



The South Carolina Court of Appeals

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February 4, 2026

Mr. Carlos W. Gibbons, Jr., Esquire
Ashley & Gibbons, P.A.
712 Calhoun Street, Suite B
Columbia SC 29201

Mr. Thomas Jefferson Goodwyn, Jr., Esquire
2309 Devine St.
Columbia SC 29205

Re: Champion Window Company of Columbia v. Keith B. Evans
Appellate Case No. 2022-001755

Dear Counsel:

Enclosed is the decision of the Court. The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

Very truly yours,

Jasmine D. Smith, Deputy
CLERK

cc: The Honorable L. Casey Manning

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SC Court of Appeals

**THIS OPINION HAS NO PRECEDENTIAL VALUE. IT SHOULD NOT BE
CITED OR RELIED ON AS PRECEDENT IN ANY PROCEEDING
EXCEPT AS PROVIDED BY RULE 268(d)(2), SCACR.**

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

Champion Window Company of Columbia, LLC,
Respondent,

v.

Keith B. Evans and Brenda C. Evans, Appellants.

Appellate Case No. 2022-001755

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SC Court of Appeals

Appeal From Richland County
L. Casey Manning, Circuit Court Judge

Unpublished Opinion No. 2026-UP-048
Submitted January 2, 2026 – Filed February 4, 2026

AFFIRMED

Thomas Jefferson Goodwyn, Jr., of Goodwyn Law Firm,
LLC, of Columbia, for Appellants.

Carlos W. Gibbons, Jr., of Ashley & Gibbons, PA, of
Columbia, for Respondent.

PER CURIAM: Keith B. Evans and Brenda C. Evans appeal the circuit court's order granting judgment in favor of Champion Window Company of Columbia, LLC (Champion) in the amount of \$40,612.85. The Evanses argue Champion and the circuit court failed to comply with the mandatory mediation requirement under

the South Carolina Court-Annexed Alternative Dispute Resolution Rules prior to hearing the case. The Evanses request this court to vacate the circuit court's order for judgment, compel mediation, and impose sanctions against Champion, including dismissal of the action and attorney's fees and costs. We affirm pursuant to Rule 220(b), SCACR.

We hold this issue is not preserved for appellate review because it was not raised to or ruled on by the circuit court. *See Wilder Corp. v. Wilke*, 330 S.C. 71, 76, 497 S.E.2d 731, 733 (1998) ("It is axiomatic that an issue cannot be raised for the first time on appeal, but must have been raised to and ruled upon by the [circuit court] to be preserved for appellate review."); *Knight v. Waggoner*, 359 S.C. 492, 496, 597 S.E.2d 894, 896 (Ct. App. 2004) (holding an issue raised for the first time on appeal is not preserved for appellate review). The Evanses did not raise the issue of mediation or reference the South Carolina Court-Annexed Alternative Dispute Resolution Rules in their answer or at the merits hearing, and the circuit court did not rule on the issue in its order for judgment.

AFFIRMED.¹

MCDONALD, HEWITT, and TURNER, JJ., concur.

¹ We decide this case without oral argument pursuant to Rule 215, SCACR.



South Carolina Court of Appeals

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