

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

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Feb 27 2023
SC Court of Appeals

Appellate Case No: 2023-000045

RECORD IN FACT BRIEF
Order on Appeal Case No. 2022 CP 04 01976
ABSOLUTE JUSTICE MISREPRESENTATION

Danny L. Ivester, Sr., Appellant,

v.

EYZC RE, LLC, Respondent.

INFOMATION / BACKGROUND

Appellant: Danny L. Ivester, Sr. Sui juris, In Propria persona, within
Admiralty, USC Title 28 Sec 1333 (1), Savings to Suitor –
In Common Law.

Appellate Danny L. Ivester, Sr. Sui juris In Propria Persona is a 72
year old of which 38 + of those years has maintain his home as is the
only owner & Constitutionally: TRUE TITLE HOLDER, private property.
EVIDENCE: Now by: Adverse Possession, quid pro quo, standing law.
Also: The South Carolina Constitution, Article 1, Declaration of RIGHTS
, Explicitly: Sections 1, 2, 3, 4, 8, 9, 10, 11, **13, 14, 22, and 23.**
Further: Un-rebutted affidavits stands as truth, proof & law. There
were no rebuttals to affidavits presented, Summary process is **VOID**.

Respectively: Court of Appeals. Appeal arises to the entirety by way of
CROSS CLAIM CASE: No: 2019-001742 – ATTACHES, In S.C. Supreme
Court. File on 17th day of October in the year of The True Sovereign, I
Am, GOD Yahweh, 2019, in the Natural Person Un-incorporated, 0945.
And, Want of form applies for TIME due to COVID or other, **reserve.**

Appeal from Court of Common Pleas ORDER by Judge J. Cordell
Maddox, arises from Anderson county Summary Court Process. Civil
case no. 2022-CV-0410700014, a summary judgment order, made in

total excess of jurisdiction & FABRICATION OF CONTRACT based on in this State (corp-) SC administrative color of law statutes. Furthering conspiracy in FRAUD on its face, on the court, Un-Constitutionally criminal trespass on the case in using (evict) police powers therewith. The summary judgment is based on landlord / renter (tenant) in this State commercial property. Appellant is NOT and has NOT been either renter or tenant in this State. Appellant, dweller, in The South Carolina Constitutional Republic, declared, S.C. & U.S. National under: Title 28 USC (1976) Foreign Sovereign Immunity act, SCCA Title 19 Evidence, Art 3 – sec 19-3-110, Uniform Judicial Notice of Foreign Law Act and sec 19-3-120. The summary process is an Insult to the Integrity of the South Carolina courts of competent jurisdiction and Their Honor.

Appellant's case for appeal is entirely about intentional deprivation of Constitutionally guaranteed Preamble & Bill of Rights. Through (RICO) conspiracy escalation of injury by Anderson County [10th Judicial district] and agents. The County's Bias is on its face due to Appellant's foreign status as In Common Law, 1st - Constitutionally declared, and: by the Uniform Commercial Code, 1-308 & 103.6.

Bases of this Appeal is Home Equity & Private Property Theft due that Fraud by Anderson county & agents avoidance of 4th & 5th amendment mandates for court hearing of competent jurisdiction **before** any Takings by Judicial or sheriff sales (Blacks law dict- 6th Ed.). Therefore

making any execution of instrument by sheriff **deed** or any thereafter
VOID: On its face. Also, lien/levy process was contrary of USC process
and Constitutional mandate, all, without justice of due process. [At
present the 6th circuit of US District Courts have rule Home Equity
Theft by government is Un-Constitutional. Also, SCOTUS weighing in
on this atrocity of governments Home Equity Theft in case of: Tyler v
Hennepin County, Minn-.] **See:** Tyler V. Hennepin County U.S. District
Court – Minn-, Case No. 20-CV-0889, Dec 4, 2020,; ATTACHES **with**
this appeal as relevant CITE and all therein applies with want of form.
Also, Attached is a criminal complaint that was file with the Attorney
General, to no avail(?). Suit continuance follows Appellant's Appeal,
that now the EYZC RE, LLC, Respondent is part thereto, separate filing
under: Title 42 sec 1983, also, allege criminal charges may be sought.
Appellant's Suit and case for Appeal should be granted by a lawful and
Constitutional remedy, in a circuit court of competent jurisdiction with
a mutual selected JURY of twelve to decide all relevant FACTS.

Appellant's case before this court as with all are under Preamble & Bill
of Rights of The U.S. & S.C. Constitutions, In Common Law. Affirmed
with Court of Common Pleas hearing, by verbal acknowledgment.
Within the Admiralty: In Personam; Title 28 USC section 1333(1)
Savings to Suitor, Nov 30, 2022. **END.**

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Case No: 2022-CP-04-01976

Danny L. Ivester, Sr., Appellant,

v.

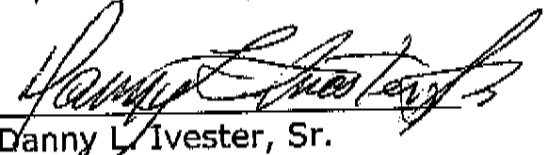
EYZC RE, LLC, Respondent.

PROOF OF SERVICE

I certify that I have served RECORD IN FACT BRIEF on EYZC RE, LLC, by depositing a copy of it in United States Mail, postage prepaid, on February 25, 2023, addressed to his attorney of record: M. Stokely holder, LLC, PO Box 1804, Greenville, SC 29602, phone (864) 335-8808.

February 25, 2023

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Appellant