

Apr 07 2026

SC Court of Appeals

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Subject: NOTICE OF POTENTIAL WRIT OF MANDAMUS TO THE CLERK OF COURT REGARDING CLERICAL OVERREACH AND ADMINISTRATIVE NULLITY
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STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Tony Williams, Appellant,

v.

Lowe's Home Centers, LLC, et al., Respondents.

Appellate Case No.: 2026-000079

APPELLANT'S NOTICE OF POTENTIAL WRIT OF MANDAMUS TO THE CLERK OF COURT REGARDING CLERICAL OVERREACH AND ADMINISTRATIVE NULLITY

I. THE MINISTERIAL LIMITATION OF THE CLERK

The Appellant hereby provides notice that the Non-Dispositional Order signed on April 7, 2026, constitutes **Clerical Overreach**. Under South Carolina law, the Clerk's authority is limited to ministerial acts and cannot be used to confer standing upon a party that is "**out of court**" under *Thynes v. Lloyd*, 294 S.C. 152 (1987).

II. LEGAL BASIS FOR MANDAMUS

A **Writ of Mandamus** is the proper remedy to compel a public official to perform a ministerial duty or to correct a clear abuse of discretion. *State ex rel. Miller v. Gastonia Cotton Mfg. Co.*, 92 S.C. 197 (1912).

1. **The Duty:** The Clerk has a duty to reject filings from parties lacking standing due to a **Certified Default**.
2. **The Violation:** By granting a "Substitution of Counsel" to a defaulted party, the Clerk is effectively "curing" a jurisdictional defect—a power reserved solely for a Judge of this Court.
3. **The Deficiency:** The Clerk's office has acknowledged the Respondents' bad faith by issuing a **Deficiency Letter (04/07/2026)** for a fee-less Motion for Sanctions. The Clerk cannot simultaneously facilitate an unauthorized substitution while acknowledging the Respondents' failure to follow basic filing rules.

III. CONCLUSION: INTENT TO ESCALATE

If the Clerk's office continues to treat the Respondents' "**Ghost Entries**" as valid filings while ignoring the Appellant's documented evidence of **Extrinsic Fraud**, the Appellant will have no choice but to petition the **South Carolina Supreme Court** for a Writ of Mandamus to compel the Clerk to perform their duty in accordance with the **South Carolina Appellate Court Rules (SCACR)** and the **South Carolina Constitution**.

Respectfully Submitted,

s/ Tony Williams

Appellant Pro Se / 100% Disabled Veteran

Dated: April 7, 2026