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Jun 30 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SALUDA COUNTY
Court of Common Pleas
The Honorable Donald B. Hocker, Circuit Court Judge

Appellate Case No. 2025-002567
Case No. 2025-CP-41-00100

Hugh Parks Price,

Appellant,

v.

Lisa Molstad,

Respondent.

RESPONDENT'S MOTION TO DISMISS APPEAL

Respondent, Lisa Molstad, respectfully submits this Motion to Dismiss Appeal, and in support of this Motion states as follows:

On December 22, 2025, Appellant filed the Notice of Appeal in this matter. This Court sent Appellant a letter on January 29, 2026, advising him that he had failed to serve notice of receipt of the transcript from below. On February 5, 2026, Appellant filed a Motion for Extension of Time for Appellant to Serve and File Initial Brief and Designation of Matter to be Included in the Record on Appeal. In this Motion, Appellant claims that for some unknown reason an email that was sent on January 7, 2026, by the transcriptionist, which included the transcript, was not discovered until after the Overdue Letter was sent by this Court. He requested an additional thirty (30) days to file his initial brief and designation of matters. Appellant's original deadline to file would have been February 6, 2025.

On February 23, 2026, this Court granted Appellant's Motion and granted an extension to file his initial brief and designation of matter until March 9, 2026. Appellant filed his initial brief and designation of matter on March 6, 2026.

On March 19, 2026, Respondent filed a Motion to Strike Items from Appellant's Designation of Matter. This Motion was granted on June 5, 2026. In this Order, this Court gave Appellant ten (10) days to file an amended initial brief and designation of matter which omitted certain items. This Order was sent to Appellant on June 5, 2026, setting his deadline to file as June 15, 2026.

On June 9, 2026, this Court received an email from Ms. Sandra Holmwood which included a change of address request on Appellant behalf. His new address is at the Aiken County Detention Center. On June 12, 2026, this Court resent the June 5, 2025 Order granting Respondents Motion to Strike. This would arguably set Appellant's new date to file the amended documents as June 22, 2026, even though the order says ten (10) days from the date of the Order.

On June 22, 2026, documents were filed which were signed by Ms. Sandra Holmwood on behalf of Appellant. On June 24, 2025, this Court determined that Ms. Holmwood could not represent Appellant, and returned the documents filed by Ms. Holmwood. To date, no amended initial brief or designation of matter have been filed by Appellant.

Both the Supreme Court and this Court have emphasized the importance of compliance with the requirements of the Appellate Court Rules:

The South Carolina Appellate Court Rules are not mere technicalities but provide the parties and this Court with an orderly mechanism through which to guide appeals in this State. It is incumbent upon counsel to provide material that complies with the Rules and facilitates appellate review.

See Henning v. Kaye, 307 S.C. 436, 437 415 S.E.2d 794, 794 (1992); *see also Forner v. Butler*, 319 S.C. 275, 276-77 n.1, 460 S.E.2d 425, 426-27 n.1 (Ct.App. 1995) (quoting *Henning*). This admonition applies with equal force to pro se litigants, who are charged with the same responsibilities as legal counsel for compliance with procedural mandates: “A pro se litigant who knowingly elects to represent himself assumes full responsibility for complying with substantive and procedural requirements of the law.” *State v. Burton*, 356 S.C. 259, 265 n.5, 589 S.E.2d 6, 9 n.5 (2003); *see also State v. Palicao*, 402 S.C. 547, 558, 741 S.E.2d 774, 779-80 (Ct.App 2013); *State v. Bryant*, 383 S.C. 410, 418 680 S.E.2d 11, 15 (Ct.App. 2009) (both quoting *Burton*).

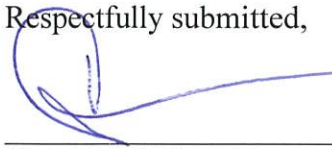
Our appellate courts have repeatedly stated that a lay person is not held to any lesser standard than an attorney. *See McCall v. A-T-O, Inc.*, 276 S.C. 143, 146, 276 S.E.2d 529, 530 (1981). Lack of familiarity with legal proceedings is unacceptable and does not excuse a party’s failure to comply with procedural requirements. *See McCall*, 276 S.C at 146, 276 S.E.2d at 530.

In this case, Appellant has not complied with the Rules, multiple times. He has been granted extensions. At each instance Appellant has attempted to utilize this Court’s sympathy due to his choice to represent himself. At each instance, Respondent has had to incur legal fees due to Appellant’s inability to follow the rules. The Appellate Court Rules provide for dismissal of an appeal where the appellant has “failed to comply with the requirements of these Rules.” *See* Rule 260 (a), SCACR. Appellant has been unable to file a proper initial brief and designation of matter for over six months since the initiation of this appeal.

WHEREFORE, Respondent hereby moves for the dismissal of this appeal due to the actions of Appellant, his non-compliance with the Rules and the Court’s directive of June 5,

2026. This motion is based on all the facts, arguments and authorities set forth above, and on the additional facts, arguments, authorities, and exhibits contained in Respondents other filings with this Honorable Court.

Respectfully submitted,



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Attorney for Respondent

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Sandra Holmwood and Hugh Price,

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PROOF OF SERVICE

I hereby certify that I have served the Respondent's Motion to Dismiss Appeal of
Counsel on June 26, 2026, by United States mail, addressed as follows:

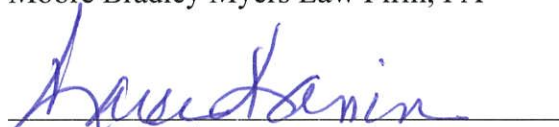
Mr. Hugh Price
187 Spruce Road
Ward, SC 29166

Mr. Hugh Parks Price
C/o Aiken County Detention Center
435 Wire Road
Aiken, SC 29801

Hugh Parks Price
2465 Pine Grove Road, Lot D
Ward, SC 29166

Hugh Parks Price
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