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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of
Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Jocelyn Newman, Circuit Court Judge

Case No. 2026-000079

Tony Williams

Appellant,

v.

Lowe's Home Centers, LLC and
Andrew Melling,

Respondents.

RESPONSE TO "CLARIFICATION
REQUEST REGARDING "PARTIAL"
STATUS"

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Attorney for Respondents

Respondents submit this response for the limited purpose of clarifying the factual record regarding Appellant's email correspondence to the Clerk dated March 30, 2026. In that correspondence, Appellant represents that he has served all pending motions identified in the Court's March 23, 2026 Deficiency Letter upon Respondents' counsel by United States First Class Mail and that his filings are therefore in full compliance with the South Carolina Appellate Court Rules. That representation is inaccurate. Appellant claims to have served the following motions via US Mail:

- The Emergency Motion to Vacate Dismissal and Reinstate Appeal filed on February 26, 2026;
- The Motion to Reinstate Appeal and Supplemental Notice of Conflict of Interest filed on February 27, 2026;
- The Motion Pursuant to Rule 240, SCACR, to Proceed Without a Transcript filed on March 11, 2026 and refiled on March 12, 2026;
- The Omnibus Motion for Summary Reversal, Disqualification of Counsel, and ODC Referral filed on March 16, 2026;
- The Motion to Strike Unauthorized Filings filed on March 19, 2026.

Neither Lowe's Home Centers, LLC, nor Andrew Melling, nor undersigned counsel have received any of these motions by mail. Appellant has also failed to provide valid proof of service demonstrating that each of these motions was served on Respondents as required by the South Carolina Appellate Court Rules. The record does not contain certificates of service that comply with the rules, nor has Appellant produced any independent documentation such as postal receipts or affidavits establishing service.

Respondents take no position on the Clerk’s internal processing or docketing procedures, but respectfully submit that Appellant’s unilateral assertion of full compliance is unsupported. Until proper service is affected and proven in accordance with the rules, Appellant’s filings remain deficient, and Respondents respectfully request that any characterization of Appellant’s submissions reflect the absence of service on Respondents’ counsel.

Respectfully Submitted,

/s/ Michelle E. Gaston
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CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing was served via U.S. Mail, postage prepaid, this April 2, 2026, addressed as follows:

Tony A. Williams
145 Fort Sullivan Drive
Ridgeland, SC 29936
Pro Se

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/s/ Michelle E. Gaston, Esq.
COUNSEL FOR RESPONDENTS