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SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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Appeal from Pickens County  
G. D. Morgan, Jr., Circuit Court Judge

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Appellate Case No. 2026-001025

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Complete Heat and Air, LLC, Respondent,

v.

Michelle Lindsay and Shaun Lindsay,

Defendants,  
of whom Shaun Lindsay is the Appellant.

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**RESPONDENT'S OBJECTION TO APPELLANT'S MOTION TO AMEND ITS  
NOTICE OF APPEAL AND DOCUMENTS FILED RELATING TO THE MOTION FOR  
SUPERSEDEAS BOND**

Respondent respectfully submits this Reply and Objection to Appellant's motion for amended notice of appeal and documents filed unrelated to the issue of bond.

**1.Appellant Ex Husband Cannot File on Behalf of Ex Wife**

Appellant is not an attorney and he is filing documents on behalf of his ex-wife. He can only represent himself pro se and to the extent the filing purports to be submitted on her behalf it should be disregarded.

**2.Appellant's Submission Does Not Address the Issue Before the Court**

Aside from the proper notice of appeal, the only other matter presently before the Court is whether Appellants should be required to post a supersedeas bond or other adequate security as a condition of any stay of enforcement pending appeal.

Appellants' submission consists of numerous affidavits, exhibits, and factual assertions concerning:

- whether Appellant Husband had moved from his residence,
- whether service at that residence was valid,
- whether Appellant Ex-Wife was authorized to accept service for Appellant Ex-Husband, and
- other matters relating to the merits of the circuit court's order denying Rule 60(b) relief.

These issues are not relevant to the question of whether Appellants should be required to post security to stay enforcement of the judgment.

### **3. The Circuit Court Has Already Ruled on the Service Issues**

The circuit court conducted a hearing on Appellants' Rule 60(b) motion, considered the process server's affidavits and Appellants' submissions, and denied the motion. The factual disputes regarding service are the subject of the appeal itself and are not properly before the Court in connection with Respondent's motion for supersedeas bond.

### **4. Relief Requested**

Respondent respectfully requests that the Court disregard, or strike, those portions of Appellants' response and supporting materials that address matters unrelated to the issue of supersedeas bond and grant Respondent's motion requiring Appellants to post a full supersedeas bond or other adequate security as a condition of any stay pending appeal.

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May 20, 2026  
Greenville, SC