

**AGREEMENT TO ORDER LESS THAN THE ENTIRE TRANSCRIPT**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM MARLBORO COUNTY  
Court of Common Pleas

Michael Holt - Judge

Case No. 2022-CP-34-00034

**RECEIVED**  
OCT 12 2023  
SC Court of Appeals

Kathy Reaves,

Appellant,

v.

Charles M. Dickens, et. al.,

Appellees.

**AGREEMENT TO ORDER LESS THAN THE ENTIRE TRANSCRIPT**

The undersigned agree that the following portions of the proceedings will not be ordered from the court reporter:

- (1) The entire transcript will not be ordered because this is a notice of removal under 28 USC 1441 to federal court as the Appellees/Defendants filed a Notice of Removal of Action from State Court to federal court on 2/22 and Terry L. Wooten of the United States District Court for the District of South Carolina Florence Division has already ruled on this case under 4:22-cv-639-TLW on February 21, 2023 Entry Number 148. The Appellees/Defendants asked the federal jurisdiction to take over the state case of which they did, and the Appellees/Defendants filed a Motion to Dismiss this action in federal court and they won, the motion was granted and the case with dismissed without prejudice under a federal order and the case was not remanded back to state court for state jurisdiction so these Appellee's did not have jurisdiction to act and in furtherance the Appellees/Defendants added three names of parties - Kevin Thoms, Larry McNeill and Marlboro County Sheriff Office on the orders signed by Paul M. Burch and Michael Holt and not only are they three parties not defendants but were not included in the federal order under the notice of removal and the attorney who typed up the order William Davidson, Attorney for SCDMV and County of Marlboro violated the South Carolina Rules of Civil Procedure for adding parties to a pending claim. There was no motion filed to add these three parties to this case to be added to the Order so it is unclear as to how these three individuals - Larry McNeill, Kevin Thomas and Marlboro County Sheriff Office ended up on the Order signed by Michael Holt and Paul M. Burch without jurisdiction to act. Terry L. Wooten resolved this state case in federal court on February

21, 2023 but the Appellees went behind his back and behind a federal order and issued two orders dismissing all claims with prejudice without state jurisdiction to act and adding three parties - Kevin Thomas, Larry McNeill and Marlboro County Sheriff Office who are not defendants on the case. The fundamental question is did they have jurisdiction to act and did they violated the South Carolina Rules of Civil Procedure when adding three parties Kevin Thomas, Larry McNeill, and Marlboro County Sheriff Office of the case without filing a motion to add and a hearing for Reaves and was state jurisdiction remanded back to state court from federal court?



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