



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

CATHERINE S. HARRISON
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

June 8, 2026

Michael Smith
220 Stancil Street
Easley SC 29640

Mary Smith
220 Stancil Street
Easley SC 29640

Re: Michael and Mary Smith v. King Asphalt, Inc.
Appellate Case No. 2025-001327

Dear Mr. Smith and Ms. Smith:

Enclosed is this Court's order regarding your motion to appoint counsel. The time for serving and filing the appellants' initial brief and designation of matter will expire thirty (30) days from the date of this letter. Failure to comply with the Court's request will result in the dismissal of this appeal.

Very truly yours,

A handwritten signature in blue ink that reads "Jasmine D. Smith, Deputy".
CLERK

cc: Catharine Garbee Griffin, Esquire

The South Carolina Court of Appeals

Michael and Mary Smith, Appellants,

v.

King Asphalt, Inc., Respondent.

Appellate Case No. 2025-001327

ORDER

This appeal arises out of an order of the circuit court granting summary judgment in favor of Respondent. Appellants filed a motion to appoint counsel. Respondent filed a motion to allow the late filing of a return to the motion to appoint counsel. Respondent's motion is granted. After careful consideration of Appellants' motion, the return, and the reply, the motion to appoint counsel is respectfully denied. *See* Rule 608(g), SCACR (providing that counsel should not be appointed for an indigent unless the indigent has a right to appointed counsel under the state or federal constitution, a statute, a court rule, or the case law of this state); *Ex parte Dibble*, 279 S.C. 592, 310 S.E.2d 440 (Ct. App. 1983) (holding there is no constitutional right to counsel in civil cases).



FOR THE COURT

Columbia, South Carolina

FILED
Jun 08 2026

cc:

Michael Smith

Mary Smith

Catharine Garbee Griffin, Esquire