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CASES - Defination

1. Blakely & Copeland v. Frazier, 11 S.C. 122 (1878) has nothing to do with this case they are in default to go back to 1878 shows they have nothing for a defense. The complaint alleged that plaintiff when payment of the reclamation was made in Dec 1866, a witness testified that the firm was dissolved in Dec 1866.....not a default case.

2. Lancaster v. Fielder, 305 S.C. 418, 409 S.E.2d 375, has nothing to do with a default case, the case was about a change of venue.

3. Link v. Sch Dist. Of Pinckens Cnty ., 302 S.C. 1, 393 S.E. 2d 176 (1990). This case has nothing to do with Case No. 2022-001512. Appellant could not file an appeal until both cases were finalized.

4. Stark Truss Co., Inc. v. Superior Constr Corp. 360 S.C. 503, 602 S.E. 2d 99, (Ct. App 2004). This ruling is talking about default if anything it enhances our claim. The Respondent is in default. The letter did not get to Appellant until after the 30 day period which make the in default, filing to the county is not getting information to the appellant by e-filing the claim The Summons said they had 30 days, the Respondent did not meet the deadline.

STATUES AND RULES - Defination

The supreme Court shall have appellate jurisdiction for correction of errors of law in law cases, ad shall review on appeal; SC Code 14-3-330

SC Rule of Civil Procedure, Rule, 5(e) handling and servicing appellant's answer to summons

SC Rule of Civil Procedure, Rule, 5(a) – Not applicable

SC Rule of Civil Procedure, Rule, 12(a), the Summons applies to this rule.

SC Rule of Civil Procedure, Rule, 12(b)(6) not applicable

STATEMENT OF ISSUES OF APPEAL

The Appellant file a summons and complaint on January 7,2022. The Appellant should have received an answer to the complaint by/within 30 days per summons and the Appellant did not. See Affidavit of service when sent. Letter from Respondent was received February 10, 2022, **"LATE",** Respondent is now in Default. E-filing is a backup for existing paperwork used to make changes. The county did not file the complaint, the Appellant did. The Honorable Judge Benjamin, did not follow the civil procedures which is stated on the original paper work the "Summons". The Honorable Judge Benjamin said she was not up on the paperwork procedures for electronic filing, and she would look into in (September 21, 2022) see transcript reference Honorable Judge Benjamin's statement. Respondent did not answer brief, the respondent did in fact use a lot of false narratives. The cases, statues and rules they presented has nothing to do with this case. The appellant will provide a summary of each case, statues and rules.

STANDARD OF REVIEW

There was no letter presented to the Appellant asking for an extension from Richland County or Respondent. Stark Truss Co, Superior Const. Corp., 360 S.C. 503, 602 S.E. 2d 99. This ruling is referencing default, anything else enhances Appellant's claim. The Respondent is in Default. The letter was not received by the Appellant until after the 30-day period which makes the Respondent in default. Filing to the county is not getting the information to the Appellant. The legal procedure to the Summons said they had 30-days ; the Respondent did not meet the deadline.

ARGUMENT

The Appellant could not file an appeal until both cases had final order. Lancaster v. Fielder, 305 S.C. 418, 409 S.E. 2d 375 (1991) has nothing to do with a default case, the case results states "a change of venue". Link v Sch Dist of Pickens Cnty., S.C.1, 393 S.E. 2d 176 (199) This case has nothing to do with the Appellant case 2022-001512. The appellant could not file an appeal until both cases were finalized. The summons is the legal procedure it is absolute, and they sign and received it along with instructions. Once a Default Motion is filed and proved, Respondent are in Default, and to dismiss the case is not applicable. Lancaster, 305 S.C. at 421, 409 S.E. 2d at 377. This has nothing to do with the appellant this is also NON-APPLICABLE. The Motion to dismiss did not get to the Appellant until February 10, 2022, which is late and "NON APPLICABLE." The Respondent is repeating the same point and not admitting the fact, that they had to answer the complaint to the Appellant by February 7, 2022 that is the paperwork not an e-file of such to the Appellant.. And the Respondent did not respond, they were in Default. And again, mailing a letter on the 7th is not getting the letter to the Appellant on February 7, 2022. In the letter they said they did not have the responsibility to send the Appellant any correspondence, so their arrogance got the best of them by not respecting the time factor in sending the letter which was late. So, the Respondent is in Default again. At this time the Appellant is asking the Court of Appeals that judgement be rendered to the to the Appellant for $100 Million Dollars.

CONCLUSION

E-filing is a backup system for existing paperwork, use to make changes. The Respondent by law had to respond to the Appellant within 30 days by letter or be in default. The appellant has proof that the Respondent is in default. The appellant is asking that the Court of Appeal to grant

CONCLUSION (CONTINUED)

judgement for Appellant in the amount of $100 Million dollars. The Summons says:

> **YOU ARE HEREBY SUMMONED and required to answer the complaint herein, a copy of which is herewith served upon you, and to serve a copy of your answer to this complaint upon the subscriber, at the address shown below, within thirty (30) days after service hereof, exclusive of the day of such service, and if you fail to answer the complaint, judgment by default will be rendered against you for the relief demanded in the complaint.**

RECEIVED
JAN 17 2023
SC Court of Appeals

PROOF OF SERVICE

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM RICHLAND COUNTY

COURT OF COMMON PLEAS

DeAndrea Gist Benjamin, Circuit Court Judge

Case No. 2022-001512

Rachel Moore Hutchens, Esquire
Monteith Powell Todd, Esquire
As Representatives for Dean, University of South Carolina Respondent,

V

Edward T. Hills Appellant,

I certify that I have served Proof of Service and Designation of Matter to Rachel M. Hutchens; Monteith P. Todd, Robinson Gray, Litigation & Business, by depositing a copy of it in the United States Mail, Postage prepaid (certified mail) on January 17, 2023, to the address of: P. O. Box 11449, Columbia, SC 29211, Attorneys for Respondent.

January 17, 2023

s/ Edward T. Hills
Edward T. Hills
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P. O. Box 221
Columbia, SC 29206
(803) 599-9152
Appellant
Email: hillsedward06@gmail.com

SERVED:

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