JASON J. COLLINS
Plaintiff-Appellant, Pro Se
2450 Camellia Lane #1507
Atlanta, GA 30324
Telephone: 404-200-2949
Email: collinsschools@gmail.com

RECEIVED
OCT 13 2026
SC Court of Appeals

October 12, 2026

Clerk of the Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

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OCT 19 2026
SC Court of Appeals

FILED
GEORGETOWN COUNTY, S.C.
2026 OCT 14 PM 2:24
CLERK OF COURT

RE: Filing of Notice of Appeal
Case No.: 2025-CP-22-00580
Jason J. Collins v. Robert F. Roberts, et al.
Georgetown County Court of Common Pleas
Honorable Charles J. McCutchen, Presiding Judge

Dear Clerk of the Court:

I respectfully submit my Notice of Appeal in the above-referenced matter pursuant to Rule 203 of the South Carolina Appellate Court Rules.

I am appealing the Circuit Court's August 4, 2026 Order denying my Motion for Sanctions for Spoliation of Evidence, Adverse Inference, and Injunctive Relief, together with the September 14, 2026 Order denying my Rule 59(e) Motion to Alter or Amend.

This appeal seeks appellate review of the Circuit Court's rulings concerning the preservation and alleged disposition of personal and business property during ongoing litigation, including the denial of injunctive relief. I invoke S.C. Code Ann. § 14-3-330(4), to the extent applicable.

I respectfully request that the Court accept and docket my Notice of Appeal and provide the appellate case number and any subsequent filing instructions.

Enclosures (to the extent actually included): Notice of Appeal; Proof of Service; August 4, 2026 Order; September 14, 2026 Order; and appellate filing fee or approved exemption documentation.

I understand that my appellate arguments and supporting record will be presented at the appropriate stages of the proceedings.

Thank you for your attention and assistance.

Respectfully submitted,

Jason J. Collins

Jason J. Collins
Plaintiff-Appellant, Pro Se

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SC Court of Appeals

COURT OF APPEALS — FILING LETTER

Date: Oct 12, 2026

Clerk of the South Carolina Court of Appeals

P.O. Box 11629

Columbia, SC 29211

Re: Jason J. Collins v. Robert F. Roberts, American Legion Post 114, et al.

Georgetown County Common Pleas No. 2025-CP-22-00580

Dear Clerk:

Please accept for filing the enclosed Notice of Appeal from the August 4, 2026 and September 14, 2026 orders in the above-captioned matter. Enclosed are the Notice of Appeal, Proof of Service on all respondents, complete copies of both challenged orders, and the $250 filing fee [or applicable approved fee-waiver documentation].

Please advise me of the assigned appellate case number and any deficiencies requiring correction.

Respectfully submitted,

Jason J. Collins, Pro Se

Address: 2450 Camellia Lane #1507 Atlanta GA 30324

Telephone/email: 404-200-2949

CollinsSchools@gmail.com

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7:49 5G 70
ex.sccourts.org
1 of 3

FORM 4

STATE OF SOUTH CAROLINA
COUNTY OF Georgetown
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NO. 2025CP2200580

Jason J Collins
PLAINTIFF(S)

Robert F Roberts et al
DEFENDANT(S)

ELECTRONICALLY FILED - 2026 Aug 04 4:32 PM - GEORGETOWN - COMMON PLEAS - CASE#2025CP2200580

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DISPOSITION TYPE (CHECK ONE)

- ☐ **JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- ☑ **DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ☐ **ACTION DISMISSED** (*CHECK REASON*): ☐ Rule 12(b), SCRCP; ☐ Rule 41(a), SCRCP (Vol. Nonsuit); ☐ Rule 43(k), SCRCP (Settled); ☐ Other
- ☐ **ACTION STRICKEN** (*CHECK REASON*): ☐ Rule 40(j), SCRCP; ☐ Bankruptcy; ☐ Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; ☐ Other
- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **DISPOSITION OF APPEAL TO THE CIRCUIT COURT** (*CHECK APPLICABLE BOX*): ☐ Affirmed; ☐ Reversed; ☐ Remanded; ☐ Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: ☐ See attached order (formal order to follow) ☑ Statement of Judgment by the Court:

This matter came before the Court on May 14, 2026, on Pro Se Plaintiff's Motion for Sanctions, Spoilation of Evidence and Request for Adverse Inference and Injunctive Relief. Plaintiff appeared Pro Se and Eric Armstrong, Esquire, appeared on behalf of Defendants American Legion and Robert Roberts.

ORDER INFORMATION

This order ☐ ends ☑ does not end the case. ☑ See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 08/04/2026

Jason J Collins for Jason J Collins
Jason J Collins for Jason J Collins

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

SCRCP Form 4CE (08/31/2017)

Page 1 of 2

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OCT 19 2026
SC Court of Appeals

Court Reporter:

E-Filing Note: The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

At the hearing, Plaintiff's argument focused on spoilation by way of personal and business property contained within Plaintiff's former place of business being disposed of by Defendants. However, the arguments of the parties, and a later review of the record, confirm that a spoilation letter was sent to Defendants after the Motion for Sanctions had already been filed. Moreover, Plaintiff had not been in possession or control of the property for over a year at the time of the hearing.

In Kershaw County Board of Education v. U.S. Gypsum Co., 302 S.C. 390, 394, 396 S. E.2d 369, 372 (1990), the Supreme Court upheld a jury charge that "when evidence is lost or destroyed by a party an inference may be drawn by the jury that the evidence which was lost or destroyed by that party would have been adverse to that party." As an initial matter, however, the party seeking the inference "must be prepared to make a showing that the document or evidence might reasonably have supported whatever presumption is being requested of the fact finder."

Pringle v. SLR, Inc. of Summerton, 382 S.C. 397, 405, 675 S.E.2d 783, 787 (Ct. App. 2009).

Here, Plaintiff brings a cause of action for breach of contract, negligence and "damages" in the form of fifty-two (52) separately enumerated types of personal property and eight miscellaneous items related to future earnings, seeking $1,500,000.00 in damages. (Amended Complaint). Similarly, Plaintiff's Motion for Sanctions based upon spoilation of evidence relates to items contained within the formerly leased property no longer within Plaintiff's custody and control. It would seem to this Court that Defendant has filed a lawsuit which, in significant part, is related to personal property he can no longer access based upon his eviction from the property. This also seems to be the basis for Plaintiff's motion for sanctions, albeit with separate personal property items. Therefore, this Court finds that Plaintiff has not met the showing that the evidence might have reasonably supported the presumption being asked of a potential jury that Defendants breached their contract with Plaintiff and were negligent in evicting Plaintiff and/or changing the locks illegally. In fact, the items listed within Plaintiff's motion are entirely different than those sixty (60) specifically listed items contained within Plaintiff's Complaint.

This Court respectfully denies Plaintiff's Motion for Sanctions, Spoilation of Evidence and Request for Adverse Inference and Injunctive Relief on the grounds that Plaintiff has failed to make a showing that the document or evidence might reasonably have supported whatever presumption is being requested of the fact finder, that Plaintiff did not send a spoilation letter until after his motion was filed, and the fact that Counsel for Defendants stated on record that Plaintiff was welcome to come collect any items still contained within the real property at a time most convenient to him.

IT IS SO ORDERED!

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Georgetown Common Pleas

Case Caption: Jason J Collins VS Robert F Roberts , defendant, et al

Case Number: 2025CP2200580

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Court Reporter:

E-Filing Note: The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

This Court has reviewed the pleadings, along with the record, prior filings, and evidence presented at the May 14, 2026, hearing date, along with the applicable law and finds that the motion does not present any newly discovered evidence, manifest errors of law or fact, or an intervening change in controlling law that would warrant relief under SCRCP Rule 59(e).

AND IT APPEARING TO THE COURT that after considering the documents of record, the Motion, and reviewing the arguments of counsel, the Court finds that the Court's Order is sufficient and the Motion should be denied;

NOW, THEREFORE, and based upon the foregoing, it is ORDERED as follows:

1. Plaintiff's Motion to Reconsider filed on August 12, 2026, is hereby DENIED.

ELECTRONICALLY FILED - 2026 Sep 14 3:43

Georgetown Common Pleas

ELECTRONICALLY FILED - 2026 Sep 14 3:43 PM - GEORGETOWN - COMMON PLEAS - CASE#2025CP2200580

Georgetown Common Pleas

Case Caption:	Jason J Collins VS Robert F Roberts , defendant, et al
Case Number:	2025CP2200580
Type:	Order/Electronic Form 4

SO ORDERED

Charles J. McCutchen

Electronically signed on 2026-09-14 15:29:09 page 3 of 3

SHERIFF'S SERVICE INSTRUCTIONS

STATE OF SOUTH CAROLINA
COUNTY OF GEORGETOWN
COURT OF COMMON PLEAS

Case Name: Jason Collins v. American Legion Post 114, et al.
Civil Action No.: 2025-CP-22-00580

DOCUMENT TO BE SERVED

Plaintiff's Rule 59(e) Motion to Alter or Amend Order Denying Motion for Sanctions for Spoliation of Evidence, Adverse Inference, and Related Relief

PERSON TO BE SERVED

Eric Gillespie Armstrong, Esq.
Counsel for Defendants
1001 Front Street
Georgetown, SC 29440

REQUEST FOR SERVICE

Please serve the above-named attorney with a true and correct copy of the **filed Plaintiff's Rule 59(e) Motion to Alter or Amend Order Denying Motion for Sanctions for Spoliation of Evidence, Adverse Inference, and Related Relief**, together with any documents/exhibits accompanying the motion that are required to be served.

Please complete the appropriate **Sheriff's Certificate/Return/Proof of Service** after service is made and return the completed proof of service to the undersigned at the address provided below.

Please indicate on the proof of service the **date, time, place, and manner of service**, as applicable.