

No. _____

**IN THE
SUPREME COURT OF THE UNITED STATES**

J.K. Holmes,

Respondent,

v.

C.E. Holmes,

Petitioner.

APPENDIX

INDEX OF APPENDICES

Appendix A – Opinion of the state court of last resort

Appendix B – Opinion of the state court of appeals

Appendix C – Denial of petition for rehearing

Appendix D – Law of the case on prior appeal

Appendix E – Trial court stay pending appeal including jurisdictional issues

Appendix F – State court of last resort's confirmation of timely extension request

Appendix G – State court of appeals docket sheet confirming timely extension

Appendix H – Form SCCA 296. Response to Correct Data Entry Error

Appendix I – SCCA notice of lack of transcript due to inability to locate audio

The Supreme Court of South Carolina

RECEIVED

Mar 17 2025

SC Court of Appeals

James Kevin Holmes, Respondent,

v.

Cynthia Elaine Collie n/k/a Cynthia Elaine Holmes,
Appellant.

Appellate Case No. 2025-000486

ORDER

On March 12, 2025, Petitioner filed a motion for an extension to file a petition for writ of certiorari that referenced appellate case numbers 2022-001146 and 2024-001450. Because the Court of Appeals sent the remittiturs in these cases on August 10, 2023, and March 5, 2025, appellate jurisdiction has ended. *See Stogsdill v. S.C. Dep't of Health & Human Servs.*, 415 S.C. 568, 784 S.E.2d 669 (2016); *Wise v. S.C. Dept. of Corr.*, 372 S.C. 173, 642 S.E.2d 551 (2007). Accordingly, the Petitioner's motion is stricken, and this matter is dismissed.



C.J.

FOR THE COURT

Columbia, South Carolina
March 17, 2025

cc: Cynthia E. Collie
Barry I. Baker
Kyle T Varner
The Honorable Jenny A. Kitchings

APP A

The South Carolina Court of Appeals

James Kevin Holmes, Respondent,

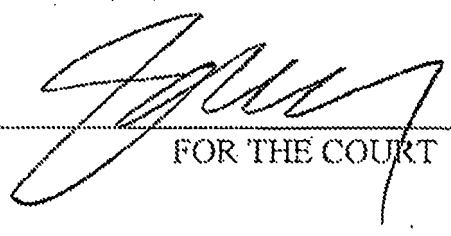
v.

Cynthia Elaine Collie n/k/a Cynthia Elaine Holmes,
Appellant.

Appellate Case No. 2024-001450

ORDER

This appeal arises out of an order of the circuit court dated August 22, 2024. Because the underlying order is not immediately appealable, this appeal is dismissed. See S.C. Code Ann. § 14-3-330 (2017). The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.


_____, J.
FOR THE COURT

Columbia, South Carolina

cc:

Cynthia Holmes

Barry I. Baker, Esquire

Kyle T Varner, Esquire

FILED
Sep 10 2024

APP B

The Supreme Court of South Carolina

James Kevin Holmes, Respondent,

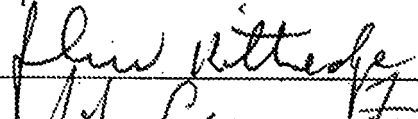
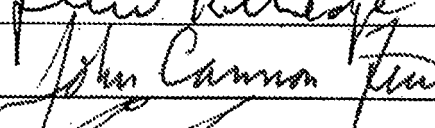
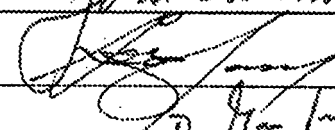
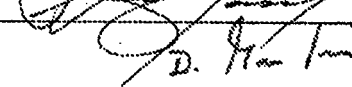
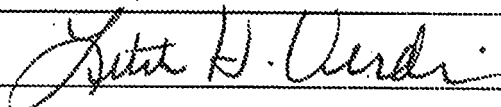
v.

Cynthia Elaine Collie n/k/a Cynthia Elaine Holmes,
Petitioner.

Appellate Case No. 2025-000486

ORDER

Petitioner has submitted a filing titled "Petition for Rehearing and Motion for Rule 220(c), SCACR, Affirmance of Law of the Case on Prior Appeal." As to the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. See Rule 221(a), SCACR. Therefore, the petition for rehearing is denied. Petitioner's "Motion for Rule 220(c), SCACR, Affirmance of Law of the Case on Prior Appeal," is also denied because Petitioner has not shown she is entitled to the relief she requests.

	C.J.
	J.
	J.
	J.
	J.

Columbia, South Carolina
June 25, 2025

APP C

cc:

Cynthia E. Collie

Barry I. Baker

Kyle T. Varner

The South Carolina Court of Appeals

James Kevin Holmes, Respondent,

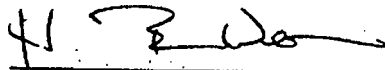
v.

Cynthia Elaine Collie, Appellant.

Appellate Case No. 2022-001146

ORDER

This appeal arises out of a notice of entry of judgment entered July 14, 2022. A review of the public index reveals this case was referred to the master-in-equity on that date. Referral of a case to the master-in-equity is not immediately appealable unless the appellant is deprived of a mode of trial. *See N. Carolina Fed. Sav. & Loan Ass'n v. Twin States Dev. Corp.*, 289 S.C. 480, 347 S.E.2d 97 (1986); *Williford v. Downs*, 265 S.C. 319, 218 S.E.2d 242 (1975); *Collier v. Green*, 244 S.C. 367, 137 S.E.2d 277 (1964). To the extent the appellant is appealing from the order of Judge R. Markley Dennis, Jr. dated June 9, 2022, the public index shows a pending Rule 59(e), SCRCF motion. *See Hudson v. Hudson*, 290 S.C. 215, 216, 349 S.E.2d 341, 341-42 (1986) (directing dismissal of an appeal in which a timely post-trial motion is pending and permitting a second appeal without an additional case initiation fee). Accordingly, this appeal is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.


_____, C.J.
FOR THE COURT

Columbia, South Carolina

cc: Cynthia Holmes
Barry I. Baker, Esquire
Kyle T Varner, Esquire
The Honorable R. Markley Dennis, Jr.

FILED
Dec 09 2022

APP D

COURT OF COMMON PLEAS
AND GENERAL SESSIONS
100 BROAD STREET, SUITE 106
CHARLESTON, S.C. 29401-2258
(843) 958-5000
(843) 958-5020 FAX
clerk@court.charlestoncounty.org



FAMILY COURT OF THE
NINTH JUDICIAL CIRCUIT
CHARLESTON COUNTY
100 BROAD STREET, SUITE 141
CHARLESTON, S.C. 29401-2265
(843) 958-4400
(843) 958-4414 FAX
clerk@court.charlestoncounty.org

JULIE J. ARMSTRONG
CLERK OF COURT
CHARLESTON COUNTY

September 1, 2022

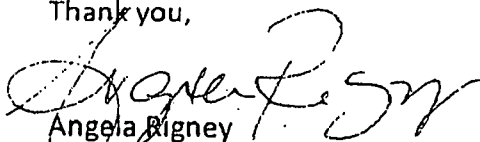
Cynthia Collie
Post Office Box 187
Sullivans Island, SC 29482

RE: 2021CP1005478
James Kevin Holmes VS Cynthia Elaine Collie

Dear Ms. Collie:

On August 19, 2022, the Clerk of Court's office sent notices of motion scheduling on the above referenced case. In total, seven motions were scheduled to be heard by Judge Jennifer McCoy during the week of September 19, 2022. A notice of appeal to the Court of Appeals has been filed placing this case into an appeal status. Due to the change in status of this case Judge McCoy has continued all scheduled motion hearings. These motions will be rescheduled when this case is no longer in an appeal status.

Thank you,


Angela Rigney
Common Pleas Docket Manager

APP E



Feb 24 2025

SC Court of Appeals

The Supreme Court of South Carolina

PATRICIA A. HOWARD
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA
29211
1231 GERVAIS STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1080
FAX: (803) 734-1499
www.sccourts.org

February 24, 2025

Cynthia Holmes
Post Office Box 187
Sullivans Island SC 29482

Re: Cynthia Holmes, M.D. v. Haynsworth Sinkler Boyd, P.A., et al.

Dear Ms. Holmes:

This will acknowledge receipt of your extension request to file a petition for writ of certiorari with reference to appellate case No. 2022-001146. The remittitur in that case was mailed by the court of appeals on August 10, 2023, ending appellate jurisdiction in that case.

It is noted that the court of appeals denied the rehearing in appellate case No. 2024-001450. To the extent that you intend to file an extension to file a petition for a writ of certiorari in that case, you will need to file an amended request for an extension referencing the correct appellate case number and specifically listing the opposing counsel you served.

Finally, any request for any extension in cases seeking a petition for a writ of certiorari to review a decision of the Court of Appeals must comply with the policy set forth in this Court's Order dated July 16, 2014. This order is available at <https://www.sccourts.org/courtOrders/displayOrder.cfm?orderNo:=2014-07-16-01>.

APP F

Sincerely,

Patricia A. Howard

CLERK

cc: Barry I. Baker
Kyle T. Varner
The Honorable Jenny Abbott Kitchings

Participant Search

Case Information: 2024-001450

Court: Court of Appeals
Short Title: James Kevin Holmes v. Cynthia Elaine Holmes
Consolidated: View Full Title
Classification: Appeal - Contention Pleas - Criminal
Case Status: Remittitur

Filed Date: 08/29/2024
Disposition Date: 09/10/2024
Remittitur Date: 03/05/2025
Lower Court or Tribunal: Charleston (2021CP1005478)
Oral Argument Date:
Disposition Type: Order

Party Information

Appellate Role	Party Name	Former	Attorney(s)
Appellant	Cynthia Holmes	N	Cynthia E. Collie
Respondent	James Kevin Holmes	N	Barry I. Baker Kyle T. Varner

Views

Display: Descending 0 of 1

Event Information

Filed Date	Event Information
03/17/2025	Correspondence - Incoming (Supreme Court Order)
03/06/2025	Correspondence - Incoming (Copy of Letter from Appellant to Supreme Court)
03/06/2025	Remittitur - Remittitur Sent (25-OR-12.)
03/26/2025	Transcript Documents - Transcript Order(s)
02/24/2025	Correspondence - Incoming (Copy of Letter to Appellant from Supreme Court)

SCCA 296. RESPONSE TO REQUEST TO CORRECT DATA ENTRY ERROR

STATE OF SOUTH CAROLINA)

IN THE COURT OF COMMON PLEAS OF
THE _____ JUDICIAL CIRCUIT_____
PLAINTIFF(S))

CASE NO. _____

VS.)

RESPONSE TO REQUEST
TO CORRECT DATA ENTRY ERROR_____
DEFENDANT(S))

Original Request filed by: _____

On: _____

☐ The requested correction was made.☐ Referred to Chief Administrative Judge☐ Referred to Other Judge (MIE, Business Court, etc.): _____☐ Correction Not Made.

Reason: _____

APP H

Barry Baker

From: Transcripts <transcripts@sccourts.org>
Sent: Monday, October 24, 2022 12:02 PM
To: Barry Baker
Cc: Raines, Tiffany
Subject: James Kevin Holmes v. Cynthia Elaine Collie n/k/a Cynthia Elaine Holmes

Mr. Baker:

It is with sincere regret that we must inform you that the hearing held on April 20, 2022 in Charleston County via WebEx cannot be transcribed as no audio recording can be located. Please let me know if you think this could have been heard on a different date.

Sincerely,

Court Reporter Section

~~~ CONFIDENTIALITY NOTICE ~~~ This message is intended only for the addressee and may contain information that is confidential. If you are not the intended recipient, do not read, copy, retain, or disseminate this message or any attachment. If you have received this message in error, please contact the sender immediately and delete all copies of the message and any attachments.

APP I