

- ☐ Feb 7, 2023 was NOT the the day i sent my original motion to reinstate it was sent 1/27/23 before 2/2/23 when the remittitur was sent to Greenville county clerk so the court has to according to rule 221(b) the appellate court still has jurisdiction over the cases and it should not have sent the remittitur to lower court Greenville county clerk
- ☐ The deficiency listed WAS corrected as directed in Dec 2, 2022 on Dec 8 when i served "Form 1 to all of defendants " and "Form 7 to SC court of Appeals " **this was a clerical error and failure to understand how to correct deficiency which is not grounds for failure to comply which is Failure to Comply means a determined lack of compliance, as defined above, with applicable administrative rules, statutes, contractual requirements** which i did comply to the best of my ability i did not comprehend the deficiency until 1/25 /23 via phone all the defendant recieved their motions in timley mannors this was clerical error which did not affect the defendants and it was corrected 1/27/23
- ☐ It's not my fault the court was unclear in their directions via paper until 1/ 25 / 23 via phone which i have proof of and i produced 1/27/23 before the remittitur was sent 2/ 2 /23

Clerical error means an error in the preparation, assembly, or submission of a document which results when a person intends to do one thing but does something else.

What does comply with the court mean?

: to conform, submit, or adapt (as to a regulation or to another's wishes) as required or requested

This is **NOT** grounds for **Involuntary Dismissal to be upheld** and **Remittitur to be sent** the Court must send this cases back to Appellate court due to motion to reinstate was sent 1/27/23 before the remittire 2/2/23 the court is not complying with **Rule 221(b)** if a petition for rehearing is received before the remittitur is sent, the remittitur shall not be sent pending disposition of the petition by the court. if they do not sent the cases back the courts are not in compliance with the rules of the Court Procedure

What does compliance mean in court?

Compliance with something, for example a law, treaty, or agreement means **doing what you are required or expected to do.**

2/18/23

X Jim Wan

1900 Boiling Rd ext
Taylors SC 29687

FEB 23 2023
SC Court of Appeals

RECEIVED

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If a petition for rehearing is received before the remittitur is sent, **the remittitur shall not be sent pending disposition of the petition by the court**

I sent my motion to reinstate **FRI 1/ 27 /23 via mail** i received the correct instructions to fix that motion **1/25/23 via phone** the remittitur was sent **2/2/23** i am filing papers via mail the court has to allow time for my paper to be received via mail my motion to reinstate was sent before the remittitur was sent 6 days before the remittire was sent

I had **Good cause shown** it was harassment and intimidation and threats of the lower courts who told me not to come back to the Greenville County Clerk and this was following a incident in which i was assaulted which is why i wasn't in the 30 day time frame due to this

(So with judicial bias and Judicial misconduct being a concern of mine why would South Carolina Court of Appeals even consider remitting my cases back to lower court this is judicial bias on the court of appeal behalf in favor of Greenville county clerk(who are my defendants and a conflict of interest)

I am asking that my hearing be sent to the Supreme Court of Appeals due South Carolina Appellate Court not following appellate orders **Rule 221(b)** and seeming bias and discrimination towards me and not stepping in the prevent obvious CONFLICT OF INTEREST JUDICIAL BIAS in which the defendants Greenville County Clerk is and i raised concern multiple times)

Just because i didn't perfect it was due to lack of understanding not lack of compliance because i produced compliance every letter i received to produce perfected deficiencies

The court should have stated was not clear in wat is was asking for and it contradicted the letter sent Dec 2 ,2022 " Upon reviewing your motion to reinstate " & listening deficiencies with two points made

- asking for \$50.00
- And proof of service in the format shown by form 7 SCACR

☐ **In which both i produced to my understanding and perfected 1/25/23**

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FORM 7
MOTION TO REINSTATE
THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Case No. 2022-001575

RECEIVED
FEB 23 2023
SC Court of Appeals

R. Castriotta and the carolina center for behavioral health

Respondent

Saria Walker

V.

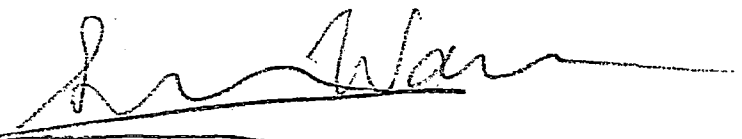
Appellant

PROOF OF SERVICE

i certify that i have served the notice of Appeal on Barbra A Chesley and Christopher Roberts Mckeown at P.O Box 7788 colombia sc 29202 and Mitchel D Appleby and David Lee Willieford II at 15 south main street suite 602 Greenville sc 29601 by depositing a copy of it in the united states mail postage prepaid 12/08/22 Addressed to their Attorneys of record
Dec 8 2022

Saria walker
1900 boiling rd ext
Taylors sc 29687
Apt 26 F

Received notice of this correction wednesday 1/25/23 via phone

X 
1/27/23

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FORM 7
MOTION TO REINSTATE
THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Case No. 2022-001607

South Carolina Department of Social Services

Respondent

Saria Walker

v.

Appellant

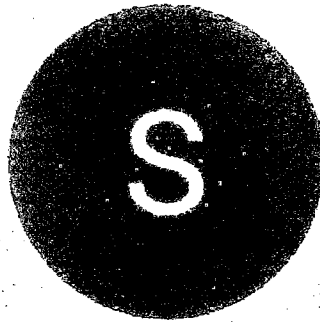
PROOF OF SERVICE

I certify that i have served the notice of Appeal on Kevin William Sturm at 159 Hall Street
Spartanburg sc 29302 by depositing a copy of it in the United States mail postage prepaid
12/ 08/22 Addressed to their Attorney of record
Dec 8 2022

Saria walker
1900 boiling rd ext
Taylors sc 29687
Apt 26 F

Received notice of this correction wednesday 1/ 25 /23 via phone

X Saria Walker
1/27/23



South Carolina Court of ...

(803) 734-1890

View contact



Feb 15 (Wed) 10:06 PM

Columbia, SC



Jan 25 (Wed) 2:55 PM

Columbia, SC



Dec 6, 2022 (Tue) 2:03 PM

Columbia, SC



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

February 02, 2023

The Honorable Paul B. Wickensimer
Courthouse
305 E North St
Greenville SC 29601-2121

REMITTITUR

Re: Saria Walker v. R. Castriotta
Lower Court Case No. 2022CP2302309
Appellate Case No. 2022-001575

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

A handwritten signature in cursive script, appearing to read "V. Claire Allen".
CLERK

Enclosure

cc: Saria Walker
Barbara A. Chesley, Esquire
Christopher Roberts McKeown, Esquire
Mitchell D. Appleby, Esquire
David Lee Williford, II, Esquire



The South Carolina Court of Appeals

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February 02, 2023

The Honorable Paul B. Wickensimer
Courthouse
305 E North St
Greenville SC 29601-2121

REMITTITUR

Re: Saria Walker v. SCDSS
Lower Court Case No. 2022CP2302716
Appellate Case No. 2022-001607

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

A handwritten signature in cursive script, appearing to read "W. Claire Allen".

CLERK

Enclosure

cc: Saria Walker
Kevin William Sturm, Esquire

January 2023

Sun	Mon	Tue	Wed	Thu	Fri	Sat
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27 remittance sent	28
29	30	31				

February 2023

Sun	Mon	Tue	Wed	Thu	Fri	Sat
			1	2 remittance sent	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28				

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RULE 221
REHEARING AND REMITTITUR

(a) Rehearing. Petitions for rehearing must be actually received by the appellate court no later than fifteen (15) days after the filing of the opinion, order, judgment, or decree of the court. A petition for rehearing shall be in accordance with Rule 240, and shall state with particularity the points supposed to have been overlooked or misapprehended by the court. No return to a petition for rehearing may be filed unless requested by the appellate court. Ordinarily, however, rehearing will not be granted in the absence of such a request. No petition for rehearing shall be allowed from an order denying a petition for a writ of certiorari under Rule 242, SCACR, or declining to entertain a matter under Rule 245, SCACR.

(b) Remittitur. The remittitur shall contain a copy of the judgment of the appellate court, shall be sealed with the seal and signed by the clerk of the court, and unless otherwise ordered by the court shall not be sent to the lower court or administrative tribunal until fifteen (15) days have elapsed (the day of filing being excluded) since the filing of the opinion, order, judgment, or decree of the court finally disposing of the appeal. If a petition for rehearing is received before the remittitur is sent, the remittitur shall not be sent pending disposition of the petition by the court. Where a petition for rehearing has been denied, the Court of Appeals shall not send the remittitur to the lower court or administrative tribunal until the time to petition for a writ of certiorari under Rule 242(c) has expired. If a petition for writ of certiorari is filed, the Court of Appeals shall not send the remittitur until notified that the petition has been denied. If the writ is granted by the Supreme Court, the Court of Appeals shall not send the remittitur.

(c) Rehearing of Motions. The appellate court will not entertain petitions for rehearing on a motion or petition unless the action of the court on the motion or petition has the effect of dismissing or finally deciding a party's appeal.

Last amended by Order dated April 29, 2020.



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The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
CHIEF DEPUTY CLERK

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www.sccourts.org

February 13, 2023

Saria Walker
1900 Boiling Springs Road Ext
Apt 26F
Taylors SC 29687

Re: Saria Walker v. SCDSS
Appellate Case No. 2022-001607

Dear Ms. Walker:

The Court is in receipt of your correspondence dated February 7, 2023 in regards to the remittitur and your motion to reinstate. Your motion to reinstate was not acted on due to repeated failures to perfect the proof of service deficiency. The remittitur was sent on February 2, 2023 and this Court no longer has jurisdiction in your case.

Very truly yours,

A handwritten signature in cursive script, appearing to read "V. Claire Allen".

CLERK

cc: Kevin William Sturm, Esquire

FORM 7
MOTION TO REINSTATE
THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

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R. Castriotta and the carolina center for behavioral health

Respondent

Saria Walker

V.

Appellant

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Feb 7 2023 & Dec 8 2022

Saria walker
1900 boling rd ext
Taylors sc 29687
Apt 26 F

This was my second time
submitting it 2/7/23
the Frist one was 1/27/23

12

FORM 7
MOTION TO REINSTATE
THE STATE OF SOUTH CAROLINA
In The Court of Appeals
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APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Case No. 2022-001607

South Carolina Department of Social Services

Respondent

V.

Saria Walker

Appellant

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submitting it 2/7/23

The first one was 1/27/23

The South Carolina Court of Appeals

Saria Walker, Appellant,

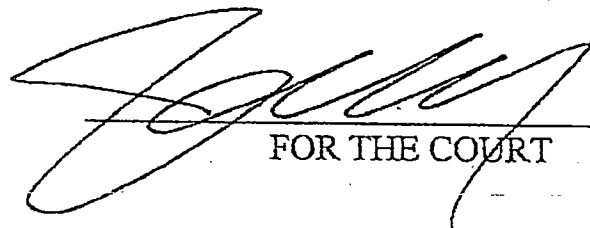
v.

R. Castriotta and The Carolina Center for Behavioral
Health, Respondents.

Appellate Case No. 2022-001575

ORDER

This appeal arises out of an order of the circuit court dated October 3, 2022. Appellant received written notice of the entry of the order on October 10, 2022. The proof of service provided shows service on November 15, 2022. Because Appellant has failed to provide proof of timely service upon the Respondents as required by Rule 203(b)(1) of the South Carolina Appellate Court Rules, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

 J.
FOR THE COURT

Columbia, South Carolina

cc:
Saria Walker
Barbara A. Chesley, Esquire
Christopher Roberts McKeown, Esquire
Mitchell D. Appleby, Esquire
David Lee Williford, II, Esquire

FILED
Nov 22 2022

The South Carolina Court of Appeals

Saria Walker, Appellant,

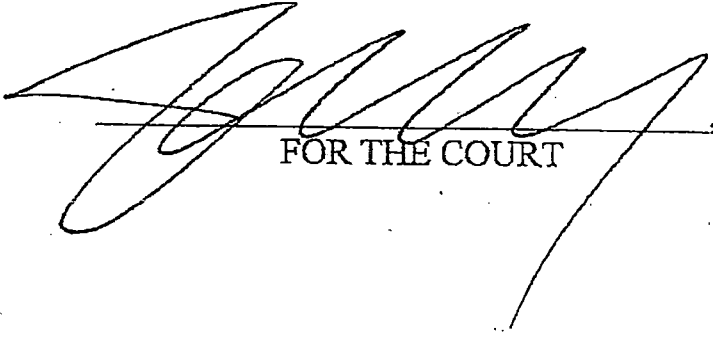
v.

South Carolina Department of Social Services,
Respondent.

Appellate Case No. 2022-001607

ORDER

This appeal arises out of an order of the circuit court dated October 3, 2022. Appellant received written notice of the entry of the order on October 10, 2022. The proof of service provided shows service on November 15, 2022. Because Appellant has failed to provide proof of timely service upon the Respondent as required by Rule 203(b)(1) of the South Carolina Appellate Court Rules, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.


_____, J.
FOR THE COURT

Columbia, South Carolina

cc:
Saria Walker
Kevin William Sturm, Esquire

FILED
Nov 22 2022

Saria Walker
1900 Boiling Rd ext
Taylors SC 29687
APT 26F

RECEIVED

FEB 23 2023

SC Court of Appeals

Jenny Abbott Kitchings
P.O Box 11629
Columbia, SC 29211



2023 FEB 23 13:13

