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Dec 29 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM NEWBERRY COUNTY
Court of Common Pleas

Hon. Donald B. Hocker, Circuit Court Judge

C.A. No.: 2020-CP-36-00382 &
C.A. No.: 2020-CP-36-00384
Appellate Case No 2024-002049

Jefferson Davis, Jr.Appellant,

v.

Chad Connelly, Dave Wilson, Steven Kirkland, Tom Persons, Neil Mellen, E3 Software, LLC,
Endurance International Holdings, Inc., John Doe #1, John Doe #2 & John Does 3-40
..... Respondents.

and

Jefferson Davis, Jr.Appellant,

v.

Chad Connelly, Tom Persons, Geoffery Chambers, Esq. & South Carolina Educational Credit for
Exceptional Needs Children Fund Respondents.

APPELLANT’S MOTION FOR CLARIFICATION OF JURISDICTION

NOW COME *Pro Se* Appellant Jefferson Davis, Jr, on the grounds stated below, and,
pursuant to Rules 205, 240 and 241, South Carolina Appellate Court Rules, respectfully moves
this Honorable Court for an order clarifying jurisdiction following this Court’s reassumption of
the case on June 13, 2025.

In support of this motion, Appellant states the following:

1. On December 20, 2024, this Court issued an Order that remanded the matter to the circuit court solely for an **expedited** hearing on **(a) Appellant’s petition for supersedeas** and **(b) for verification of Appellant’s medical condition**. This Court also ordered Appellant to file monthly status updates.
2. On May 28, 2025, Respondent filed his 5th in a series of monthly status updates.
3. On May 29, 2025, the circuit court issued its third order in the limited remand, acknowledging **Appellant’s Stage IV colon cancer** and ongoing treatment, but did not rule on Appellant’s petition for supersedeas.
4. On June 13, 2025, this Court, in acknowledging receipt of Appellant’s May 28, 2025, Status Update, (a) notified the parties that **“this appeal is no longer held in abeyance”** and (b) directed Appellant to proceed with ordering the transcript from the court reporter. **(See Letter from Clerk, attached as Exhibit A)**.
5. Appellant has subsequently received communications from the circuit court judge (Hon. Donald B. Hocker) indicating his intent to schedule further hearings in the matter, including issues outside the scope of the limited remand. **(See attached as Exhibit B: June 16, 2025 email; Exhibit C: December 4, 2025 email)**.
6. Appellant is unclear how to proceed (*after expiration of his requested 2nd extension of time*) with his Initial Brief and Designation of Matter while the trial court is continuing hearings and additional evidentiary proceedings.

7. It appears well-settled precedent that once this Court reassumes jurisdiction after a limited remand, the trial court is divested of authority to conduct further proceedings on the merits absent an express order from this Court. The appellate court's action appears to have implicitly closed the remand as trial court had not ruled on the expedited supersedeas as directed.

WHEREFORE, Appellant respectfully requests that this Court enter an order confirming that the Circuit Court of Newberry County currently lacks jurisdiction to conduct any further evidentiary hearings or take any action affecting the merits of the November 25, 2024, contempt order; and granting such other relief as the Court deems just and proper.

Respectfully submitted this 29th day of December, 2025.

A handwritten signature in blue ink, appearing to read 'J. Davis', written over a horizontal line.

Jefferson Davis, Jr., Appellant
403 McCarter Avenue,
Greenville, SC 29615
843-901-8036 (cell) | jeff@apogeeatx.com

Other Counsel / Parties of Record: See Certificate of Service



EXHIBIT A

The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

CATHERINE S. HARRISON
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

June 13, 2025

Jefferson Davis, Jr.
403 McCarter Avenue
Greenville SC 29615

Re: Jefferson Davis, Jr. v. Chad Connelly
Appellate Case No. 2024-002049

Dear Mr. Davis:

We are in receipt of your status update filed on May 28, 2025. This appeal is no longer held in abeyance. Within ten days of the date of this letter, you must file a copy of the letter showing that you have ordered the transcript from the court reporter pursuant to Rule 207 of the South Carolina Appellate Court Rules.

Be sure to copy the Court, the Office of Court Administration and opposing counsel with all correspondence concerning the transcript. The address for Court Administration is as follows:

South Carolina Office of Court Administration
1220 Senate Street, Suite 200
Columbia, SC 29201

You must advise the Court of the status of the transcript within ten (10) days of the date of this letter, or your appeal will be dismissed.

Very truly yours,


CLERK

cc: Jasmine Denise Smith, Esquire
J. Calhoun Watson, Esquire
M. Dawes Cooke, Jr., Esquire
Justin Paul Novak, Esquire
Douglas Walker MacKelcan, III, Esquire
Skyler Cole Wilson, Esquire
Jessica Elizabeth Kinard, Esquire
Benjamin Terrell Coppage, Esquire
Geoffrey Kelly Chambers, Esquire
Susie Jean Lloyd, Esquire

EXHIBIT B

Jeff Davis <jeff@apogeetax.com>

Davis v, Connelly, et.al.

1 message

Hocker, Donald B. <dhockerj@sccourts.org>

Mon, Jun 16, 2025 at 1:52 PM

To: Geoffrey Chambers <g.k.chambers@gmail.com>, "Justin P. Novak" <jnovak@barnwell-whaley.com>, Jeff Davis <jeff@apogeetax.com>, Jeff Davis <jdavis@apogeetax.com>

Cc: Anthony Baglivo <abaglivo@barnwell-whaley.com>

All: I am in receipt of a letter from the Court of Appeals indicating this appeal is no longer being held in abeyance. Since the letter does not indicate any recession of the Order remanding the supersedeas to me I am taking the position that I still have jurisdiction over the issue of a stay of the enforcement of the contempt. We will proceed in accordance with my last Order. Thank you. (dbh)

~~~ CONFIDENTIALITY NOTICE ~~~ This message is intended only for the addressee and may contain information that is confidential. If you are not the intended recipient, do not read, copy, retain, or disseminate this message or any attachment. If you have received this message in error, please contact the sender immediately and delete all copies of the message and any attachments.

# EXHIBIT C

Jeff Davis <jeff@apogeetax.com>

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## Davis v. Connelly

1 message

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**Hocker, Donald B.** <dhockerj@sccourts.org>

Thu, Dec 4, 2025 at 1:43 PM

To: Geoffrey Chambers <g.k.chambers@gmail.com>, Justin Novak <jnovak@barnwell-whaley.com>, Jeff Davis <jeff@apogeetax.com>, Jeff Davis <jdavis@apogeetax.com>

Cc: Anthony Baglivo <abaglivo@barnwell-whaley.com>

All: Please be advised that I have not forgotten about a hearing in the above case. The last several months have been very busy. Thank you for your patience and I will be back in touch for scheduling purposes. Thank you. (dbh)

~~~ CONFIDENTIALITY NOTICE ~~~ This message is intended only for the addressee and may contain information that is confidential. If you are not the intended recipient, do not read, copy, retain, or disseminate this message or any attachment. If you have received this message in error, please contact the sender immediately and delete all copies of the message and any attachments.

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..... Respondents.

and

Jefferson Davis, Jr.Appellant,

v.

Chad Connelly, Tom Persons, Geoffery Chambers, Esq. & South Carolina Educational Credit for
Exceptional Needs Children Fund Respondents.

PROOF OF SERVICE

I certify that I have served **APPELLANT’S MOTION FOR CLARIFICATION OF JURISDICTION** on the below named parties via First Class Mail or email on **December 29th, 2025**.

[CONTINUED ON NEXT PAGE.]

M. Dawes Cooke, Jr., Esq. & Justin Paul Novak, Esq.
Barnwell Whaley
P.O. Drawer H, Charleston SC 29402
mdc@barnwell-whaley.com
jnovak@barnwell-whaley.com
(843) 577-7700

Connelly, Wilson, Persons & Mellen

Douglas Walker MacKelcan, III, Esq. & Skyler C. Wilson, Esq.
Carlock, Copeland & Stair, LLP
40 Calhoun St., Ste. 400, Charleston SC 29401
dmackelcan@cskl.law
swilson@cskl.law

Stephen D. Kirkland, CPA, CMA

Jessica E. Kinard, Esq.
Law Offices of Jessica E. Kinard
PO Box 667
Columbia, SC 29202
jessica.kinard@columbiasc.gov

John Doe #1 / Anonymous (JeffDavisFIRST.com website)

Benjamin T Coppage, Esq.
Coppage Law Firm, LLC
1010 Carteret St.
Beaufort SC 29902
ben@coppagelawfirm.com
(843) 379-9601

John Doe #2

Geoffrey Chambers, Esq.
CPER Law Group, LL
411 Walnut Street #10646
Green Cove Springs, FL 32043
g.k.chambers@gmail.com
geoffrey@cperlgroup.com
(864) 508-0899

**Non-Party - Educational Credit For Exceptional Needs
Children Fund (ECENC Fund, aka Exceptional SC)**

[CONTINUED ON NEXT PAGE.]

Calhoun J. Watson, Esq.
Robinson Gray
PO Box 11449
Columbia, SC 29211
cwatson@robinsongray.com
E3 Software

Susie Jean Lloyd, Esq. &
Harper S Seldin, Esq.
Cozen O'Connor
301 S. College St., Suite 3400
Charlotte NC 28202
Endurance International

A handwritten signature in blue ink, appearing to read "J.D.", with a horizontal line underneath it.

Jefferson Davis, Jr.
403 McCarter Avenue
Greenville, SC 29615
843-901-8036 (cell)
jeff@apogeetax.com
APPELLANT

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SC Court of Appeals

December 29th, 2025

VIA Email & US Mail

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RE: Appellate Case No 2024-002049 – \$50 FILING FEE

Dear Ms. Kitchings:

Please find enclosed the \$50 filing fee for **APPELLANT'S MOTION FOR CLARIFICATION OF JURISDICTION** filed by email earlier today.

Thank you for your assistance. If you have any questions, please feel free to email me at jeff@apogeetax.com or give me a call at 843-901-8036 (cell).

Sincerely,



Jeff Davis, *JD, MBA, CPA(GA)*
Plaintiff / Appellant
403 McCarter Avenue, Greenville, SC 29615
843-901-8036 (cell) | jeff@apogeetax.com