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Oct 08 2026

SC Court of Appeals

**IN THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from the Colleton County Court of Common Pleas
Robert J. Bonds, Circuit Court Judge

Case No. 2026-CP-15-00164

Nextgear Capital, Inc.
Respondent,

v.

William Dale Evans,
Appellant.

NOTICE OF APPEAL

William Dale Evans appeals: (1) the Order Denying Defendant's Motion for Relief issued by the Honorable Robert J. Bonds, Circuit Court Judge on July 21, 2026, and filed with the Clerk of Court for Colleton County on July 21, 2026, and received by the Appellant's counsel on July 21, 2026; and (2) the Order Denying Defendant's Motion for Relief issued by the Honorable Robert J. Bonds, Circuit Court Judge on September 8, 2026, and filed with the Clerk of Court for Colleton County on September 8, 2026, and received by the Appellant's counsel on September 8, 2026.

Copies of the referenced orders are collectively attached hereto as EXHIBIT A and incorporated herein by reference.

Respectfully submitted,

FISHBURNE LAW OFFICE, LTD. CO.

By: 

J. Barnwell Fishburne, Jr.

S.C. Bar # 102026

108 S. Walter Street

Walterboro, SC 29488

jbf@fishburnelawoffice.com

Attorney for Appellant

Dated: October 8, 2026
Walterboro, South Carolina

Other Counsel of Record:

SMITH ROBINSON

Benjamin E. Grimsley, Esq.

Ryan J. Patane, Esq.

PO Box 11682

Columbia, South Carolina 29211

Ben.grimsley@smithrobinsonlaw.com

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Attorneys for Respondent

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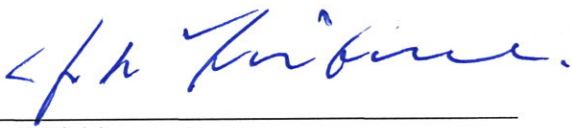
PROOF OF SERVICE FOR NOTICE OF APPEAL

I, J. Barnwell Fishurne, Jr., hereby certify that on October 8, 2026, I served a copy of the Notice of Appeal (with attached orders) submitted by the Appellant, on counsel for the Respondent via the United States Mail, postage pre-paid, and addressed as follows, as well as by electronic mail at the address noted below:

Signature Page to Follow

Respectfully submitted,

FISHBURNE LAW OFFICE, LTD. CO.

By: 

J. Barnwell Fishburne, Jr.

S.C. Bar # 102026

108 S. Walter Street

Walterboro, SC 29488

jbf@fishburnelawoffice.com

Attorney for Appellant

Dated: October 8, 2026
Walterboro, South Carolina

Other Counsel of Record:

SMITH ROBINSON

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Attorneys for Respondent

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SC Court of Appeals



FISHBURNE
LAW OFFICE

October 8, 2026

VIA US MAIL AND EMAIL (ctappfilings@sccourts.org)

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: Colleton County Case No. 2026-CP-15-00164

Dear Ms. Kitchings:

Enclosed for filing please find the original and one copy of the Notice of Appeal in the above-referenced matter, Proof of Service as to the Notice of Appeal, a copy of the orders challenged on appeal. I have also enclosed a check in the amount of \$250.00 for the filing fee. By copy of this letter, I am serving counsel of record for the Respondent. As always, please feel free to contact me with any questions or concerns.

With kindest regards, I am

Sincerely,

FISHBURNE LAW OFFICE

J. Barnwell Fishburne, Jr.

JBF/jbf

Enclosures

Cc: Benjamin E. Grimsley, Esq.
Ryan J. Patane, Esq.
The Honorable Gary Hale, Colleton County Clerk of Court

FISHBURNE LAW OFFICE, LTD. CO.