

RECEIVED

SEP 08 2023

THE STATE OF SOUTH CAROLINA

No. 2022-000339

In The Court of Appeals (as Transferred from the Supreme Court of South Carolina)

APPEAL from RICHLAND COUNTY Court of COMMON PLEAS

D. Craig Brown, Circuit Court Judge, Case No. 2019-CP-40-01374,

Which is an Appeal from Richland County (Dentsville) Magistrate Phillip F. Newsom

As transferred to Richland Count Magistrates from the City of Columbia' Municipal Court (CMC) Summary Court No. L066971

City of Columbia, SC,

Respondent,

v.

Marie Assa'ad-Faltas, MD, MPH,

Appellant.

Appellant's THIRD Motion for a 60-Day Extension to Compile and File her Record on Appeal.

On 18 August 2023, this Court granted Appellant Marie Assa'ad-Faltas, MD, MPH's ("Dr. Assa'ad-Faltas" or "Dr. Faltas") *pro se* second motion for extension to compile, file and serve the Record on Appeal ("RoA") **with the possibility of a third extension** as available in the 18 March 2009 order of South Carolina's ("SC") Supreme Court ("S Ct") www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2009-03-18-01. A third extension's *wording* requires signature of an attorney; but its *spirit* would accept the signature of the *pro se* party; *e.g.*, SC S Ct's 24 May 2023 General Sessions Docket Management Order, available at <https://www.sccourts.org/CourtOrders/PDFS/2023-05-24-01.PDF>, adds "**or the self-represented defendant**" after *every mention* of defense counsel. So, over her own signature as the self-represented appellant, Dr. Assa'ad-Faltas now shows good cause and requests a third 60-day extension to compile, file and serve this case's RoA with an additional bound copy per this Court's honorable request. **The extension is independent of the contemporaneously-filed motion to appoint stand-by counsel for the limited purpose of assisting Dr. Faltas in compiling, filing, and serving, the RoA.**

As Dr. Faltas on 22 February 2022 testified to SC S Ct (complete transcript is Ex 2 to 25 May 2022 entry in this case), Tr pp 12-13:

[Page 12, lines 1-4] **Q [by SC Associate Justice Few]:** Have you been evaluated for your mental health since that incident that I referred to where you told -- you mentioned that you'd been evaluated before, have you been evaluated since?

[5] **A:** Yes, sir.

[6-7] **Q:** Did those evaluations as far as you know reveal any mental health concerns?

[8] **A:** At different times I was very depressed.

[9] **Q:** Depressed?

[10-17] **A:** Depressed, yes. And the depression happens even classically in people who have been wrongly incarcerated. And once they are released there is a euphoria of the release, but after that when you look back on how much of your life is lost you do get depressed. To the day, to the day, on 22 February, 2010 I started the five-day jury trial before Judge Clifton Newman.

[18-21] **Q:** Ma'am, let's stay focused, okay? And we'll try to get through this as simply and easily as we can. I'm asking, my question for you is since March of 2011 have you been evaluated for your mental health?

[22] **A:** I have been depressed since then.

[23] **Q:** Okay. But --

[24 to page 13, line 7] **A:** But it doesn't affect my ability to understand things. **And most importantly, sir, one of the cures for depression is creativity.** And one of the things, and I tell the joke which is true, that I got admitted to medical school in Egypt at age 17 is because I proved I was superbly qualified to be an engineer. So one of the things that cure my depression are the engineering inventions that I work on on my own and that this farce is taking me away from.

[8-12] **Q:** So I think what you said a second ago is that the depression that you just mentioned is not affecting your ability to understand. Are there any other mental issues right now that are affecting your ability to understand?

[13-14] **A:** I don't think they affect my ability. But I'm very afraid of you all, I really am.

[15] **Q:** But you do have the ability to understand?

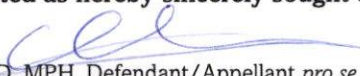
[16] **A:** Absolutely.

Dr. Faltas again seeks judicial notice of all relevant public records and certifies to this Court that, since the 5-7 July 2023 brazen theft of her cherished truck from her own land, her depression recurred to an almost life-threatening degree necessitating higher doses of the creativity cure, *supra*. **That life-saving cure is NOT an arm-chair one;** and, for judicial economy and what is left of Dr. Faltas' privacy and

rights to protect her intellectual property, this Court is asked to dispense with the intervening details and trust Dr. Faltas' certification that she has for the past days suffered, and continues to suffer, excruciating pain in her right shoulder and shoulder blade extending to the right nuchal region. Dr. Faltas is right-handed and owns a manual stamp but her current condition makes it impossible for her to stamp the hundreds of pages expected in the RoA or to even reach for originals to be copied. She has found a physical position that minimizes that pain while allowing use of her laptop but any movement from that position causes pangs of pain. She does not have a program which allows the automatic numbering of pages in a large document and the stamping of a page number on top as would be required in the RoA.

Were this Court to kindly grant the contemporaneously-filed motion for a limited-purpose stand-by counsel, Dr. Faltas would need the extension to transmit to that counsel the originals to be included in the RoA and explain to that counsel the identifications of the documents and their relevance. Were this Court to deny that other motion, Dr. Faltas would need the 60-day extension even more to accomplish the massive manual task of hand-stamping the documents in small daily increments to avoid causing permanent damage to her right upper limb. She would also need the extension to collect any refunds that are due to her that may be applied towards the cost of producing the RoA.

WHEREFORE, the 60-day extension should be granted as hereby sincerely sought on 8 September 2023.


s/Marie Assa'ad-Faltas, MD, MPH, Defendant/Appellant *pro se*
P.O. Box 9115, Columbia, SC 29209 Phone: (803) 783-4536 Cell: (330) 232-4164
e-mail: Marie_Faltas@hotmail.com and MarieAssaadFaltas@GMail.com

Certificate of Service Satisfying the Substance of Form 7 and of all Relevant Rules, SCACR

On 8 September 2023, I served Ms. Jocelyn Baker, sole Counsel for sole Respondent in this case, with a true copy of this document by going to City of Columbia's Legal Department's office location on Washington and Main Streets, Columbia, SC 29201, and there and then hand-delivering the true copy of this document to a person long known to me to be approved and entrusted to deliver it to Ms. Baker, all God so willing.


s/Marie Assa'ad-Faltas, MD, MPH, Defendant/Appellant *pro se*

RECEIVED

SEP 08 2023

SC Court of Appeals