

The South Carolina Court of Appeals

Sumter County, Respondent,

v.

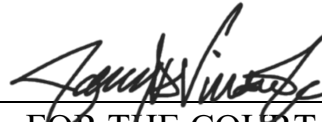
LA Express Logistics, LLC and Willie S. Spann, III,
Defendants,

of which Willie S. Spann, III is the Appellant.

Appellate Case No. 2025-001006

ORDER

On May 29, 2026, we partially dismissed this appeal as to LA Express Logistics, LLC ("LA Express") because LA Express failed to retain an attorney to represent it on appeal. On June 17, 2026, we issued a partial remittitur. Respondents filed a motion for costs pursuant to Rule 222 of the South Carolina Appellate Court Rules seeking to recover \$2,500.00 in attorney's fees. No return was filed. After careful consideration, we deny the motion without prejudice. In light of the partial dismissal of the appeal occurring early in the appellate process, this Court exercises its discretion to deny the award at this time. *See Austin v. Stokes-Craven Holding Corp.*, 406 S.C. 187, 199, 750 S.E.2d 78, 84 (2013) (explaining that "it is within [the appellate c]ourt's discretion whether to award fees and costs under Rule 222"). However, the remaining appeal is ongoing. The Court will consider a motion for costs at the conclusion of this matter.



FOR THE COURT

J.

Columbia, South Carolina

FILED
Jul 22 2026

cc:

Willie S. Spann, III

Austin Tyler Reed, Esquire

George Murrell Smith, Jr., Esquire

James C. Campbell