

State of South Carolina  
County of Horry  
Kline Thomas  
vs  
Merritt Rhonda

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JUL 06 2023

SC Court of Appeals

,Friday, June 30 2023,desktop.ini,1

Docket 2022 CP 2604863

MOTION FOR APPEAL ON JUDGEMENT ISSUED

On June 21, 2023 a hearing was scheduled between the above named parties with Honorable Benjamin Culbern at 1:30 eastern time, via webex.

Defendant Rhonda Merritt hereby motions this court for a reversal of the judgement rendered on the grounds that defendant was present via webex but was never allowed into the session.

Defendant was denied access into the virtual court hearing, therefor was not given an opportunity to make her argument in opposition to the motion being heard.

Defendant was on the phone more than 3 hours waiting to be called upon.

Using another phone she called the court house and spoke to CC, relating her concern over the time spent waiting. After being instructed to make sure she was on the correct session, (regular session) not the (sealed session) defendant did as instructed which was to: disconnect and reconnect to ensure she was in the right session.

At that time defendant verified with CC that she had not already been called on and was assured that she hadn't been called, and told she would be called on.

After another long wait without being called on, concerned by the amount of time which seemed unusual, defendant once again called CC. This time she was told that the Judge finished quite sometime ago.

Defendant complained that she had not been given access into the hearing, and, reminded CC of the earlier call, which CC did acknowledge and then transferred the call to the court clerk, defendant left a message but did not receive a return call back.

The following day defendant called the court house again and spoke to 3 different clerks, CC being one of them, defendant was not given any answer as to why she was not let into the court hearing or what she should do about the situation that happened the day prior.

Because defendant was already mailing something to the clerk of court, she included a quick appeal letter in the envelope being mailed to make sure the courts were made aware of the fact that I emediately responded to the situation.

Respectfully submitted by:  
Rhonda Merritt  
3832 SH 50B  
Mooreland, OK 73852

Rhonda Merritt

STATE OF SOUTH CAROLINA, )  
 )  
COUNTY OF Horry )  
 )  
Kline Thomas )  
 )  
Plaintiff )

IN THE COURT OF COMMON PLEAS  
15th JUDICIAL CIRCUIT

**MOTION AND AFFIDAVIT TO  
PROCEED IN FORMA PAUPERIS**

vs. )

Merritt, Rhonda )  
 )  
Defendant. )

FILE NO. 2022 CP 2604 863

I, Rhonda Merritt being duly sworn, state that I am the Plaintiff and that I do not have the funds available to pay the costs of filing and service in the present matter. I hereby request that the complaint be filed and service made without costs.

Sworn to and Subscribed before me  
this 3 day of July, 2023 )  
 )  
Stacy Croisant )  
 )  
Notary Public for South Carolina Oklahoma )  
 )  
My Commission expires 3-25-24 )

Rhonda Merritt  
Signature of Plaintiff or  
Person Filing Complaint on Behalf of  
Plaintiff

STACY CROISANT  
NOTARY PUBLIC - STATE OF OKLAHOMA  
COMMISSION #04002817  
MY COMMISSION EXPIRES 03-25-2024

**ORDER**

- Leave is *granted* to proceed in forma pauperis without payment of the filing fee.
- Leave is *granted* to proceed in forma pauperis without payment of the service cost.
- Leave is *denied* to proceed in forma pauperis.

Dated: \_\_\_\_\_, 2 \_\_\_\_\_  
\_\_\_\_\_, South Carolina  
JUDGE/CLERK OF COURT

NOTICE TO PLAINTIFF: The Court may assess costs against either party at hearing.  
SCCA 405CP (10/10)

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF Horry )  
 )  
Kline Thomas )  
 )  
Plaintiff, )

Common Pleas  
IN THE ~~FAMILY~~ COURT  
15th JUDICIAL CIRCUIT

**AFFIDAVIT OF MAILING**

vs. )  
 )  
Merritt Rhonda )  
 )  
Defendant. )

Docket No. 2022CP2604863

Personally appeared \_\_\_\_\_ who states that (s)he served the Plaintiff with a copy of the Appeal by mailing:

(Check one)

First class mail

Certified mail

restricted delivery

return receipt requested

in the United States Mail, with proper postage attached and receipt attached (if applicable);

by commercial delivery service pursuant to Rule 4(d)(9), SCRCP and delivery record attached;

on \_\_\_\_\_ (date) addressed as follows:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Sworn to before me this

3 day of July, 2023

Stacy Croisant  
Notary Public of ~~South Carolina~~ Oklahoma

Rhonda Merritt  
Affiant

My Commission expires: 3-25-24

STACY CROISANT  
NOTARY PUBLIC - STATE OF OKLAHOMA  
COMMISSION #04802817  
MY COMMISSION EXPIRES 03-25-2024



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JUL 06 2023

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Label 226, March 2016

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