

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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S.C. SUPREME COURT

APPEAL FROM THE EXECUTIVE COMMITTEE
OF THE SOUTH CAROLINA DEMOCRATIC PARTY

Skyler Hutto, Hearing Officer

Case No.: None Assigned

Mark A. Tyler,.....Respondent,

vs.

Evert Comer, Jr.,.....Appellant.

NOTICE OF APPEAL

Evert Comer, Jr. appeals the decision of the Executive Committee of the South Carolina Democratic Party dated June 22, 2026. Appellant received a copy of the decision on June 22, 2026.

The grounds for the appeal include, but are not limited to, the following:

1. In the Govan Precinct, one of four for Bamberg County Council District 6, the candidates names were not included on the precinct ballot.
2. One witness testified candidate Comer's name was not on the early vote ballot which strongly suggest candidate Tyler's name was not included. and neither was not on the absentee ballot as well.
3. Consequently, due to failure of the names of the candidates not being on the Govan Precinct ballot, voting was suspended from early morning to early afternoon for paper ballots to be created with the candidates' names through coordination with the State Election Commission, and the voters who had voted without the candidates' names being on the ballot were advised that they could not vote again, when they should have had that right from the start but was prevented from doing so due to the election not being conducted according to law. This could not have been done for



the early or absentee vote without the candidates' which had been done before election day.

4. All voting in the Govan Precinct which is a Bamberg County Council District 6 by designated as being in County Council District 5 voters which would appear to be an irregularity the consequence of which is not known.
5. These above irregularities and those submitted by Applicant create a cloud over the election which call the Bamberg County District 6 election result into question or demonstrate that the election was not conducted according to law and makes its outcome doubtful and unrealizable and the election should be voided and a new one ordered with assurances it would be conducted accord all election laws and procedures, which include candidates being on the precinct ballot, voting not being suspended for hours and hours for a paper ballot, the voters being properly aligned in the proper county council district.
6. Executive Committee only relied on the votes totals or math to make its decision when it had a legal duty to fully considered the apparent many election irregularities which, in and of itself, render the election results doubtful.
7. The Executive Committee abused its authority and did not apply the proper legal standard for determining if the many irregularities affected the election.
8. The substantial irregularities affected the integrity of the election and warranted the setting aside of the election.

Denmark, South Carolina

Dated: July 2, 2026

Respectfully submitted.

By: Evert Comer, Jr.

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JCJ #4

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)
Evert Comer, Petitioner)
vs.)
Mark Tyler, Respondent)
_____)

SOUTH CAROLINA DEMOCRATIC PARTY
EXECUTIVE COMMITTEE

FINAL ORDER

This matter came before me and the South Carolina Democratic Party Executive Committee upon motion and filing of Petitioner. Petitioner timely filed an election protest for Bamberg County, County Council District 6. Pursuant to statute, a hearing was held timely on June 20, 2026 to address Petitioner's election protest. Petitioner was present and represented himself. Respondent was present and represented by Johanna Valenzuela. A Court Reporter was present for the hearing; Skyler Hutto was appointed as the hearing officer.

Petitioner argued that irregularities in the election, such as improperly printed ballots and improperly districted voters, invalidated the results of the June primary in this race.

Following cases presented to the assembled committee from both parties, a motion was made and seconded to uphold the results of the Bamberg County, County Council District 6 election. Following a vote of the Executive Committee, the election is UPHeld.

IT IS SO ORDERED


CHRISTALE SPAIN, CHAIR

Columbia, SC
22 June, 2026