

RECEIVED

AUG 14 2026

CA No.: _____

S.C. SUPREME COURT

The Supreme Court of South Carolina ("SCSC")

Appellate Case No.: 00202026-001113

South Carolina Court of Appeals

Appellate Case No.: 2025-001480

Greenville, SC Court of Common Pleas

Case No.: 2023-CP-2302780

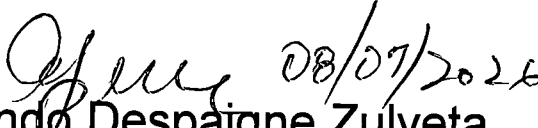
Armando Despaigne Zulveta, Appellant

v.

Augusta Lawn Care of Greenville, LLC, Respondent.

Appeal from South Carolina Court of Appeals

PETITION FOR WRIT OF CERTIORARI


Armando Despaigne Zulveta

606 Pendleton St., Greenville, SC 29601

Phone No.: (864) 371-0573

QUESTION PRESENTED.

WHETHER Lower Court South Carolina ("SC") Greenville Court Common Pleas ("Common Pleas")'s Administrative Chief Judge Perry H. Gravely's Order(s) of May 01, and May 09, 2025, forcing the Court to Dismiss Plaintiff's Case were made by lack of acknowledgement of the law or motivated by bias, prejudice, and racial animus.

WHETHER Lower Court South Carolina Court of Appeals' Order of December 23, 2025, January 7, 2026, January 14, 2026, May 13, 2026, May 14, 2026, June 05, 2026, and July 10, 2026, forcing the Court to Dismiss Plaintiff's Case were made from Courts' Officials' lack of acknowledgement of the law or motivated by bias, prejudice, and racial animus.

WHETHER a Plaintiff, Pro Se, should be allowed to proceed in Forma Pauperis defending his case against an openly unconstitutional Order [Judgement] rendered by Court that deprives him of his Substantive Rights?

WHETHER the American Rule should be applied in this

Case allowing Petitioner to proceed In Forma Pauperis.
WHETHER THIS Court should remand this Case back to
Lower Court because a final Order is involved along with
denial of IFP with Dismissal of the Case.

LIST OF PARTY.

Augusta Lawn Care of Greenville,

TABLE OF CONTENTS

REVIEW ORDER(S) BELOW.....

JURISDICTION.....

STATEMENT OF THE CASE.....

REASONS FOR GRANTING THE WRIT.....

CONCLUSION.....

INDEX TO APPENDICES

APPENDIX A: "Common Pleas" Order of May 01, 2026

APPENDIX B: "Common Pleas" Order of May 09, 2026

APPENDIX C: "SC" Court of Appeals Order of December
23, 2026.

APPENDIX D: SC" Court of Appeals Order of June 05,
2026.

APPENDIX E: SC" Court of Appeals Order of July 10, 2026.

APPENDIX F: "Common Pleas" Circuit judge Gravely Order of Denial Petitioner to proceed In Forma Pauperis.

APPENDIX G: Judge Gravely Order denying Petitioner to proceed In Forma Pauperis.

IN THE
SUPREME COURT OF THE UNITED STATES
PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully seeks that a writ of certiorari be issued to review the judgment below.

OPINIONS BELOW.

For case from federal courts:

The opinion of the "Common Pleas" appears at Appendix A, and B.

The opinion of the "SC" Court of Appeals appears at Appendix C, D, and C.

JURISDICTION

This Court's jurisdiction is invoked under SC Code § 14-3-310.

STATEMENT OF THE CASE.

1) The matter of this Case is among other things based on allegations of Breach of Contract, Duty, Unfair Methods and Deceptive Practices, while Augusta Lawn Care of Greenville, LLC ("Augusta") Owner James R. Richards, ("Mr. Richards") and at the time Co-Owner

Damien Padgett ("Mr. Padgett") unjustly enriching themselves out of Petitioner's ideas, innovation, and expertise that is conceded by the fact that under his guidance the entity came out of bankruptcy and made more money for first time of more than eleven years of existence under the name of Tyger Lawn Management & Landscaping, Inc., ("Tyger Lawn") and under current name of "Augusta". Going paperless, See Greenville "Common Pleas" record Zulveta, Plaintiff, v. Augusta, Defendant C.A. No.: 2023CP2302780, ECF/CM #1, paragraph 9-12, p.3, Initial Complaint filed June 02, 2023.

After Plaintiff helped achieve this status, "Augusta" has refused to acknowledge Petitioner interest to work for the company, earn a salary, and get accomplished previously agreed upon a (1) Year Verbal Contract followed by Five (5) Years of Written Contract. Going paperless See C.A. No.: 2023CP2302780, ECF/CM #1, paragraph 13, p.3-4.

On December 27, 2022, from Phone No.: (864) 553-0261

“Mr. Padgett” texted Petitioner: “Had no project but afterwards he found out that “Mr. Padget that date hired Chris.”

On December 29, 2022, from Phone No.: (864) 553-0261 “Mr. Padgett” texted Petitioner: “Had not enough project.” .

On December 30, 2023, from Phone No.: (864) 553-0261

“Mr. Padgett” texted Petitioner: “Have gotten a Complaint in the form of email from their “Bank of TR” in which states that they do not want him (Petitioner) but he never produced evidence of such email upon questioning.

See “Common Pleas” record C.A. No.: 2023CP2302780, ECF/CM #1, paragraph 16, p.4.

2) United States Postal Service (“USPS”) unsuccessfully made several attempts to serve nowhere to be found “Augusta” Registered Agent with Petitioner’s Summons and Complaint Via Certified Return receipt and with “Court of Common” Plaintiff filed Notice that includes “SC” Pickens County Magistrate Court’s record Case No.: 2023CV3910100332, with attached Exhibits

explaining how difficult is to serve "Mr. Richards" in a and with "Court of Common" Plaintiff filed Notice that includes "SC" Pickens County Magistrate Court's record Case No.: 2023CV3910100332, with attached Exhibits explaining how difficult is to serve "Mr. Richards" in a parallel Case having him as Defendant. As result, Petitioner relied on "SC" Code 33-44-111(c) Service of Process which allows SC Secretary of State can replace and/or service the company's registered agent who with due diligence cannot be found. See "Court of Common" record Notice/Other, p.1, with attached Exhibits of Evidence filed October 12, 2023.

3) Petitioner personally with "Common Pleas" in April 30, 2025, handed over Plaintiff Motion and Order Entry of Default Judgment Uncontested Breach which Court filed next day May 01, 2026, hours after Circuit "Judge Gravely" had issued a timely Order Dismissing Without Prejudice Plaintiff Action. Going paperless See "Common Pleas" record C.A. No.: 2023CP2302780, Order of Dismissal

ECF/CM #8, filed May 01, 2026, and Order/Electronic Form 4 ECF/CM #13, filed May 09, 2026. this Court of Appeals record has "Common Pleas" Docket Sheet reflecting said Orders on Appellant appeal dated April 19, 2026. See also ECF/CM #11 Plaintiff's Motion of Default.

4) June 05, 2026, Petitioner re-filed the Case. Going paperless, See "Common Pleas" record Plaintiff's Notice of Motion & Motion for Leave to Amend Complaint, ECF/CM #14, that it was denied.

Petitioner filed Motion for Reconsideration June 17, 2025. On July 07, 2025. Going paperless See "Common Pleas" ratified Order of Dismissal. Going paperless, See Order/Electronic Form 4.

5) Plaintiff issues with "Common Pleas" and "SC" Court of Appeals are about monetary issues as courts' fees versus his Substantive Rights and that the Court will not entertain petitions for rehearing on a motion unless the action of the Court on the motion has the effect of dismissing or finally deciding the appeal pursuant 221(c) of "SC" Appellate

Court Rules. See enclosed Appendix "A" Appellate Order of July 10, 2016, which Petitioner apologizes the Court for stain on it as result that these situations have made him a Homeless and his legal documents got wet inside his backpack by the rain

REASONS FOR GRANTING THE PETITION.

5) On May 01, 2026, "Common Pleas" denied Petitioner refile of Armando Despaigne Zulveta vs. Augusta Lawn Care Of Greenville LLC, C.A., No.: 2023CP230278. See enclosed Appendix A.

On May 09, 2026, "Common Pleas" explained the reason of Dismissal which was based on: (a) Failure to prosecute, (b) no Proof of Service on file, and the rule based on S.C. Code Section 33-33-111(a) and (b). See enclosed Appendix B.

On December 23, 2026, SC" Court of Appeals issued Order of Denial to proceed In Forma Pauperis. See Enclosed APPENDIX C.

On June 05, 2026, issued in Order requesting Court's fees

from Petitioner. See enclosed APPENDIX D.

On July 10, 2026, SC" Court of Appeals issued an Order Denying the construction of a petition for rehearing based on the Court been unable to discover any material fact or principal of law has been either overlooked or disregarded. See enclosed APPENDIX E.

6) Petitioner states that Lower Courts Orders are unconstitutional over the base that Petitioner failure to prosecute Order of May 01, 2026, was provoked by Court of Common Pleas" own Negligence.

"Court of Common" apparently filed December 05, 2024, Order of ADR/Dormant Lack of Prosecution and apparently forwarded to Greenville County Detention Center ("Detention") which at the time as usually courtesy of Greenville City with its law enforcement agencies, courts' officials mentioned herein, and numerous businesses have made a criminal out of Petitioner and had him detained there who did not receive said Order from ("the Detention") a governmental subdivision notorious for

blocking detainees from courts by concealing and/or destroying legal documentation.

Going paperless, See "Common Pleas" record

ADR/Dormant Lack of Prosecution filed January 04, 2026.

Contributing a factor that Petitioner did not have acknowledgment of Order of Dormant are but not limited:

(a) Clerk of Court's Officials' negligence who issued C.A.

numbers with dash. Going paperless See among others

ECF/CM #1, Cover sheet with dash number C.A. No.:

2023-CP-2302780, ECF/CM #1, and enclosed "SC" Court

of Appeals Order of July 10, 2026, with C.A. No.: 2025-

001480 along with "Common Pleas" C.A. No.: 2023-CP-

2302780 having dash. The problem is that Greenville

Public Index which handle courts' record did not accept

dash between numbers but accept the entering of

consecutive number as example C.A. No.:

2023CP2302780, without dash. After many calls of

complaint over Petitioner's lack of access to court record

not long-ago Clerk of Court Shawn suggested that it could

be because C.A. number is being entered with dash which the system would not be accepted. He was right.

Therefore, Petitioner has excuses neglect for not learning the Court's filing of Dormant based on: (a) be unlawfully incarcerated in "Detention" a place that block detainees' access to courts, (b) Clerk of Court's Officials' negligence who presented Petitioner with above mentioned Common Pleas" C.A. No.: 2023-CP-2302780, containing dash.

Moreover, "SC" Code Section 33-44-111(b) was not legislated by "SC:" General Assembly to stay there in the book as figure decorative law but for the contrary, for a Plaintiff to use when the Registered Agent couldn't be found with due diligence and that is the Law used and introduced in Court by Petitioner with proper documentation for Service of Process effectuated. See "Common Pleas" record filed October 12, 2023, Notice/Other with no avail the Odyssey petitioner, "USPS", and Pickens County Magistrate court along with its Sheriff Department went through trying to serve "Mr. Richards"

the entity owner and current Registered Agent. See "SC" Code Section 33-44-111(b).

In another hand, "Common Pleas" Orders dismissing the case used "SC" Code of Laws Section 33-11-111(a) and (b), which has not kind of relevance to his Case and therefore, an Order that lacks subject matter jurisdiction. See Court's Order May 09, 2025.

7) From the begin the issue between "Common Pleas", "SC" Court of appeals, and Petitioner were that Lower Courts were concentrated more in extracting courts' fees from a Homeless made out of Greenville City with its law enforcement agencies, court's officials, and businesses than to worry about the worrisome violation of Substantive Rights of Petitioner in disregard of Greenville's Community's fellow citizens, peers, and constituents bringing him into an Era of Jim Crow while in the process reckless, maliciously, knowingly, and intentionally make a criminal out of Petitioner. Point Blank.

"Common Pleas" Circuit Judge Gravely Order Appendix G,

and “SC” Court of Appeals of initial orders Appendix C, and D, were targeting financially until it turned into APPENDIX E: SC” Court of Appeals Order of July 10, 2026, dismissing Petitioner action who states that IFP case’s status after the IFP denial, making the outcome final.

In addition, in “SC”, a civil action can become “dormant”, practically inactive if the defendant does neither respond to the complaint nor defend, and the plaintiff does not immediately seek a default judgment and delays seeking judgment.

Contributing a factor that Petitioner did not have acknowledgment of Order of Dormant are but not limited:

(a) Clerk of Court’s Officials’ negligence who issued C.A. numbers with dash. Going paperless See among others ECF/CM #1, Cover sheet with dash number C.A. No.: 2023-CP-2302780, ECF/CM #1, and enclosed “SC” Court of Appeals Order of July 10, 2026, with C.A. No.: 2025-001480 along with “Common Pleas” C.A. No.: 2023-CP-

2302780 having dash. The problem is that Greenville Public Index which handles courts' record did not accept dash between numbers but accept the entering of consecutive number as example C.A. No.:

2023CP2302780, without dash. After many calls of complaint over Petitioner's lack of access to court record not long-ago Clerk of Court Shawn suggested that it could be because C.A. number is being entered with dash which the system would not be accepted. He was right.

Therefore, Petitioner has excusable neglect for not learning the Court's filing of Dormant based on: (a) be unlawfully incarcerated in "Detention" a place that block detainees' access to courts, (b) Clerk of Court's Officials' negligence who presented Petitioner with above mentioned Common Pleas" C.A. No.: 2023-CP-2302780, and the most important(c) Under Rule 5 of South Carolina Rules of Civil Procedure ("SRCP").

8) The essence of Case Armando Despaigne Zulveta, Appellant v. Augusta Lawn Care of Greenville, LLC,

Respondent is connected to the Jim Crow Era that Petitioners have been brought to be the victim of arrests, unlawful convictions, and Trespass represented by following businesses in conjunction and concubinage with individuals mentioned herein after Petitioner had warned Greenville Criminal Municipal Court that the wrong convictions place upon him will encourage arrests which it did conceded by the avalanche below. See Greenville Municipal Court's record Plaintiff Opposition to Judge's Return with its Brief, p.3, CA No.: 2025-CP-23-03518, filed October 30, 2025.

- 1) Spill the Beans.
- 2) T-Mobile USA. Inc.
- (3) Old Europe
- (4) The Commons.
- (5) Flying Fox Coffee.
- (6) Viva Villa Mexican Grill, LLC.
- (7) Holly Molli LLC and Holy Molli Franchising, LLC.
- (8) Mountain Goat LLC.

(9) Starbucks.

(10) Carmella's Café and Desert Bar

(11) Lewis Barbeque Greenville, LLC

(12) Marriott International, Inc., and

(13) Publix Super Markets, Inc.,

(14) Greenville Transit Authority

(15) Mc Donald's Corporation

(16) Marriott International Inc.,

(17) Golden Corral Corporation

(18) Publix Super Markets Inc.

(19) Canal Insurance Company.

With the followings Charges for Offenses and
Misdemeanors but not limited:

(20) Warrant/Ticket Number: 20241090354232

(21) Warrant/Ticket Number: 20241090353973

(23) Warrant/Ticket Number: 20241090355359

(24) Warrant/Ticket Number: 20231090349316

(25) Warrant/Ticket Number: 20231090349333

(26) Warrant/Ticket Number: 20241090356035

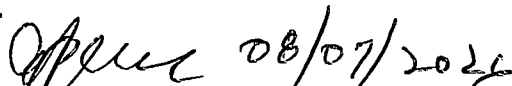
(27) Warrant/Ticket Number: 20241090351019.

Petitioner squarely, firmly, squarely believe that Lower courts are hindering "SCSC" from fulfilling its duty. And that the issue here is that local governments actors in these cases belief is that Petitioner is spoiling their financial, segregated businesses of running places of accommodations under "SC" Code Section 45-910 like they were private businesses or residence who could segregate and exclude at will people with Greenville City's law enforcement and court's officials' assistance.

CONCLUSION.

The petition for a writ of certiorari should be granted by ordering Lower Court of Appeals to remand the Case back to "Common Pleas" ordering a Hearing for Entry Default Judgment be set.

On this day the 7th of August, 2026.


Armando Despaigne Zulveta

606 Pendleton St., Greenville, SC 29601

Armando Desprigne ZULVETA
606 PENDLETON ST.,
GREENVILLE, SC 29601



RECEIVED

AUG 14 2026

S.C. SUPREME COURT

SC SUPREME COURT Building
1231 GERVAS ST.,
Columbia, SC
29201

