

Oct 04 2023

SC Court of Appeals

2023CP0200711

COMMON PLEAS CASE NUMBER

2023CV0210700128

MAGISTRATE CIVIL CASE NUMBER

IN THE COURT OF COMMON PLEAS

NOTICE OF CIVIL APPEAL

STATE OF SOUTH CAROLINA

COUNTY OF Aiken

Latif + Kimberly Minick

APPELLANT(S)

VS.

Meybohm Real Estate

RESPONDENT(S)

The plaintiff defendant (circle one), Latif + Kimberly Minick hereby gives notice of appeal from the judgment of the magistrate's court in the above action, to the Circuit Court of Common Pleas, in the county of Aiken.

This notice of appeal is made subsequent to personal notice of the judgment which was received on the 24 day of March, 2023.

The appellant's exceptions to the judgment of the magistrate are set forth as follows:

On January 17, 2023, we issued payment in the amount of \$1,764.00 into the dropbox for payment of rent. The following morning, Linda Diebel sent a text saying to pick up the money orders + cash due to a safety risk. We only submitted partial cash due to Western Union money order systems going down, we had no other choice! Two hours later, I came by Meybohm, Mrs. Diebel told me to ~~take~~ get a money order for the cash + to drop it back in the outside dropbox. 30 minutes later, I completed that. A few hours later, we saw eviction fees had been added to our balance. We tried to submit payment for Feb. + March, but the receptionist was told to not accept any payments from us. We emailed + called numerous times to the President, John Cates + no response. On our court date, we submitted documentation showing we had COVID. Our case was not rescheduled due to the judge being out of office. We had no chance to show documentation/emails that

Dated: 3-24-23

Appellant (or his attorney)

we have tried numerous times to submit payment for rent the constable Jeff told us to file an appeal.

Kimberly Minick

FILED

3/24

2023

Charlene Ouis
Deputy Clerk
CCP & GS
3/24/23

STATE OF SOUTH CAROLINA)

COUNTY OF Aiken)

Kimberly + Latif Minick)

Plaintiff(s))

vs.)

Meybohm Real Estate)

Defendant(s))

Submitted By: Kimberly + Latif Minick

Address: 5209 Pleasant Pointe Dr.
Warrenville, SC 29851

IN THE COURT OF COMMON PLEAS

CIVIL ACTION COVERSHEET

2023 -CP- 02 - 00711

SC Bar #: _____

Telephone #: 803-341-1315

Fax #: _____

Other: _____

E-mail: Kimberlybarnes2@yahoo.com

NOTE: The coversheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for the use of the Clerk of Court for the purpose of docketing. It must be filled out completely, signed, and dated. A copy of this coversheet must be served on the defendant(s) along with the Summons and Complaint.

DOCKETING INFORMATION (Check all that apply)

**If Action is Judgment/Settlement do not complete*

- JURY TRIAL demanded in complaint. NON-JURY TRIAL demanded in complaint.
- This case is subject to ARBITRATION pursuant to the Court Annexed Alternative Dispute Resolution Rules.
- This case is subject to MEDIATION pursuant to the Court Annexed Alternative Dispute Resolution Rules.
- This case is exempt from ADR. (Proof of ADR/Exemption Attached)

NATURE OF ACTION (Check One Box Below)

Contracts

- Constructions (100)
- Debt Collection (110)
- General (130)
- Breach of Contract (140)
- Fraud/Bad Faith (150)
- Failure to Deliver/Warranty (160)
- Employment Discrim (170)
- Employment (180)
- Other (199) _____

Torts - Professional Malpractice

- Dental Malpractice (200)
- Legal Malpractice (210)
- Medical Malpractice (220)
- Previous Notice of Intent Case #
20 -NI-
- Notice/ File Med Mal (230)
- Other (299) _____

Torts - Personal Injury

- Conversion (310)
- Motor Vehicle Accident (320)
- Premises Liability (330)
- Products Liability (340)
- Personal Injury (350)
- Wrongful Death (360)
- Assault/Battery (370)
- Slander/Libel (380)
- Other (399) _____

Real Property

- Claim & Delivery (400)
- Condemnation (410)
- Foreclosure (420)
- Mechanic's Lien (430)
- Partition (440)
- Possession (450)
- Building Code Violation (460)
- Other (499) _____

Inmate Petitions

- PCR (500)
- Mandamus (520)
- Habeas Corpus (530)
- Other (599) _____

Administrative Law/Relief

- Reinstate Drv. License (800)
- Judicial Review (810)
- Relief (820)
- Permanent Injunction (830)
- Forfeiture-Petition (840)
- Forfeiture-Consent Order (850)
- Other (899) _____

Judgments/Settlements

- Death Settlement (700)
- Foreign Judgment (710)
- Magistrate's Judgment (720)
- Minor Settlement (730)
- Transcript Judgment (740)
- Lis Pendens (750)
- Transfer of Structured Settlement Payment Rights Application (760)
- Confession of Judgment (770)
- Petition for Workers Compensation Settlement Approval (780)
- Other (799) _____

Appeals

- Arbitration (900)
- Magistrate-Civil (910)
- Magistrate-Criminal (920)
- Municipal (930)
- Probate Court (940)
- SCDOT (950)
- Worker's Comp (960)
- Zoning Board (970)
- Public Service Comm. (990)
- Employment Security Comm (991)

Special/Complex /Other

- Environmental (600)
- Automobile Arb. (610)
- Medical (620)
- Other (699) _____
- Sexual Predator (510)
- Permanent Restraining Order (680)
- Pharmaceuticals (630)
- Unfair Trade Practices (640)
- Out-of State Depositions (650)
- Motion to Quash Subpoena in an Out-of-County Action (660)
- Pre-Suit Discovery (670)

Submitting Party Signature: Kimberly Minick

FILED

3/24 2023

Charla Gifford
C.C.P. & G.S.
Deputy Clerk

Date: 3-24-23

Note: Frivolous civil proceedings may be subject to sanctions pursuant to SCRCP, Rule 11, and the South Carolina Frivolous Civil Proceedings Sanctions Act, S.C. Code Ann. §15-36-10 et. seq.