

RECEIVED

Jun 20 2022

SC Court of Appeals

**From:** [Janet Frisco](#)  
**To:** [Stephan Futeral](#); [Court Of Appeals Filings](#)  
**Cc:** [Stephanie Smith](#); [Ktree wells dickson.com](#); [Angela Rigney](#); [McCoy, Jennifer B. Law Clerk \(Victoria Tuten\)](#)  
**Subject:** Re: Pet Helpers v. Frisco - Mediation Confirmation  
**Date:** Monday, June 20, 2022 5:41:09 AM

\*\*\* EXTERNAL EMAIL: This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. \*\*\*

Mr. Futeral,

I believe I read judges have discretionary powers on time limits. Things aren't as cut and dry as you would like them to be, and it was an inadvertent clerical lapse on my part which did not cause any damage to the cogs of justice. The Court of Common Pleas only has to take the case off the jury roster and that is not really that much of an imposition for them. There are more important rules that have been broken during the course of this litigation such as you deliberately making false accusations that I had trespassed on your client's property so that you could obtain the restraining orders that resulted in sanctions being imposed on me, but I'm sure you won't miss an opportunity to try and win your case on a small technicality. I'm hand delivering the Notice to the lower court as well as the previous documents that have already been filed beginning June 3, 2022, which will seven days after the deadline of June 13th. I am also mailing the check for the transcript to the court reporter.

After you file the return, I'll file a reply. If they dismiss that, I'll file a petition for a rehearing. If they deny that, I plan to appeal to Supreme Court of SC and beyond because I won't stop seeking justice and the reform of the corrupt judicial system that I know is assisting criminals commit crimes. Saint Teresa of Calcutta is often quoted as saying, "God doesn't call us to be successful, He calls us to be faithful." If I lose and you and the courts take everything I have, I will still possess a clear conscience before God, but I hope that He will ultimately grant me success in my righteous endeavor.

If you had read Rule 62 (g) that I referenced when I filed the Motion for the Stay on the Sanctions, you would have seen this: "An application for relief should first be made to the trial judge under 62 (c) or (d), but when such application is not practicable it may first be made to an appellate court or judge or justice thereof." Of course, it's unpracticable when we all know that the Court of Common Pleas has consistently favored Pet Helpers from the beginning of the litigation and is guilty of abuse of discretion, one of my main arguments for the appeal.

This is what you can tell Pet Helpers concerning the mediation and settlement. I will settle for the return of my dog, Toby, that they acquired through false pretenses and who was not legitimately adopted as we all know, the reimbursement of the sanctions that I have had to unjustly pay, my expenses I've incurred through their illicit cover up complaint aside from my time, no injunctions or permanent restraining orders and an apology would be nice but isn't mandatory. That is essentially the dropping of their lawsuit and then I won't seek the considerable damages that I'm entitled to. The longer they keep Toby hostage though, the more they are intentionally causing me emotional pain which is a cause of action not withstanding my false imprisonment of four days that endangered my life.

Janet Frisco, Pro Se

On Saturday, June 18, 2022, 04:00:27 PM EDT, Stephan Futeral <sfuteral@charlestonlaw.net> wrote:

Ms. Frisco,

South Carolina's rules regarding the filing and the service of a notice of appeal are "jurisdictional" and strictly applied. The filing with the lower court is mandatory within ten (10) days of serving notice. The rules explicitly provide that the failure to file triggers a mandatory dismissal of the appeal.

Additionally, please note that you failed to make your application for a "stay" to Judge Price as required by our appellate rules. In other words, the rules require you to petition the lower court that entered the order on appeal before you may petition the appellate court. Therefore, on Monday we will file a return to dismiss your appellate "Motion for Stay."

Hopefully we can resolve my client's claims at mediation. If there is a settlement offer you would like to make to my clients before mediation, please send it to me for my review.

Best wishes,





**Stephan Futeral, Esq.**

Civil & Family Court Mediator, Futeral & Nelson, LLC

 843.284.5500

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 1004 Anna Knapp Ext, Mt. Pleasant SC 29464



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On Jun 18, 2022, at 2:48 PM, Janet Frisco <[janetfrisco@yahoo.com](mailto:janetfrisco@yahoo.com)> wrote:

Mr. Dickson,  
Mr. Futeral knows the courts have leeway in these time limits and they are not etched in stone by God as The Ten Commandments were but people deliberately break them everyday. I'm sending the notice by mail today to the lower court and have already emailed Judge McCoy about the delay. This is more than an appeal as Mr. Futeral also knows and a minor clerical mistake will not change the final outcome.

Janet Frisco

[Sent from Yahoo Mail on Android](#)

On Sat, Jun 18, 2022 at 2:22 PM, Stephan Futeral <[sfuteral@charlestonlaw.net](mailto:sfuteral@charlestonlaw.net)> wrote:

And I'm still working! Thank you too.

Best wishes,



**Stephan Futeral, Esq.**  
Civil & Family Court Mediator, Futeral & Nelson, LLC

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On Jun 18, 2022, at 1:20 PM, ktree [wellsdickson.com](http://wellsdickson.com) <[ktree@wellsdickson.com](mailto:ktree@wellsdickson.com)> wrote:

Welcome to Saturday afternoon. Thank you for the update.

--

G. Wells Dickson, Jr.

**Wells Dickson, P.A.**

**Attorney at Law**

P. O. Box 819

Kingstree, SC 29556

843-354-5519, fax 843-354-3206

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**From:** Stephan Futeral <[sfuteral@charlestonlaw.net](mailto:sfuteral@charlestonlaw.net)>

**Sent:** Saturday, June 18, 2022 1:16 PM

**To:** ktree [wellsdickson.com](http://wellsdickson.com) <[ktree@wellsdickson.com](mailto:ktree@wellsdickson.com)>

**Cc:** Janet Frisco <[janetfrisco@yahoo.com](mailto:janetfrisco@yahoo.com)>; Stephanie Smith <[ssmith@charlestonlaw.net](mailto:ssmith@charlestonlaw.net)>

**Subject:** Re: Pet Helpers v. Frisco - Mediation Confirmation

Good afternoon Wells. I am playing catch-up after a busy week, so here I am working on a Saturday!

I want to bring you up to speed regarding the procedural posture of this case aside from the orders I sent you. Ms. Frisco filed two appeals in this case. The first appeal was dismissed by the court because Ms. Frisco did not serve her notice within thirty (30) days of written notice of entry of judgment.

Regarding Ms. Frisco's second appeal, similar to her first appeal, she failed to meet the jurisdiction requirement of filing her notice of appeal properly. Pursuant to Rule 203(d), SCACR, "the notice of appeal shall be filed with the clerk of the lower court and the Clerk of the Court of Appeals." (emphasis added). Under Rule 203(d)(b), SCACR, the "notice of appeal shall be filed with the clerk of the lower court and the clerk of the appellate court within ten (10) days after the notice of appeal is served." (emphasis added). According to Rule 203(d)(3), "[i]f the notice of appeal is not timely filed or the filing fee is not paid in full, the appeal shall be dismissed . . . ." (emphasis added).

Here, Ms. Frisco served her notice of appeal on June 3, 2022. Therefore, she had until June 13, 2022 to perfect her appeal by filing her notice with the lower court clerk. She did not do so. Therefore, next Monday, we are filing a motion to dismiss her second appeal that I expect the Court of Appeals will grant.

Best wishes,

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**Stephan Futeral, Esq.**

**Civil & Family Court Mediator, Futeral & Nelson, LLC**

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On Jun 14, 2022, at 6:34 PM, ktree [wellsdickson.com](http://wellsdickson.com) <[ktree@wellsdickson.com](mailto:ktree@wellsdickson.com)> wrote:

Thank you for your responses; I'll get you something over the weekend.

--

G. Wells Dickson, Jr.

**Wells Dickson, P.A.**

**Attorney at Law**

P. O. Box 819

Kingstree, SC 29556

843-354-5519, fax 843-354-3206

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**From:** Janet Frisco <[janetfrisco@yahoo.com](mailto:janetfrisco@yahoo.com)>

**Sent:** Tuesday, June 14, 2022 2:09 PM

**To:** [ssmith@charlestonlaw.net](mailto:ssmith@charlestonlaw.net)

**Cc:** ktree [wellsdickson.com](http://wellsdickson.com) <[ktree@wellsdickson.com](mailto:ktree@wellsdickson.com)>; Stephan Futeral <[sfuteral@charlestonlaw.net](mailto:sfuteral@charlestonlaw.net)>

**Subject:** Re: Pet Helpers v. Frisco - Mediation Confirmation

Mr. Dickson,

Let me know when the payment should be made for your services.

Thank you,

Janet Frisco

[Sent from Yahoo Mail on Android](#)

On Sat, May 7, 2022 at 9:25 AM, Janet Frisco

<[janetfrisco@yahoo.com](mailto:janetfrisco@yahoo.com)> wrote:

Confirmed

[Sent from Yahoo Mail on Android](#)

On Thu, May 5, 2022 at 11:10 AM, Stephanie Smith

<[ssmith@charlestonlaw.net](mailto:ssmith@charlestonlaw.net)> wrote:

Two conference rooms have been reserved for June 22, 2022 for mediation to begin at 1:30PM.

The mediation will take place at the following location on Daniel Island:

**Veritext - Charleston, SC**

**234 Seven Farms Drive, Suite 210**

**Charleston, SC 29492**

Please confirm you have received this email. Thank you.

Sincerely,

**Stephanie M. Smith**

Paralegal

Futeral & Nelson, LLC

1004 Anna Knapp Blvd., 2nd Floor

Mount Pleasant, SC 29464

(843) 284-5500 – Phone

(843) 284-5501 – Facsimile

[www.charlestonlaw.net](http://www.charlestonlaw.net)

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