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JUN 02 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM GREENVILLE COUNTY COURT OF COMMON PLEAS
Jane H. Merrill, Circuit Court Judge

Appellate Case No. 2026-001176

David M. Duree and David M. Duree & Assocs., P.C. ,..... Appellant,

V.

Glory Mace, Respondent

108314

**RESPONDENT'S MOTION TO DISMISS APPEAL AS MOOT OR, ALTERNATIVELY,
TO STAY PROCEEDINGS**

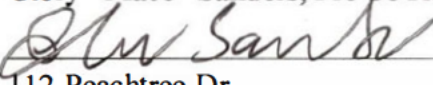
Pursuant to Rule 225, SCACR, Respondent respectfully moves to dismiss this appeal as moot and duplicative, or alternatively, to stay proceedings pending resolution of the related action pending before the Court of Common Pleas for Greenville County.

1. As a background, the Court of Common Pleas vacated the reference domesticated judgment (Exhibit A) without prejudice due to Appellant's failure to provide statutory notice to Defendant.
2. Appellant thereafter filed a second domestication action on 5/20/26, Case # 2026CP2303455 and served Respondent on 5/27/26 (Exhibit B) concerning the same foreign judgment, curing the notice defect identified in the original proceeding.
3. Respondent filed a response on 5/26/26 raising defenses against (Exhibit C).
4. Respondent received a notification of this filing May 27, 2026 (Exhibit D), the same day Respondent was served concerning the case in Exhibit B.
5. Because Appellant has initiated a second proceeding addressing the same underlying case, there is no longer a live controversy requiring appellate review of the vacated order.

6. Concurrent prosecution of this appeal would result in duplicative litigation, risking inconsistent rulings and unnecessary expenditure of judicial resources.
7. Proceeding on appeal while the second domestication action is pending may impact the orderly resolution concerning jurisdictional defenses already properly raised by Respondent in the pending action pursuant to S.C. Code Ann. § 15-35-940 (Exhibit C.

WHEREFORE, Respondent respectfully requests that this Court:

1. Dismiss the appeal as moot or duplicative; or
2. Alternatively stay of appellate proceedings pending resolution of the second domestication action currently before the Court of Common Pleas; and
3. Grant such other relief as the Court deems just and proper.

Respectfully submitted,
Glory "Mace" Sanders, Pro Se Respondent

112 Peachtree Dr
Greer SC 29651
864.553.3154

Submitted on 6/1/2026

I hereby certify that a true and correct copy of the foregoing Motion was served upon counsel for Appellant by U.S. Mail 1st day of June, 2026 concurrently with the mailing of the Motion to the Court of Appeals.

STATE OF SOUTH CAROLINA
COUNTY OF Greenville
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NO. 2024CP2306973

David M Duree et al
PLAINTIFF(S)

Glory Mace
DEFENDANT(S)

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled);
 Other Failure to Properly Serve Plaintiff
- ACTION STRICKEN (CHECK REASON):** Rule 40(j), SCRPC; Bankruptcy;
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;
 Other
- STAYED DUE TO BANKRUPTCY**
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
 Affirmed; Reversed; Remanded;
 Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court:

After careful consideration of the arguments, documents in the court's file, and the applicable law the court VACATES the Foreign Judgment and the associated Lis Pendens (2026LP2300056) action and DENIES Plaintiff's motion for sanctions.

ORDER INFORMATION

This order ends does not end the case.

See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 05/04/2026 .

Glory Mace for Glory Mace
Glory Mace for Glory Mace

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

Exhibit A

Court Reporter:

Filing Note: The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

"Service of all other process shall be made by the sheriff or his deputy or any other duly constituted law enforcement officer or by any person designated by the court who is not less than eighteen (18) years of age and not an attorney in or a party to the action, except that a subpoena may be served as provided in Rule 45." Rule 4, SCRCP.

After the April 20, 2026, the court provided an opportunity for Plaintiff to supplement the record with an Affidavit of Service. Plaintiff did not file an Affidavit of Service to show the Defendant was properly served with the Filing of the Foreign Judgment and associated pleadings. Instead, Plaintiff filed an affidavit (signed by Plaintiff) that he "served" Defendant via US Mail and email to several addresses. Plaintiff is a party to the action and cannot serve the initial pleadings as made clear in Rule 4, SCRCP.

Defendant was not properly served the foreign judgment and it is VOID and VACATED. Additionally, the associated Lis Pendens, 2026LP2300056, is VOID and VACATED as there was no proper judgment to which the Lis Pendens could attach.

The court grants the relief requested by Defendant. Therefore, Defendant's motion was not frivolous, and the court DENIES Plaintiff's motion for sanctions.

The foreign judgment shall be REMOVED from the clerk's judgment roll and the Lis Pendens, 2026LP2300056, shall be DISMISSED.

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)
)
David M. Duree and David M. Duree &)
Assocs., P.C.,)
)
)
Plaintiffs,)
)
v.)
)
Glory Mace,)
)
)
Defendant.)

IN THE COURT OF COMMON PLEAS
THIRTEENTH JUDICIAL CIRCUIT
CIVIL ACTION NO.: 2026-CP-23- _____

**NOTICE OF FILING
FOREIGN JUDGMENT**

TO: GLORY MACE

PLEASE TAKE NOTICE that the attached Foreign Judgment and Affidavit were filed with the Clerk of Court for Greenville County, South Carolina, whose address is set forth below, on the 19th day of May, 2026; that you, as the Judgment Debtor, have thirty (30) days from the date of receipt of the within Notice to seek relief from the enforcement of this Judgment; and that if the Judgment is not satisfied and no relief is sought within thirty (30) days, the Judgment will be enforced in this State in the same manner as a judgment of this State.

Copies of aforesaid Judgment and Affidavit of Sarah Day Hurley are attached hereto as Exhibits "A" and "B" respectively and are incorporated herein by reference.

You are further advised that the name and address of the Judgment Creditors is as follows:

David M. Duree and David M. Duree & Assocs., P.C.
312 South Lincoln Avenue
PO Box 1416
O'Fallon, Illinois 62269

Exhibit B

You are further advised that the name and address of the attorney for the Judgment Creditors is as follows:

Sarah Day Hurley
Hurley Law PA
15 South Main St., Suite 501
Greenville, SC 29601

You are further advised that the name and address of the Clerk of Court for Greenville County, South Carolina is as follows:

The Honorable Jay Gresham
Greenville County Clerk of Court
Greenville County Courthouse
305 E. North Street
Greenville, SC 29601

This Notice is being filed and served in accordance with the provisions of the South Carolina Uniform Enforcement of Foreign Judgments Act, Section 15-35-900, *et seq.*, of the Code of Laws of South Carolina (1976), as amended.

s/Sarah Day Hurley
Sarah Day Hurley (SC Bar No. 16241)
Hurley Law PA
15 South Main Street, Suite 501
Greenville, South Carolina 29601
Tel: (864) 775-5870
shurley@hurleylawsc.com
Attorney for Plaintiffs

May 20, 2026

Exhibit B

HURLEY LAW PA

May 27, 2026

← Exhibit D reference.

VIA PROCESS SERVER

Ms. Glory Mace
112 Peachtree Drive
Greer, SC 29651

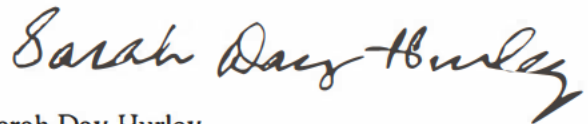
Re: *David M. Duree and David M. Duree & Assocs., P.C. v. Glory Mace*
Civil Action No.: 2026-CP-23-03455

Dear Ms. Mace:

Enclosed please find for service upon you the following documents:

- (1) Notice of Filing Foreign Judgment filed on May 20, 2026;
- (2) Exhibit A – Illinois Judgment; and
- (3) Exhibit B – Affidavit of Sarah Day Hurley.

Sincerely,



Sarah Day Hurley

Enclosures

Exhibit B

CERTIFICATE OF SERVICE

I hereby certify that on this 28 day of May, 2026, I served a true and correct copy of the foregoing Objection to Enforcement of Foreign Judgment and Motion for Relief upon:

Sarah Day Hurley
 Hurley Law PA
 15 South Main St., Suite 501
 Greenville, SC 29601

by U.S. Mail / Hand Delivery / Electronic Service

9589 0710 5270 3943 1911 46

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

Greenville, SC 29601

OFFICIAL USE

Certified Mail Fee	\$5.30	0650
Extra Services & Fees (check box, add fee as appropriate)	\$0.00	7
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00	
<input type="checkbox"/> Return Receipt (electronic)	\$0.00	
<input type="checkbox"/> Certified Mail Restricted Delivery	\$11.00	
<input type="checkbox"/> Adult Signature Required	\$0.00	
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00	
Postage	\$1.65	
Total Postage and Fees	\$7.44	

Postmark Here
 05/28/2026

Sent To
 Street and Apt. No., or PO Box No.
 City, State, ZIP+4®

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

EXhibit C

Tracking Number:

9589071052703943191146

Copy

Add to Informed Delivery

Latest Update

We were unable to deliver your package at 7:36 am on May 30, 2026 in GREENVILLE, SC 29601 because the business was closed. We will redeliver on the next business day. No action needed.

Get More Out of USPS Tracking:

USPS Tracking Plus[®]

Delivery Attempt

Redelivery Scheduled for Next Business Day

GREENVILLE, SC 29601
May 30, 2026 7:36 AM

Arrived at USPS Facility

GREENVILLE SC DISTRIBUTION CENTER
May 29, 2026 10:08 AM

Departed Post Office

GREER, SC 29650
May 29, 2026 6:05 AM

USPS in possession of item

GREER, SC 29650
May 28, 2026 11:04 AM

Hide Tracking History

What Do USPS Tracking Statuses Mean?

Text & Email Updates



5. Defendant engaged in an online transaction, during which Defendant remained in South Carolina and did not maintain, pay taxes, or register the vehicle in Illinois, or otherwise engage in activities directed toward the state of Illinois in any way.
6. Due to undisclosed damages to the vehicle purchased, Defendant contacted Plaintiff for assistance. The parties entered an agreement which was breached shortly after.

Argument

Lack of Purposeful Availment: The United States Supreme Court has consistently held, as in *Helicopteros Nacionales v. Hall*, 466 U.S. 408 (1984), that “the unilateral activity of another party or a third person is not an appropriate consideration” in determining purposeful availment. United States courts distinguish between a Defendant actively targeting a forum state and a passive consumer responding to a seller’s nationwide solicitation. To hold otherwise would subject any consumer making an online purchase to jurisdiction in the seller’s home state merely by engaging in ordinary commerce, contrary to constitutional due process limitations.

Secondly, the mere existence of an agreement between the parties is insufficient to establish personal jurisdiction absent purposeful forum-directed conduct creating substantial connections with the forum state. See *International Shoe Co. v. Washington*; *Burger King Corp. v. Rudzewicz*. Moreover, Plaintiff alleges that Defendant breached the agreement. Regardless of the parties’ dispute concerning performance, the alleged agreement did not create substantial or continuing obligations sufficient to establish purposeful availment of the State of Illinois. The United States Supreme Court has further held that jurisdiction cannot be premised upon “random,” “fortuitous,” or “attenuated” contacts. See *Burger King Corp. v. Rudzewicz*..

Lack of minimum contact: Plaintiff further argues, as reflected in Plaintiff’s January 12 filing (Exhibit A), that Defendant became subject to Illinois jurisdiction merely because Plaintiff

exhibit c

named Defendant in litigation initiated in Illinois. Defendant objects to this characterization. Jurisdiction cannot be manufactured solely through Plaintiff's unilateral decision to file suit in a chosen forum. The United States Supreme Court has made clear that jurisdiction must arise from contacts that "the defendant himself" creates with the forum state. *Walden v. Fiore*.

Excluding Plaintiff's own actions within Illinois, Defendant had no constitutionally sufficient contacts with Illinois. Plaintiff initiated the Illinois action on July 26, 2024, and Defendant filed responsive materials only on August 15, 2024 after the Illinois court directed Defendant to file the "correct document," pay a fee, and enter an appearance 8 days prior on August 7, 2024 (Exhibit B). Defendant's compliance with procedural directives and court orders did not constitute consent to jurisdiction nor did Defendant waive the defense of lack of personal jurisdiction under the applicable procedural and constitutional standards.

Plaintiff further requested that Defendant appear remotely before the Illinois court, which was ordered on September 9, 2024 (Exhibit B). Defendant contacted the court and expressly raised concerns regarding the lack of Illinois contacts and Defendant's South Carolina residency given that the order (exhibit C) states that the court is "advised in the premise and having jurisdiction of the subject matter". The Defendant was advised that appearance was mandatory unless alternative appearance arrangements were requested in writing and approved by the court, all of which was completed by the Plaintiff's request. In subsequent correspondence between the Illinois judge and Plaintiff dated September 26, 2024, the Illinois judge acknowledged Defendant's South Carolina residence but did not substantively address Defendant's jurisdictional concerns, leaving the issue without adjudication. The facts regarding the Defendant's lack of contact with the state of Illinois were expressly provided in writing, noting that the rendering court was requiring a South Carolina defendant with no contact with the state

Exhibit C

of Illinois to participate in an foreign court's process in 3 out of the 3 points provided in the Defendant's letter to the court in response to the appearance issue (Exhibit C).

In conclusion, under the Due Process Clause of the Fourteenth Amendment, personal jurisdiction exists only where a defendant has sufficient minimum contacts with the forum state such that maintenance of the action does not offend traditional notions of fair play and substantial justice. Defendant's compelled participation in proceedings initiated by Plaintiff did not cure the absence of constitutionally sufficient minimum contacts with Illinois and did not constitute consent to jurisdiction. Therefore, the judgment resulting from this action is unenforceable under the Due Process Clause of the Fourteenth Amendment. Likewise, under controlling South Carolina authority, the Full Faith and Credit Clause under the U.S. Constitution, Article IV, § 1 does not preclude litigation of personal jurisdiction in an enforcement proceeding by this court. Therefore, South Carolina is not required to extend Full Faith and Credit to a constitutionally defective judgment.

Accordingly, Defendant respectfully requests that this Court:

1. Deny enforcement and domestication of the foreign judgment pursuant to S.C. Code Ann. § 15-35-940;
2. Declare the foreign judgment void and unenforceable in South Carolina; and
3. Grant such other and further relief as this Court deems just and proper to cure Plaintiff's damages to Defendant.

Respectfully submitted,

5/22/2026



Glory "Mace" Sanders, Defendant Pro Se

112 Peachtree Dr

Greer SC 29651

864.553.3154

Exhibit C

From: USPS Informed Delivery

USPSInformedelivery@email.informedelivery.usps.com

Subject: Your Daily Digest for Tue, 5/26 is ready to view

Date: May 26, 2026 at 7:51:41AM

To: glory.aegis@gmail.com



COMING TO YOU SOON

Hi, GLORY!

You have 4 mailpiece(s) and 0 inbound package(s) arriving soon.

4

Mailpiece(s)

0

Package(s)

Tuesday

26 May
2026

MAIL

[View Dashboard](#)

Expected Today

4 item(s)

FROM: Michael C Armstrong Dds PC

Exhibit D

Unable to load remote content privately.

Load Content

From: USPS Informed Delivery



COMING TO YOU SOON

Hi, GLORY!

You have 4 mailpiece(s) and 0 inbound package(s) arriving soon

4

0

Tuesday

Mailpiece(s)

Package(s)

26 May 2026

MAIL

[View Dashboard](#)

Expected Today

4 item(s)

FROM: Michael C Armstrong Dds PC

NOW ACCEPTING NEW PATIENTS

ENJOY *healthy teeth-&-gums* FOR LIFE!

NEW PATIENT SPECIAL: Cleaning Exam & Necessary X-rays For \$99

25% OFF MAJOR PROCEDURES

NEW PATIENT SPECIAL: FREE CONSULT OR SECOND OPINION

"This place is amazing. The staff here is awesome and help you. They remember you when you come in and treat their patients well. I could not ask for a better dentist office. Dr. Armstrong helps you know what needs to be done and explains it well. This is a place I would highly recommend to anyone." -Aaron L.



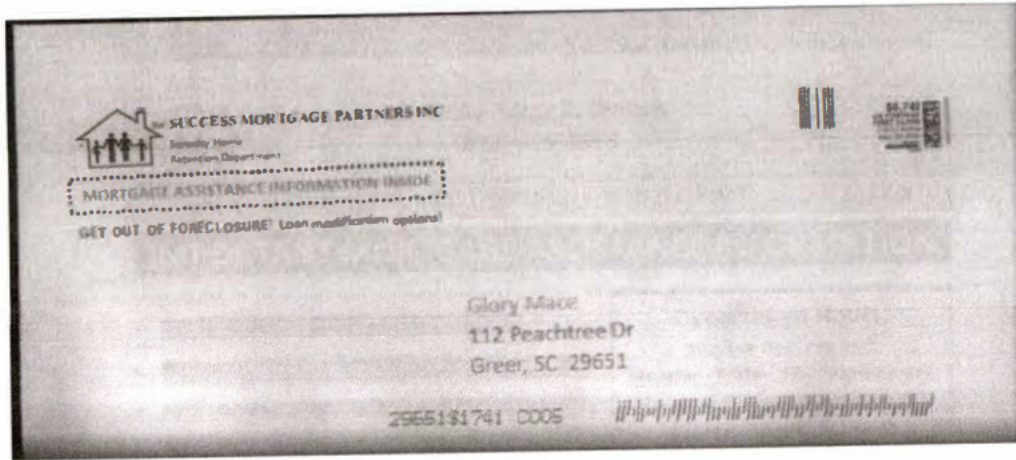
Michael C. Armstrong DDS, PC
40 POINTE CIRCLE • GREENVILLE

Call to schedule your appointment today!
(864) 305-5569
www.MichaelArmstrongDDS.com

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Exhibit D



There is one or more mailpieces for which we do not currently have an image that is included in today's mail.

→ not show, a Notice from Appellant attorney received along with Court of appeals letter.

PACKAGES

[View Dashboard](#)

No packages are available to display.

Exhibit D

Gloria Sanders
112 Peachtree Dr.
Greer, SC 29651

RECEIVED

JUN 02 2026

SC Court of Appeals

1220 Senate St
Columbia SC 29201
SC Court of Appeals