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Oct 28 2026

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appellate Case No. 2026-002272
Circuit Court Case No. 2025-CP-22-00580

Jason J. Collins, Appellant,

v.

American Legion Post 114, Robert F. Roberts, and other parties named in
the appellate caption, Respondents.

PETITION FOR REHEARING UNDER RULE 221, SCACR

Appellant Jason J. Collins, proceeding pro se, respectfully petitions for rehearing of this Court's October 20, 2026 order dismissing the appeal as not immediately appealable. The specific point that Appellant submits the Court may have overlooked or misapprehended is whether the circuit court's express refusal of prospective injunctive relief is independently appealable under S.C. Code Ann. § 14-3-330(4).

I. ORDERS AND RELIEF AT ISSUE

On March 20, 2026, Appellant filed a motion captioned "Plaintiff's Motion for Sanctions, Spoliation of Evidence, and Request for Adverse Inference and Injunctive Relief" in Georgetown County Court of Common Pleas. In the section labeled "6. INJUNCTIVE RELIEF," Appellant specifically requested an order immediately prohibiting Defendants from (1) conducting further yard sales; (2) selling or transferring property belonging to Appellant; and (3) allowing removal of property from the premises. The motion also separately requested an adverse inference, monetary sanctions, an accounting, identification of participants, and preservation of records.

Following a May 14, 2026 hearing, the circuit court entered its August 4, 2026 order. Its concluding paragraph expressly denied the "Motion for Sanctions, Spoliation of Evidence and Request for Adverse Inference and Injunctive Relief." The Form 4 accompanying that order indicates that the order does not end the case. Appellant sought reconsideration, which the circuit court denied on September 14, 2026. This Court dismissed the resulting appeal on October 20, 2026 as not immediately appealable.

II. SPECIFIC POINT OVERLOOKED OR MISAPPREHENDED

South Carolina Code Annotated § 14-3-330(4) authorizes appellate review of an interlocutory order "granting, continuing, modifying, or refusing an injunction." Appellant respectfully submits that the March 20 motion requested a substantive, prospective prohibition against further sales, transfers, and removal of disputed

property during the pending lawsuit. Such requested relief addressed alleged future conduct and was distinct in function from the requested retrospective spoliation sanctions and adverse inference.

The August 4 order denied the request for injunctive relief expressly, but analyzed the requests together and did not separately identify or assess the prospective injunction sought in paragraph 6 of the motion. Appellant therefore requests that this Court separately consider whether that refusal falls within § 14-3-330(4), even if the sanctions, discovery, and adverse-inference portions of the same order are not immediately appealable.

Appellant does not contend that labeling a discovery request "injunctive relief" automatically confers appellate jurisdiction. Rather, the relief requested here specifically sought to restrain additional sales and transfers of disputed property. Appellant asks the Court to evaluate the substance of that request and the order refusing it under the statutory injunction exception. Appellant also recognizes that whether any prospective relief remains available, and whether the circuit court erred in refusing it, are distinct questions from the threshold issue of appellate jurisdiction.

III. REQUESTED DISPOSITION

Appellant respectfully requests that the Court (1) grant rehearing; (2) reconsider whether the refusal of the prospective injunction requested in paragraph 6 of the March 20, 2026 motion is immediately appealable under § 14-3-330(4); and (3) if jurisdiction exists, reinstate the appeal only to the extent permitted by law. Appellant does not request that the Court decide the merits of the underlying property claims in this petition.

Respectfully submitted,

/s/ Jason J. Collins *Jason J. Collins - JC*

Jason J. Collins, Pro Se

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Date: October 24, 2026

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CERTIFICATE OF SERVICE

I certify that on _____, 2026, I served a copy of this Petition for Rehearing upon counsel of record for Respondents, and upon any additional

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parties required to be served, by the method indicated below. This certificate must be completed to reflect service actually performed.

Eric G. Armstrong, Esquire

E. Armstrong Legal, LLC

1001 Front Street

Georgetown, SC 29440

Email (if authorized for service): _____

Method of service: _____

Additional counsel/parties served (if applicable): _____

Date of service: _____

/s/ Jason J. Collins *Jason J. Collins - JC*
Jason J. Collins, Pro Se

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RECORD REFERENCES (FOR IDENTIFICATION)

March 20, 2026 motion, section "6. INJUNCTIVE RELIEF"; August 4, 2026 signed Form 4 order, second page of judgment; September 14, 2026 reconsideration order; October 20, 2026 Court of Appeals dismissal order. Attachments, if required, should be true copies of documents in the record.