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Aug 19 2022

SC Court of Appeals

August 19, 2022

Clerk of Court  
South Carolina Court of Appeals  
Via Email Only - ctappfilings@sccourts.org

Re: Ex Parte, Ryan Powell, In re LB PARK, LLC v. San Juan Holdings, Brett Osborne trustee,  
et al.; C.A. No.: 2019-CP-46-00310;  
Appellate Case No.: 2019-000979.  
Informant Report for Case# 2020-CP-46-00549.

Dear Clerk,

Pursuant to the Court's order dated July 22, 2022, which granted Respondent LB PARK, LLC's **letter** to continue holding the above referenced appeal in abeyance that was already being held in abeyance for the past three years, the Appellant Ryan Powell has been ordered to be an informant on the status of Respondent's present case (i.e., Informant Report for Case# 2020-CP-46-00549).

The York County Master in Equity has refused to schedule for a hearing my motion to amend my initial answer that was filed over two and one half months ago on June 8, 2022. I believe the Master has refused to hear my motion because she has wisely decided that she no longer wants to take on the liability of entering any more void orders into the case.

Notwithstanding, neither the Respondent nor its two managers have yet to make any offer to settle my claims against them for the damages they have done, and are continuing to do to me and my private property. This is peculiar given that the Respondent's three attorneys know, or must know, that there will never be any final order entered into the case because of the incompetence and malpractice of two of Respondent's attorneys, Andrew M. Rawl and A. Parker Barnes III.

I also wrote and mailed a letter to the Chief Justice of the Supreme Court of South Carolina. That letter details the illegal and unlawful collusion and conspiracy that has been on-going between judge(s) on the Court of Appeals and the York County Master in Equity. A copy of that letter is attached and incorporated herein fully by reference. I did not include a copy of any of the attachments to that letter since they can all be found in the record of above referenced appeal case.

Sincerely,  
/s Ryan Powell  
Ryan Powell

cc: Sara P. Spruill, via email only - sspruill@hsblawfirm.com  
A. Parker Barnes III, via email only - pbarnes@hsblawfirm.com  
Andrew M. Rawl, via email only - drawl@hsblawfirm.com  
Brett Osborne

August 15, 2022

Chief Justice Donald W. Beatty  
c/o Supreme Court of South Carolina  
P.O. Box 11330  
Columbia, SC 29211

Re: collusion and conspiracy going on between judge(s) of the Court of Appeals and the York County Master in Equity

Chief Justice Donald W. Beatty,

I am writing to you today to appraise you of the illegal and unlawful activities being perpetrated by one or more judges on the Court of Appeals and the York County Master in Equity. As the head of the State's unified judicial system, you have both the authority and the duty to ensure that the judges that comprise the State judicial system are not colluding and conspiring amongst themselves to commit illegal and unlawful acts.

By order of this Court, upon which you were a signatory, my Constitutionally protected right to a trial by jury was violated when this Court refused to hear my Petition for Writ of Certiorari (Supreme Court case# 2022-000275). In that Petition, I showed that the York County Master in Equity, Teasa K. Weaver, was conspiring with judge(s) on the Court of Appeals to illegally violate my right to a trial by jury. This Court had the duty and obligation to vindicate my Constitutionally protected right, but instead of upholding that duty this Court chose to seal, from public view, some of my documents filed into that case.

Notwithstanding, on June 8, 2022, I filed into the lower court (case# 2020-CP-46-00549) a motion to amend my initial answer based on recently discovered evidence that proves that two managers of the Plaintiff, LB PARK, LLC, have been engaged in a criminal conspiracy to steal my private property using deeds that they forged. Upon filing that motion, a file-stamped copy was handed to the manager of the York County Master in Equity Court, Robin Krecek.

The very next day on June 9th, a clerk of the Court of Appeals signed a letter releasing my [moot<sup>1</sup>] appeal of an earlier related case (Appellate case# 2019-000979) that has been unlawfully held in abeyance until a final order is entered into the Plaintiff's present case

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<sup>1</sup> That appeal is moot since the Plaintiff filed a voluntary dismissal into the underlying case and then filed the same case again (case# 2020-CP-46-00549), to replace that dismissed case. The Court of Appeals should have dismissed that appeal (Appellate case# 2019-000979) after making it moot but they kept it on their docket so that they could use it to spy on the Plaintiff's present case in order to be able to monitor and control its outcome.

(case# 2020-CP-46-00549). That June 9th letter gave the Plaintiff 30 days in which to file its initial brief. A copy of the June 9th letter is attached as Exhibit 1. **From whence does a clerk of the Court of Appeals get the authority to sign a letter that overrules an earlier order made by a judge of the Court of Appeals? Answer - no clerk has any such authority, so who directed her to sign that letter?**

In response to the June 9th letter, the Plaintiff's appeal attorney, Sara P. Spruill, signed a letter dated June 13, 2022. A copy of Spruill's letter is attached as Exhibit 2. Spruill's letter argues why the appeal should continue to be held in abeyance, contains seven (7) exhibits, and requests that the briefing schedule, set in the June 9th letter, be stayed pending an explanation of why the appeal is being released before a final order is entered. In other words, the letter appears to be a motion but was written, signed, and handled as a letter. **Why would an attorney with over 21 years of professional experience, write a letter requesting relief from the Court of Appeals instead of filing a motion? Answer - no attorney would be that incompetent. So who directed her to take that action or why did she decide herself to write a letter instead of making a motion?**

In response to Spruill's letter, a clerk of the Court of Appeals, in a letter dated June 17, 2022, decided to construe Spruill's letter as a "*motion to continue holding appeal in abeyance*". A copy of the June 17th letter is attached as Exhibit 3. The South Carolina Appellate Court Rules set very specific requirements for motions which include: the payment of filing fees; proof that the motion was served on all parties; and the contents that all motions must contain. Spruill's letter fulfilled NONE of those requirements! **From whence does a clerk, or even a judge, of the Court of Appeals get the authority to construe a letter as a motion? Answer - neither a clerk nor a judge has authority to construe a letter as a motion so who directed that clerk to sign a letter taking that action?**

After Spruill failed to make the briefing deadline set in the June 9th letter, a clerk of the Court of Appeals signed a letter dated July 11, 2022, that stayed the briefing deadline until a decision is made on Spruill's letter. A copy of the July 11th letter is attached as Exhibit 4. **Obviously, that appeal was never intended to be heard and the entire ruse was executed for some other purpose. So what was the real reason for this ruse?**

On July 22, 2022 judge James E. Lockemy A.J., signed an order deciding Spruill's letter. A copy of that order is attached as Exhibit 5. That order was made a mere eleven (11) days after the July 11th letter stayed the briefing schedule. Eleven (11) days is a **suspiciously** quick time for any court of review to make any kind of decision on any non-emergency motion or petition. Lockemy's order "grants" Spruill's "request" to continue holding the appeal in abeyance that was being held in abeyance for the past three years! Then without any request for such relief, Lockemy's order transfers the responsibility to inform on the Plaintiff's present case (2020-CP-46-00549) from the Plaintiff unto me and threatens that my [moot] appeal "may" be dismissed if I fail to inform on the case. These new terms changed the terms and conditions of an order entered two years earlier by Judge H. Bruce Williams. See copy of Judge William's original order attached as Exhibit 6. See a copy of an order that Judge William's entered 5 months later that unlawfully changed the terms and conditions he set in his original order (i.e., Exhibit 6) which is attached as Exhibit 7. **From whence does a judge get the authority to *sua sponte* change another judge's order that was made years earlier and change it without a motion? Answer - no judge has any such authority, so who directed him to make and or sign that order?**

So why would the Court of Appeals write a letter releasing my appeal only to turn around and not release my appeal but change who is responsible to be the informant on the Plaintiff's present case? As strange as the whole situation appears, I am certain that the outcome achieved is exactly what its director intended to be achieved. So why would the Court of Appeals care who the informant is on a case that is not under their jurisdiction? I believe the following explains exactly what actually happened.

The main goal of the conspiracy between judge(s) on the Court of Appeals and the Circuit Court judges, which includes the York County Master in Equity, was to get, and keep, the Plaintiff's present case in the equity court<sup>2</sup>. Therein, the Master could order whatever "solution" the conspirators had predetermined would be the results of the case.

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<sup>2</sup> The means of achieving the conspirator's goal was to monitor the case to see what I might do to move the case out of the equity court. When the Court of Appeals became aware of my motion to return the case back to the circuit court, they contacted the Master directing her to deny that motion. Then the Master dutifully obeyed and denied my motion knowing that her decision would be upheld by the Court of Appeals. That alone makes what the responsible judge(s) did a criminal conspiracy according to 18 U.S.C. § 241 (Conspiracy against rights) and also a civil cause of action under 42 U.S.C. § 1983 (Civil action for deprivation of rights).

This is why the Master entered an order depriving my Constitutionally protected right to a trial by jury even though she knew she did not have jurisdiction to make any order<sup>3</sup>.

After the remittitur of that appeal was filed into the lower court case, my motion to amend my initial answer was filed. Immediately thereafter, a file-stamped copy of my motion was personally handed to the Master's manager, Robin Krecek. Shortly thereafter, the Master read my motion, and the attached proposed answer, and realized that her and her co-conspirator's plan had just blown-up in their faces. The Master decided that she was no longer willing to make any more orders in the case since she knew that she lacked jurisdiction to do so. This is the reason why the Master has refused, since the day she read my motion, to schedule my motion for a hearing.

The Master then contacted the judge that she has been conspiring with and informed him of my motion to amend my initial answer and told him she was no longer willing to enter any more void orders in the case including entering a final void order. That judge then came up with a plan/scheme/ruse to get my appeal, which is being held in abeyance until a final order is entered, off the Court's docket, knowing there would never be a final order entered. The judge's plan/scheme/ruse entailed making it appear that the Court was going to hear my appeal, knowing it would illicit an inquiry requesting clarification of what was going on. Once that inquiry was made, a "motion" could be construed, decided, and then an order issued to change the informant on the case from the Plaintiff to me. The reason that was done is because the judge hoped that I was stupid enough to not understand what was going on and would eventually tire of making status reports month after month saying "*nothing has happened this month*" which would then give the Court the opportunity to dismiss my appeal and get it off the Court's docket. The only problem with that judge's plan/scheme/ruse is that he underestimated my intelligence, commitment, and knowledge. In the end, all that judge accomplished was to give me even more evidence of the three year long conspiracy that has been going on between him and the York County Circuit Court judges including the York County Master in Equity.

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<sup>3</sup> Because of the incompetent and careless work of the Plaintiff's attorney, Andrew Rawl, who signed an ineffective motion for an order of reference, the order of reference entered into the case limits the Master's authority to only being able to "receive evidence". Therefore, the void *ab initio* order that the Master entered to deprive me of my Constitutionally protected right to a trial by jury was made knowing that she did not have jurisdiction to make and enter that order but she confidently made it knowing that the Court of Appeals had her back.

Since I have been irreversibly denied my right to a trial by jury, the case is now stuck in the equity court where the Master has decided to not enter any more void orders. The Master will never admit that the reference order limits her jurisdiction because doing so would prove that she knew the order she entered depriving me of my Constitutionally protected right to a trial by jury was made without jurisdiction, thereby depriving her of judicial immunity for the damages she has intentionally caused me. It would also prove that the Court of Appeals supported the Master's void order even though they knew both that I had a right to a trial by jury and that the Master's order was void. **Accordingly, the Plaintiff's present case is now in limbo and can never progress forward or even be dismissed.**

There is little to no chance that the Plaintiff and its two managers will ever agree to settle my claims against them for the damages that they and their corrupt and incompetent attorneys have caused me. So it is highly probable that come next year the Plaintiff will default on its property tax liability which will allow my private property to be illegally sold **again** by York County to a new sucker. If that happens, I will be forced to hold ALL persons, including those judges and attorneys who have taken part in harming me, liable for their damages.

**The only question that remains is what, if anything, are you going to do about this mess that judges under your charge have caused? Or are you going to allow anarchy to continue to reign in your courts?**

/s Ryan Powell  
Ryan Powell  
c/o 25056 Timberlake Drive  
Fort Mill, South Carolina