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SC Court of Appeals

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**Cc:** [compliance@lowes.com](mailto:compliance@lowes.com); [Melling, Andrew](#); [Michelle Gaston](#)  
**Subject:** NOTICE OF INTENT TO RESOLVE ALL PENDING MATTERS VIA GLOBAL SETTLEMENT  
**Date:** Friday, April 24, 2026 12:45:59 PM

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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**

**(Consolidated with 2026-000317)**

**NOTICE OF INTENT TO RESOLVE ALL PENDING MATTERS VIA GLOBAL SETTLEMENT**

**TO THE CLERK OF THE COURT OF APPEALS:**

Appellant Tony Williams, appearing *pro se*, respectfully submits this **Notice of Intent to Resolve All Pending Matters via Global Settlement**. This notice is filed to preserve judicial resources and to alert the Court to a fundamental jurisdictional bar that necessitates a temporary stay of further briefing and lower court proceedings.

**1. JURISDICTIONAL BAR & STAY OF REMITTITUR (RULE 221(b)):** Appellant notes that **Appellate Case No. 2026-000079** is currently subject to a **Stay of Remittitur** pursuant to **Rule 221(b), SCACR**, pending the filing and disposition of a Petition for **Writ of Certiorari** to the South Carolina Supreme Court. Under the mandatory language of Rule 221(b), "the remittitur shall be stayed" upon the filing of such notice. Because the remittitur has not returned to the lower court, the Court of Common Pleas is currently divested of jurisdiction to alter, "fix," or conduct hearings regarding the underlying record in Case No. **2023-CP-07-01623**.

**2. STANDING OF COUNSEL & LEADERSHIP CHANGE:** Following the documented termination of Andrew Gordon Melling as lead counsel in related federal litigation and the recent appearance of Michelle E. Gaston as lead counsel, Appellant has extended a professional Global Resolution offer. This change in leadership signifies a "Damage Control" phase by Respondents, which Appellant seeks to resolve through business-legal channels rather than continued forensic litigation of the **Extrinsic Fraud** and **Identity Splitting** tactics used to date.

**3. BASIS FOR GLOBAL RESOLUTION:** This resolution is predicated on the **Certified Defaults** in Case Nos. **2025-CP-07-01666** and **2025-CP-07-02967**. Under *Rhodes v. Rhodes*, 273 S.C. 266 (1979), a defendant's default is a "binding admission of all well-pleaded allegations," including the **Racial Profiling, False Imprisonment, and Defamation** alleged in Case No. **2025-CP-07-01325**. Furthermore, under the **Eggshell Plaintiff Rule** established in *Babb v. Lee County Landfill SC, LLC*, 405 S.C. 129 (2013), Respondents are liable for the full extent of the harm caused to Appellant, a 100% disabled veteran, regardless of pre-existing vulnerabilities.

**4. REQUEST FOR ADMINISTRATIVE STAY:** To allow Respondents to evaluate the liquidated value of the **\$30,000,000.00** admitted liability and to address the pending **Writ of Prohibition** regarding the lower court's unauthorized attempt to roster a hearing for May 5, 2026, Appellant seeks an administrative stay of **14 days**. This window serves the interest of **Judicial Economy** by providing a final opportunity for a "Business Exit" before the Supreme Court of South Carolina exercises its review.

**5. NO WAIVER OF RIGHTS:** This notice does not waive Appellant's right to enforce the existing judgments or continue the **ODC investigation (File No. 26-DE-L-0486)**. It is a good-faith outreach to conclude a three-year litigation cycle.

#### **CONCLUSION:**

"Procedural due process is not a technical conception with a fixed content unrelated to time, place and circumstances" (*S.C. Dep't of Soc. Servs. v. Beeks*, 325 S.C. 243). The circumstances here involve a veteran's family in medical crisis and a corporate defendant in certified default. To allow the lower court to proceed while the remittitur is stayed under **Rule 221(b)** would be a manifest injustice. This Global Settlement Resolution is the only legally sound path to finality.

**s/ Tony Williams**

*Appellant Pro Se / Judgment Creditor*

**Dated: April 24, 2026**