the South Carolina Rules of Civil Procedure.

6. The amended answer, affirmative defenses and counterclaims filed by Defendant Dorothy Pierce purport to name Franco Donohue, the owner of Plaintiff Firewalker Hot Sauce Company, LLC, as a new third-party defendant, despite Mr. Donohue never having been a party to this action prior to the filing of the amended answer and counterclaims.

7. The Court finds that the filing of the amended answer and counterclaims by Defendant Dorothy Pierce has created significant procedural uncertainty, raised new substantive issues, and necessitated additional motions and analysis, which require further time and judicial consideration.

8. The Court further finds that Defendant Dorothy Pierce's actions, including the filing of procedurally improper documents, have caused confusion and delay, thereby prejudicing Plaintiff's ability to prepare for trial in a fair and orderly manner.

9. The Court also notes that it has stricken Defendant American Pharma Machinery, LLC's answer and entered its default by Order dated September 30, 2025. Plaintiff has several motions pending before the Court, including a motion for default judgment against Defendant American Pharma, that will need to be heard prior to the action being set for trial.

CONCLUSIONS OF LAW

1. Rule 40(i)(1) of the South Carolina Rules of Civil Procedure grants the Court discretion to continue a trial upon a showing of good and sufficient cause.

2. The Court finds that good and sufficient cause exists to grant Plaintiff's Motion for Continuance, as the procedural posture of this case has been significantly altered by the

actions of Defendant Dorothy Pierce, and additional time is required to resolve the resulting issues.

3. The Court further finds that the purported joinder of Franco Donohue as a new-third-party defendant, without proper leave of Court, is procedurally improper and requires resolution of that issue as well before trial of this action may be had.

4. Alternatively, should this Court allow the joinder of Franco Donohue as a new third-party defendant following any hearing on Plaintiff's pending Motion to Strike the Amended Answer and Counterclaims filed by Defendant Dorothy Pierce, Rule 40(b) of the south Carolina Rules of Civil Procedure mandates that no action may be called for trial until 180 days after service of the last pleading which adds a new party, unless all parties consent in writing.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Plaintiff Firewalker Hot Sauce Company, LLC's Motion for Continuance is hereby GRANTED.

IT IS FURTHER ORDERED that the trial of this matter, currently scheduled for the week of October 27, 2025, is continued to a later date to be determined by the Court.

AND IT IS SO ORDERED.

ELECTRONIC SIGNATURE PAGE FOLLOWING
[South Carolina Electronic Filing Policies and Guidelines § 6(a)]



Oconee Common Pleas

Case Caption: Firewalker Hot Sauce Company Llc VS American Pharma Machinery
Llc , defendant, et al
Case Number: 2021CP3700149
Type: Order/Continuance

order denied

s/R.Lawton McIntosh

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

JUDGMENT IN A CIVIL CASE

CASE NO. 2021 CP-37-00149

FIREWALKER HOT SAUCE COMPANY LLC.

AMERICAN PHARMA MACHINERY LLC
ET, AL.

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
- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **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:

ORDER INFORMATION

Ms. Pierce requested a continuance on October 21, 2025 and Firewater Hot Sauce Company LLC. requested a continuance on October 23, 2025. Ms. Pierce stated she is out of the country and she was not given proper notice of the jury trial. Ms. Pierce filed a Motion for Temporary Protective Order on July 3, 2025 requesting protection from September 2, 2025 to January 30, 2026. Her request was denied by Form 4 Order on July 22, 2025. No request for reconsideration was filed. All parties were given notice of this case being placed on the jury roster by email on September 26, 2025 at 2:02 p.m per the Proof of Service Email Notice in the file showing this was sent and received Ms. Pierce. Ms. Pierce filed a motion to reconsider Judge McMasters order granting Motion to Strike Answer and Entry of Default, Judge McMaster has filed a Form 4 Order denying this reconsideration. Ms. Pierce continuance and Firewalker Hot Sauce Company LLC. continuance are both denied.

This order ☐ ends ☒ does not end the case.

INFORMATION FOR THE JUDGMENT INDEX

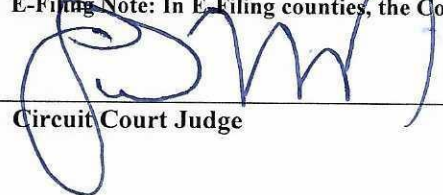
Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
		\$
		\$

		\$
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.**

E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.



Circuit Court Judge

2155

Judge Code

10-23-25

Date

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20____ to attorneys of record or to parties (when appearing pro se) as follows:

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Court Reporter:

E-Filing Note: In E-Filing counties, the date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgement to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

FORM 4

**STATE OF SOUTH CAROLINA
COUNTY OF OCONEE
IN THE COURT OF COMMON PLEAS**

JUDGMENT IN A CIVIL CASE

CASE NO. 2021 CP-37-00149

FIREWALKER HOT SAUCE COMPANY, LLC

AMERICAN PHARMA MACHINERY LLC,
DEFENDANT, ET AL

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), SCRCP; ☐ Rule 41(a), SCRCP (Vol. Nonsuit); ☐ Rule 43(k), SCRCP (Settled); ☐ Other
- ☐ **ACTION STRICKEN (CHECK REASON):** ☐ Rule 40(j), SCRCP; ☐ Bankruptcy; ☐ Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; ☐ Other
- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **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:

ORDER INFORMATION

DEFENDANT DORTHY PIERCE IS IN DEFAULT.

A DAMAGES HEARING WILL BE HELD AT A LATER DATE.

BRYAN P. KELLEY TO PREPARE FORMAL ORDER.

This order ☐ ends ☒ does not end the case.

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any 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)
		\$
		\$
		\$

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.**

Circuit Court Judge

Judge Code

Date

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20____ to attorneys of record or to parties (when appearing pro se) as follows:

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Court Reporter:

E-Filing Note: In E-Filing counties, the date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgement to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.



Oconee Common Pleas

Case Caption: Firewalker Hot Sauce Company Llc VS American Pharma Machinery Llc , defendant, et al

Case Number: 2021CP3700149

Type: Order/Form 4

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	
COUNTY OF OCONEE	)	C.A. No. 2021-CP-37-00149
	)	
Firewalker Hot Sauce Company, LLC,	)	
	)	
Plaintiff,	)	ORDER GRANTING MOTION TO
	)	STRIKE ANSWER FOR AMERICAN
v.	)	PHARMA MACHINERY, LLC, AND
	)	ENTRY OF DEFAULT
American Pharma Machinery, LLC, Dorothy	)	
Wells a/k/a Dorothy Alweny a/k/a Queen	)	
Dorothy Amolo a/k/a Dorothy Pierce, and the	)	
Estate of Doyle Elton Pierce,	)	
	)	
Defendants.	)	
	)	

THIS MATTER came before the court on Thursday, September 25, 2025, on Motion of Plaintiff's Motion to Strike Answer for American Pharma Machinery, LLC, and Entry for Default against American Pharma Machinery, LLC ("Defendant"), pursuant to S.C. Code Ann. § 40-5-320 and S.C.R. Civ. P. 55(a). Based upon the Motion, Pleadings on file in this action, and Hearing:

IT APPEARS that based upon the Motion to Strike Answer for American Pharma Machinery, LLC, and Entry Default, Plaintiff were able to successfully serve Defendant American Pharma Machinery, LLC, by process server on March 12, 2021, as shown by the documents on file with the Court in accordance with S.C.R. Civ. P. 4(d) as shown on the Affidavit of Service filed on March 23, 2021. On or about April 23, 2021, while still in default, Dorothy Pierce, filed and served an Answer on behalf of American Pharma Machinery, LLC, and a *Pro Se* Notice of Appearance, as shown by the document on file with the Court. American Pharma Machinery, LLC, was in default when Dorothy Pierce filed and served an Answer on its behalf, Dorothy Pierce is a non-lawyer.

Section 40-5-320(a) of the South Carolina Code provides that “it is unlawful for a corporation or voluntary association to practice or appear as an attorney at law for a person other than itself in a court in this State or before a judicial body....” S.C. Code Ann. § 40-5-320. In *Renaissance Enterprises, Inc. v. Summit Teleservices, Inc.*, the South Carolina Supreme Court made clear that a non-lawyer cannot represent an entity created by law in circuit or appellate courts. 334 S.C. 649, 515 S.E.2d 257 (1999).

Based on Defendant’s violation of S.C. Code Ann. § 40-5-320 and its unauthorized practice of law, this Court strikes Defendant’s Answer from the record.

IT FURTHER APPEARS that, based on the foregoing and the Pleadings on file in this action, Plaintiffs’ Motion should be and therefore is GRANTED, that American Pharma Machinery, LLC, is in default, and that default is hereby entered pursuant to S.C. R. Civ. P. 55(a).

IT IS SO ORDERED.

ELECTRONIC SIGNATURE PAGE FOLLOWING
[South Carolina Electronic Filing Policies and Guidelines § 6(a)]



Oconee Common Pleas

Case Caption: Firewalker Hot Sauce Company Llc VS American Pharma Machinery Llc , defendant, et al

Case Number: 2021CP3700149

Type: Order/Other

So Ordered

William C. McMaster, III

Dec 15 2025

SC Court of Appeals

IN THE STATE OF SOUTH CAROLINA,

IN THE COURTS OF APPEALS

APPEAL FROM THE OCONEE COUNTY COURT OF COMMON PLEAS

TENTH JUDICIAL CIRCUIT

Order of Honorable Judge Lewton McIntosh

APPELLATE CASE NO: 2024-001241

The Matter of Jason M. Boyle

PROOF OF SERVICE

SUPPLEMENT TO MOTION TO EXPEDITE APPEAL AND NOTICE OF CONTINUED HARM

I hereby certify that a copy of this reply was delivered to the following parties:

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3. AG's Office, Susan Spencer: susanspencer@scag.gov
4. AG's Office, Grace Sommer: gracesommer@scag.gov

Respectfully Submitted, this December 15, 2025,



DR. JASON MICHAEL BOYLE, Ph.D., Appellant.

750 Mourning Dove Ln. Seneca, South Carolina 29678

jasonboyle03@gmail.com

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