

THE STATE OF SOUTH CAROLINA
In The
Court Of Appeals

Appellate Case No. 2022-00357

Hon. William A. McKinnon Circuit Court Judge
Hon. Caroline Woodruff, Probate Judge

Case No. 2021-CP-46-02764

2021-ES-46-00777

Joe L. Adams Jr., Appellant,

v.

Betty Ogbuneke, Respondent

RECEIVED
OCT 30 2023
SC Court of Appeals

Motion to Disqualify

To the Court of Appeals,

Appellant Joe L. Adams Jr. comes to the Court of Appeal to Motion for the Disqualification of Attorney William Cyrus Corbett. The attorney is a full time Magistrate Judge in Violation of South Carolina Code and according to the code the Magistrate is prohibited from representing a client as a lawyer. Attorney has been Full Time Magistrate since March of 2023 and has not disclosed the position. Attorney is in violation of Cannon 5C2, Canon 4, CJC, Rule 501, SCACR. Plaintiff contends that the Magistrate concealed this position from the court for more than 6 months and counting.

1. Plaintiff motions that the Honorable William Cyrus Corbett be disqualified from representation in these proceedings.
2. Plaintiff contends that defense attorney has been a Magistrate Judge since March of 2023 and has not disclosed his position or made any mention that he was a Full Time Magistrate.
3. Plaintiff contends that this further represents just a portion of what the Respondent and her choice of authorities may do and further supports the plaintiffs request for Co Executor of the Estate.

4. Plaintiff contends that he has reached out to the defense several times asking for some type of communication but nothing.
5. Plaintiff contends that he has live at the Estate for Lifetime and has made the Largest investment of his life in supporting the needs of the estate.
6. Plaintiff has never taken a vacation or any time because of the financial burden that he has carried prevented him from doing anything in fear that a rainy day would come.
 - a. Plaintiff contends that Mrs. Ogbuneke has put both children through school, taken several vacations, opened several businesses and currently is running the business that she started from my fathers bank account and the nurses that she met during my fathers sickness.
 - b. Plaintiff contends that Mrs. Ogbuneke did not help with the taxes from last year or the prior 18 years and has not been able to present any proof of any support to the estate through the duration of the proceedings.
7. Plaintiff contends that the he does not know how to address the Mr. Corbett and find it difficult to explain how the magistrate has been instrumental in the refusal of any communication between the parties after repeated request from the Appellant.
8. Plaintiff contends that these actions represent the future going forward of discourse and constant secret plots and schemes that cause all the fear in the plaintiff for the respondent to become the executor and ask that the Appeals court grant Full Executor of the Estate to the Plaintiff for the Peace in the family.

Conclusion

Plaintiff ask that the Court of Appeals disqualify Mr. William Cyrus Corbet for all the above reasons. The plaintiff further ask that in light of the investment and sweat equity that he has invested into the Estate and all the Year and Years of repairs and maintenance that he be Granted Full Executorship of the estate. The plaintiff further ask that the Appeals court consider that the plaintiff has been paying the taxes solely and the respondent has lived on and has not tried to pay anything even after all the proceedings began.. The Appellant expected that there would be some type of help but nothing.. no responses to emails.. no communication or effort to come to an agreement or try to resolve the dispute

from the Respondent or her Attorney.

With all these things the Plaintiff ask that the Court of Appeals Grant Full
Executorship to the Appellant Joe L. Adams Jr.

Thank You,

A handwritten signature in black ink, appearing to read "Joe L. Adams Jr.", written in a cursive style.

Joe L. Adams Jr. 10/7/2023

FORM 15
RECORD ON APPEAL

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

APPEAL FROM YORK COUNTY
Court of Common Pleas

William A. McKinnon, Circuit Court Judge

Appellate Case No. 2022-00357

Joe L. Adams Jr. Appellant

v.

Betty Ogbuneke, Respondent

RECORD ON APPEAL

Joe L. Adams Jr.
721 Ogden Rd
Rock Hill SC 29730
Pro Se Attorney for Appellant

The Honorable Cyrus Corbett
813 Davis Drive
Chester, SC 29706
Attorney for Respondent

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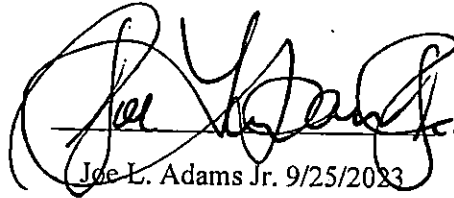
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No Exhibits

Certificate of Appellant

The undersigned hereby certifies that the Record on Appeal contains all material proposed to be included by any of the parties and not any other material.



Joe L. Adams Jr. 9/25/2023

Probate Court Order of September 8, 2021

STATE OF SOUTH CAROLINA)

IN THE PROBATE COURT

COUNTY OF YORK)

FILED RECEIVED

Case No.: 2021-ES-46-00777

2021 SEP -8 A 9 49

Joe Louis Adams Jr.,

Applicant,

ORDER ON AN APPLICATION FOR
RESTRAINT AND
PERFORMANCE OF PERSONAL
REPRESENTATIVE

Betty Ogbunke,

Respondent,

IN THE MATTER OF:

Joe Lewis Adams Sr.

This matter comes before the Court with a filing of an Application for the Restraint and Performance on July 12, 2021 seeking the restraint and performance or removal of Betty Ogbunke as Personal Representative of the Estate of Joe Adams, Sr. A hearing was held August 31, 2021.

The Applicant appeared *pro se*. The Respondent, Betty Ogbunke, was present with her attorney Cyrus Corbett. Other family members were also present. The Personal Representative and her husband were called by the Applicant as witnesses.

The Application initially requested a restraining order, removal of the Personal Representative, and a determination by the Court that the Decedent's Will was invalid. At the hearing, the Applicant stated he did not wish to dispute the Will. As the Applicant did not file a summons and petition for removal pursuant to S. C. Code Ann. §62-3-611, an action for removal was not before the Court. The only action before the Court is the Application for restraint and performance.

At the close of the Applicant's case, the Respondent's attorney made a Motion for a directed verdict. After considering the testimony presented along with the pleadings, the Court granted a directed verdict finding that the Applicant failed to present competent evidence to prove that the Personal Representative's Application for Appointment and Probate of the Will was legally

insufficient or that, to date, the Personal Representative had committed malfeasance in the performance of her duties. The Personal Representative testified that she had mailed or delivered the Information to Heirs and Devisees (hereinafter referred to as the Information) but had not yet filed a Proof of Delivery of the Information, nor had she filed an Inventory and Appraisement.

IT IS ORDERED that:

1. The Personal Representative shall file a Proof of Delivery of the Information no later than Friday, September 3, 2021.
2. The Personal Representative shall file an Inventory and Appraisement of the Decedent's assets within fourteen (14) days of the entry of this Order which includes all real and personal property owned by the Decedent. She shall reference real property by recording information and tax map number, and include any vehicles owned by the Decedent and all other identifiable personal property. If the Personal Representative is unable to determine what household and personal effects were located on the Decedent's property at the time of his death, she shall nevertheless file the Inventory and amend or supplement it as necessary. The Court shall determine whether a bond is necessary after the Inventory is filed.
3. After giving at least forty-eight (48) hours notice to the Applicant by phone, email or text, the Personal Representative shall have the right to enter the interior of the Decedent's property including home(s) or storage buildings located at 721 Ogden Road, Rock Hill, South Carolina for the purpose of completing the Inventory
4. With forty-eight (48) hours notice by phone, email or text to the Applicant, the Personal Representative shall have the right to enter the Decedent's property to inspect and evaluate vehicles or other property of the Estate, and the Applicant shall

12
CEN

deliver any keys for the Decedent's vehicles which are in his possession to the Personal Representative.

5. The Applicant shall not interfere with the ability of the Personal Representative to fulfill her duties to the Estate and shall not prevent her access to the Decedent's real and personal property.
6. If the Personal Representative enters the Decedent's real property, she may be accompanied by neutral third parties, including but not limited to off duty police officers, appraisers, or other agents in order to accomplish her duties as Personal Representative.

September 8, 2021
York, South Carolina


Carolyn E. Woodruff
Judge of Probate

Circuit Court Order of March 22, 2022

STATE OF SOUTH CAROLINA

IN THE COURT OF COMMON PLEAS

COUNTY OF YORK

CIVIL ACTION NO: 2021-CP-46-02761

JOE L. ADAMS JR.,

Petitioner,

v.

Betty Ogbunike,

Respondent,

IN THE MATTER OF Joe L. Adams Sr..

ORDER DISMISSING APPEAL

RECEIVED

Mar 22 2022

SC Court of Appeals

ELECTRONICALLY FILED - 2022 Mar 16 2:15 PM - YORK - COMMON PLEAS - CASE#2021CP4602761

This matter comes before the Court upon an appeal from the York County Probate Court filed by Petitioner Adams on September 9, 2021. A Motion to Dismiss the Appeal was filed thereafter on October 4, 2021 by Respondent Ogbunike. Grounds for the Motion to Dismiss were that the appeal was procedurally insufficient, and that the Petitioner failed to claim an issue that could be properly heard on appeal.

After hearing arguments from the parties as to the Motion to Dismiss, this Court finds that the Petitioner has failed to properly file his appeal pursuant to South Carolina Code Ann. § 62-1-308 (b) and has failed to state a claim that would be an appealable issue and therefore dismisses the appeal with prejudice.

Petitioner Adams has also filed on February 28, 2022 a confusing document labeled a "Motion & Opposition to Hearing February 1, 2022 Opposition to Order request for New Hearing with Formal Probate and Not Informal Probate." The filing is addressed to "To the Probate Court of York County" and is an admixture of complaints about the Probate Court's Ruling, complaints about Respondent's proposed order, and complaints about this Court's oral ruling. Construing this filing in the most favorable light to Petitioner as a motion to reconsider this Court's oral ruling, it is DENIED.

MOTION DENIED, APPEAL DISMISSED.

SO ORDERED.



York Common Pleas

Case Caption: Joe L Adams Jr VS Betty Ogbuneke

Case Number: 2021CP4602764

Type: Order/Other

So Ordered

/s William A. McKinnon, #2761, Circuit Judge

Electronically signed on 2022-03-16 14:09:55 page 2 of 2

ELECTRONICALLY FILED - 2022 Mar 16 2:15 PM - YORK - COMMON PLEAS - CASE#2021CP4602764

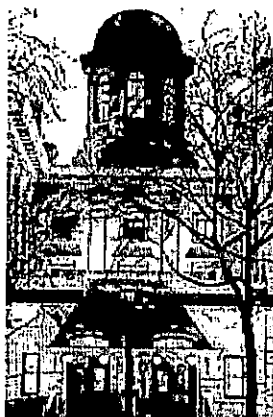
Transcript Hearing August 31, 2021

Honorable Carolyn E Woodruff

Probate Judge



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IN THE PROBATE COURT OF THE STATE OF SOUTH CAROLINA
COUNTY OF YORK

IN THE MATTER OF:
JOE LOUIS ADAMS, SR.,
Decedent.

Case No. 2021ES4600777

VERBATIM TRANSCRIPT OF PROCEEDINGS

HEARING

HELD ON
TUESDAY, AUGUST 31, 2021

BEFORE
THE HONORABLE CAROLYN E. WOODRUFF
PROBATE JUDGE

5 CONGRESS STREET
YORK, SOUTH CAROLINA 29730

Transcript Circuit Court Hearing

February 1, 2022

Cheryl A. Smith, CVR-M

PO Box 80032
Simpsonville, SC 29680

June 18, 2022

Joe L. Adams
721 Ogden Road
Rock Hill, SC 29730

RE: Joe L. Adams, Jr., v. Betty Ogbuneke
Case #2021-CP-46-02764

Dear Mr. Adams,

Enclosed is the transcript you ordered in the above case. If you have any questions, please don't hesitate to contact me.

Sincerely,

Cheryl Smith

Cheryl Smith, CVR-M
Circuit Court Reporter

Enclosures

Cc: transcripts@sccourts.org

) COURT OF COMMON PLEAS
) 2021-CP-46-02764

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BEFORE:

A P P E A R A N C E S:

WILLIAM CYRUS CORBETT, ESQ.
Attorney for the Respondent

Transcribed by:
CHERYL A. SMITH
Circuit Court Reporter
from DCRP, Digital
Courtroom Recorder
Project

Testimony of Circuit Court Proceedings

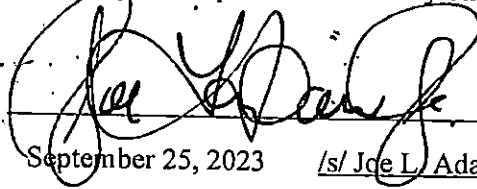
Transcript of Proceedings (Circuit Court) pp. 2—3;4-6; 7-13; 14-18
included in Appellant Exhibits

Testimony of Probate Court Proceedings

Transcript of Proceedings (Probate Court) pp 7-36; 38-40;41-45;42-43;
46-57 ; 58-63; 64; 66-68; 69-72; 71-81; 82-88; 89-91
Included in Appellant Exhibits.

Certificate of Counsel

The undersigned hereby certifies that the Record on Appeal contains all material proposed to be included by any of the parties and not any other material.



September 25, 2023

/s/ Joe L. Adams Jr. Pro Se

Joe L. Adams Jr.

721 Ogden Rd

Rock Hill SC 29730 858-848-7311

Pro Se Appellant Attorney

EXHIBIT I

ORDER BY JUDGE CAROLYN WOODRUFF

PROBATE JUDGE

HEARING AUGUST 31, 2021



GASTON, MARION & STUBBS, P. A.

**ATTORNEYS AT LAW
124 GADSDEN STREET
P. O. DRAWER 608
CHESTER, S.C. 29706-0608
FEID NO. 57-0693053**

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TELEPHONE (803) 385-2114
FACSIMILE (803) 385-2131
ggmatty@truvista.net
everett@gmslawyers.com
corbettwc@gmail.com
croom@gmslawyers.com

September 8, 2021

Via electronic mail only
Joe Adams, Jr.

RE: Estate of Joe Adams, Sr.

Dear Mr. Adams,

Please find attached a filed copy of the Order in connection with the above referenced estate. It is my understanding that you were provided with a copy by the Probate Court earlier today.

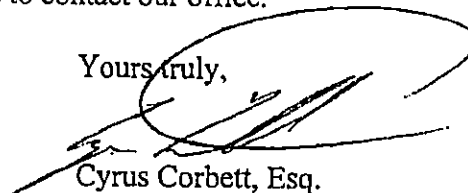
Please refer to Paragraphs 3,4, 5 and 6 which state that upon 48 hours' notice, Ms. Ogbuneke shall have the right to enter the property accompanied by a neutral third party for the purpose of inspecting the property and the vehicles to prepare the Inventory and Appraisement for the estate. Paragraph 5 specifically states that you are not to interfere with this process.

You were notified by email on Friday, September 3, 2021 that Ms. Ogbuneke would be at the property on September 8 or 9, 2021 for the purpose of conducting the Inventory. Our office has provided you with ample notice of Ms. Ogbuneke's intended visit.

If you fail to comply with the Court's Order, my client will be forced to seek additional relief from the court.

Should you have any questions, please do not hesitate to contact our office.

Yours truly,



Cyrus Corbett, Esq.

STATE OF SOUTH CAROLINA

COUNTY OF YORK

Joe Louis Adams Jr.,

Applicant,

Betty Ogbuneke,

Respondent,

IN THE MATTER OF:

Joe Lewis Adams Sr.

IN THE PROBATE COURT

FILED RECEIVED

2021 SEP -8 A 9:49

Case No.: 2021-ES-46-00777

ORDER ON AN APPLICATION FOR
RESTRAINT AND
PERFORMANCE OF PERSONAL
REPRESENTATIVE

This matter comes before the Court with a filing of an Application for the Restraint and Performance on July 12, 2021 seeking the restraint and performance or removal of Betty Ogbuneke as Personal Representative of the Estate of Joe Adams, Sr. A hearing was held August 31, 2021.

The Applicant appeared *pro se*. The Respondent, Betty Ogbuneke, was present with her attorney Cyrus Corbett. Other family members were also present. The Personal Representative and her husband were called by the Applicant as witnesses.

The Application initially requested a restraining order, removal of the Personal Representative, and a determination by the Court that the Decedent's Will was invalid. At the hearing, the Applicant stated he did not wish to dispute the Will. As the Applicant did not file a summons and petition for removal pursuant to S. C. Code Ann. §62-3-611, an action for removal was not before the Court. The only action before the Court is the Application for restraint and performance.

At the close of the Applicant's case, the Respondent's attorney made a Motion for a directed verdict. After considering the testimony presented along with the pleadings, the Court granted a directed verdict finding that the Applicant failed to present competent evidence to prove that the Personal Representative's Application for Appointment and Probate of the Will was legally

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insufficient or that, to date, the Personal Representative had committed malfeasance in the performance of her duties. The Personal Representative testified that she had mailed or delivered the Information to Heirs and Devisees (hereinafter referred to as the Information) but had not yet filed a Proof of Delivery of the Information, nor had she filed an Inventory and Appraisement.

IT IS ORDERD that:

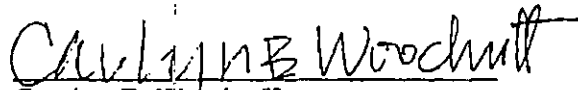
1. The Personal Representative shall file a Proof of Delivery of the Information no later than Friday, September 3, 2021.
2. The Personal Representative shall file an Inventory and Appraisement of the Decedent's assets within fourteen (14) days of the entry of this Order which includes all real and personal property owned by the Decedent. She shall reference real property by recording information and tax map number, and include any vehicles owned by the Decedent and all other identifiable personal property. If the Personal Representative is unable to determine what household and personal effects were located on the Decedent's property at the time of his death, she shall nevertheless file the Inventory and amend or supplement it as necessary. The Court shall determine whether a bond is necessary after the Inventory is filed.
3. After giving at least forty-eight (48) hours notice to the Applicant by phone, email or text, the Personal Representative shall have the right to enter the interior of the Decedent's property including home(s) or storage buildings located at 721 Ogden Road, Rock Hill, South Carolina for the purpose of completing the Inventory
4. With forty-eight (48) hours notice by phone, email or text to the Applicant, the Personal Representative shall have the right to enter the Decedent's property to inspect and evaluate vehicles or other property of the Estate, and the Applicant shall

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deliver any keys for the Decedent's vehicles which are in his possession to the Personal Representative.

5. The Applicant shall not interfere with the ability of the Personal Representative to fulfill her duties to the Estate and shall not prevent her access to the Decedent's real and personal property.
6. If the Personal Representative enters the Decedent's real property, she may be accompanied by neutral third parties, including but not limited to off duty police officers, appraisers, or other agents in order to accomplish her duties as Personal Representative.

September 8, 2021
York, South Carolina


Carolyn E. Woodruff
Judge of Probate

#3
CWN

EXHIBIT II

ORDER BY JUDGE WILLIAM A McKINNON
CIRCUIT COURT APPEALS JUDGE
HEARING FEBRUARY 19, 2022

STATE OF SOUTH CAROLINA

IN THE COURT OF COMMON PLEAS

COUNTY OF YORK

CIVIL ACTION NO: 2021-CP-46-02764

Joe L. Adams Jr.,

ORDER DISMISSING APPEAL

Petitioner,

v.

RECEIVED

Mar 22 2022

Betty Ogbuneke,

SC Court of Appeals

Respondent,

IN THE MATTER OF Joe L. Adams Sr..

This matter comes before the Court upon an appeal from the York County Probate Court filed by Petitioner Adams on September 9, 2021. A Motion to Dismiss the Appeal was filed thereafter on October 4, 2021 by Respondent Ogbuneke. Grounds for the Motion to Dismiss were that the appeal was procedurally insufficient, and that the Petitioner failed to claim an issue that could be properly heard on appeal.

After hearing arguments from the parties as to the Motion to Dismiss, this Court finds that the Petitioner has failed to properly file his appeal pursuant to South Carolina Code Ann. § 62-1-308 (b) and has failed to state a claim that would be an appealable issue and therefore dismisses the appeal with prejudice.

Petitioner Adams has also filed on February 28, 2022 a confusing document labeled a "Motion & Opposition to Hearing February 1, 2022 Opposition to Order request for New Hearing with Formal Probate and Not Informal Probate." The filing is addressed to "To the Probate Court of York County" and is an admixture of complaints about the Probate Court's Ruling, complaints about Respondent's proposed order, and complaints about this Court's oral ruling. Construing this filing in the most favorable light to Petitioner as a motion to reconsider this Court's oral ruling, it is DENIED.

MOTION DENIED, APPEAL DISMISSED.

SO ORDERED.



York Common Pleas

Case Caption: Joe L Adams Jr VS Betty Ogbuneke

Case Number: 2021CP4602764

Type: Order/Other

So Ordered

/s William A. McKinnon, #2761, Circuit Judge

EXHIBIT III

PERSONAL REPRESENTATIVE APPLICATION
TO
PROBATE COURT
MAY 27, 2021

STATE OF SOUTH CAROLINA

COUNTY OF: YORK

IN THE MATTER OF:
JOE LOUIS ADAMS SR.
(Decedent)

IN THE PROBATE COURT

CASE NUMBER: 2021ES4600777

***COMPLETE THIS SECTION ONLY IF FILING PETITION
FOR FORMAL TESTACY AND/OR FORMAL APPOINTMENT**

Petitioner(s)

vs.

Respondent(s)

APPLICATION FOR INFORMAL

(check any that apply)

- ☒ PROBATE OF WILL
☒ APPOINTMENT

***PETITION FOR FORMAL**

- ☐ TESTACY
☐ APPOINTMENT

If this is a formal filing, please explain on page 4 or attach pleadings pursuant to SC Rules of Civil Procedure.

***NOTE: IF THIS IS A FORMAL PROCEEDING, IN ADDITION TO THIS FORM PETITION, YOU MUST ALSO FILE A SUMMONS (FORM SCCA 401PC), AND PAY THE STATUTORY FILING FEE OF \$150.00. A HEARING IN THE PROBATE COURT ON THE PETITION MAY BE REQUIRED.**

I. ALL APPLICANTS/PETITIONERS MUST COMPLETE THIS SECTION.

1. Applicant/Petitioner(s): BETTY LAVERNE OGBUNKE
Address: 6218 IDLEBROOK DR., CHARLOTTE, NC 28212
Telephone (Work): _____
(Home): _____
(Cell): (704)562-9564
Email: _____
Relationship to Decedent: DAUGHTER

2. Decedent Information:

Full Legal Name
(including all known names): JOE LOUIS ADAMS SR.
Date of Birth: 6/26/1936
Date of Death: 2/12/2021
Age at Date of Death: 84

3. Venue for this proceeding is proper in this County because:

- ☒ Decedent was domiciled in this County at date of death:
Address: 721 OGDEN ROAD, ROCK HILL, SC 29730 County: YORK State: South Carolina
☐ Decedent was **not** domiciled in **South Carolina**, but property of Decedent was located in this County
at date of death at:
Address: _____ County: YORK State: South Carolina
☐ Decedent has a right to take legal action in this County because:

If the above address is the address of a nursing home, prison, or other residential facility, please give the last address of the Decedent prior to entering a facility:

4(a). Names and addresses of beneficiaries (devisees) named in the Will.

Full Legal Name (including all known names)	Year of Birth	Full Address	Email Address	Relationship to Decedent
Betty Lavema Ogbuneke		6218 Idlebrook Dr. Charlotte, NC 28212	Godsgift924@gmail.com	Daughter
Joe Louis Adams, Jr.		721 Ogden Road Rock Hill, SC 29730	TJ_malik@yahoo.com	Son

☐ See attached for additional devisees (check if applicable).

4(b). Names and addresses of intestate heirs who are not devisees (persons who inherit if Decedent left no Will).

Full Legal Name (including all known names)	Year of Birth	Full Address	Email Address	Relationship to Decedent
See attachment **				

☐ See attached for additional intestate heirs (check if applicable).

4(c). Did all of the above persons survive one hundred and twenty (120) hours since the death of Decedent?

☒ YES ☐ NO If no, please explain on page 4.

5. Did Decedent have any change of marital status or the birth or adoption of any children after execution of this Will, if one exists, or has any child of the Decedent been born since his/her death, or is any birth of a child of the Decedent anticipated? (This includes illegitimate children.)

☒ NO ☐ YES If yes, please explain, on page 4.

6. To the best of your knowledge, was the Decedent a patient in a non-private State of South Carolina mental health facility during his/her lifetime?

☒ NO ☐ YES If yes, please explain, on page 4.

7. Has a Guardian or Conservator ever been appointed by a Court for this person?

☒ NO ☐ YES If yes, please explain on page 4.

8. Has a Personal Representative of the Decedent been appointed prior to this date by a Court in this state or elsewhere?

☒ NO ☐ YES If yes, please state details, including name and address of such Personal Representative on page 4.

9. Have you received or are you aware of any Demands for Notice (FORM #111ES D) of any probate or appointment proceeding concerning the Decedent that may have been filed in this state or elsewhere?

☒ NO ☐ YES If yes, please state details, including names and addresses on page 4.

10. Have more than ten (10) years passed since the Decedent's death?

☒ NO ☐ YES If yes, please state circumstances authorizing tardy probate on page 4.

11(a). Did the Decedent own probate real estate?

☐ NO ☒ YES If yes, an approximate value of \$_____ (Note: A complete inventory of probate assets with fair market values is to be filed after Personal Representative is appointed.)

11(b). Did the Decedent own probate personal property?

☐ NO ☒ YES If yes, an approximate value of \$_____ (Note: A complete inventory of probate assets with fair market values is to be filed after Personal Representative is appointed.)

11(c). Are you seeking appointment as Personal Representative in order to pursue civil litigation on behalf of the Decedent's estate? Is there a civil litigation attorney?

☒ NO ☐ YES If yes, please provide the name of the civil litigation attorney: _____

11(d). At the time of Decedent's death, was he or she involved in any pending civil litigation? Is there a civil litigation attorney?

☒ NO ☐ YES If yes, please state the circumstances and name of attorney on page 4.

11(e). If you answered NO to questions 11(a) - 11(d) above, but are seeking the appointment of a Personal Representative, please explain why the appointment is requested on page 4.

12. Have you made a diligent search for a Will of the Decedent?

☒ YES
☐ NO If no, please explain on page 4.

II. IF A WILL EXISTS, PLEASE COMPLETE THIS SECTION.

1. Regarding the Decedent's Will:

- ☐ The original is attached.
- ☒ The original is in the Court's possession.
- ☐ An exemplified (authenticated) copy of a Will probated in another jurisdiction is attached.
- ☐ An exemplified (authenticated) copy of a Will not probated in another jurisdiction is attached.
- ☐ The original of the Will is lost, destroyed, or otherwise unavailable, however, a copy or a description of its contents is attached. (for formal proceeding, explain below or attach supplemental pleadings)

2. The execution date of the Will was: 09/11/1979
Codicil(s): _____

3. Is there a memorandum that disposes of tangible personal property pursuant to 62-2-512?

☒ NO ☐ YES If yes, attach hereto.

4. To the best of your knowledge, do you believe the Will listed above is the Decedent's validly executed last Will?

☒ YES ☐ NO If no, please explain on page 4.

5. To the best of your knowledge, is any witness to the will an "interested witness" (i.e., does the will make any devise to a witness, a witness's spouse, or a witness's issue)?

☒ NO ☐ YES If yes, please explain on page 4.

COMPLETE EXPLANATION(S) FOR QUESTIONS IN SECTIONS I and II HERE.

(If more space is required, use additional sheets.)

III. IF APPLYING FOR INFORMAL OR FORMAL APPOINTMENT, PLEASE COMPLETE THE FOLLOWING.

1. If the Applicant/Petitioner is not the proposed Personal Representative(s), list name and address of the person you are proposing be appointed as the fiduciary:

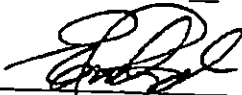
2. Priority for appointment of the proposed Personal Representative (whether applicant or nominee) is:
 - ☒ named as Primary Personal Representative in Will
 - ☐ named as Alternate Personal Representative in Will
 - ☐ nominee of Primary Personal Representative in Will
 - ☐ nominee of Alternate Personal Representative in Will
 - ☐ surviving spouse of Decedent who is devisee of Decedent or nominee of said spouse
 - ☐ other devisee of Decedent (describe): _____ or nominee of said devisee
 - ☐ surviving spouse of Decedent or nominee of said spouse
 - ☐ other heir of Decedent (describe): _____ or nominee of said heir
 - ☐ creditor (forty-five (45) days after death must have passed) or nominee of creditor; written statement of claim, FORM 371ES, is attached
 - ☐ other (describe): _____
3. List below the name(s) of any other person(s), if any, having an equal or higher priority of appointment than the proposed Personal Representative:

IV. ALL APPLICANTS/PETITIONERS MUST COMPLETE VERIFICATION.

VERIFICATION

The undersigned, being sworn, states that the facts set forth in the foregoing statement are true to the best of the undersigned's knowledge, information and belief, and hereby submits to the Court's jurisdiction in this matter.

SWORN to before me this 27 day
of May, 2021



Notary Public for South Carolina
My Commission Expires: 08/24/2022

Signature of
Applicant/Petitioner:



SWORN to before me this _____ day
of _____, 20____

Signature of Co-
Applicant/Co-Petitioner: _____

Notary Public for South Carolina
My Commission Expires: _____

ORDER OF INFORMAL PROBATE

IT IS HEREBY ORDERED that the above application for probate of a Will executed 09/11/1979 and

- ☐ Codicil executed _____ and
☐ Memorandum

be informally ☒ GRANTED ☐ DENIED.

Executed this 27 day of May, 2021.

Carolyn E Woodruff

Carolyn E. Woodruff, Probate Court Judge

☐ For formal probate of Will, see separate order executed _____.

ORDER OF INFORMAL APPOINTMENT

IT IS HEREBY ORDERED that the above Application for Appointment be granted upon the filing of an appropriate bond, if applicable, and upon the signing of the Qualification and Statement of Acceptance of appointment.

Bond

- ☐ Fiduciary Bond in the amount of \$ _____
☒ Bond not required for Personal Representative nominated by Will
☐ Bond not required as Personal Representative is sole heir or sole devisee
☐ Bond not required as Personal Representative is state agency, bank, or trust company
☐ Bond waivers filed
☐ See order dated _____
☐ Other: _____

Notice to Creditors

- ☒ Required
☐ Not Required

Executed this 27 day of May, 2021.

Carolyn E Woodruff

Carolyn E. Woodruff, Probate Court Judge

☐ For formal appointment of Personal Representative, see separate order executed _____.

QUALIFICATION AND STATEMENT OF ACCEPTANCE

I accept this appointment and agree to perform the duties and discharge the trust of the office of Personal Representative of this estate. I further submit personally to the jurisdiction of the Court in any proceeding relating to the Estate.

Signature: 
Print Name: BETTY LAVERNE OGBURNE
Address: 6218 IDLEBROOK DR.
CHARLOTTE, NC 28212
Telephone (Work): _____
(Home): _____
(Cell): (704)562-9564
Email: _____

Signature: _____
Print Name: _____
Address: _____
Telephone (Work): _____
(Home): PR2HPhone»
(Cell): _____
Email: _____

*Attorney: _____
Address: _____
Telephone: _____
Email: _____

*By completing this information, attorney is designated as attorney of record for assisting Personal Representative until proper withdrawal.
FORM #300ES (09/2020)

EXHIBIT IV

TRANSCRIPT OF APPEALS HEARING
CIRCUIT COURT
JUDGE WILLIAM A MCKINNON
FEBRUARY 1, 2022
YORK, SOUTH CAROLINA 29730

) COURT OF COMMON PLEAS
) 2021-CP-46-02764

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) TRANSCRIPT OF RECORD

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B E F O R E:

A P P E A R A N C E S:

WILLIAM CYRUS CORBETT, ESQ.
Attorney for the Respondent

Transcribed by:
CHERYL A. SMITH
Circuit Court Reporter
from DCRP, Digital
Courtroom Recorder
Project

INDEX

PAGE

There were no witnesses called.

EXHIBITS

<u>NO</u>	<u>DESCRIPTION</u>	<u>ID</u>	<u>EVD</u>

There were no exhibits introduced.

P R O C E E D I N G S

(WHEREUPON, proceedings commenced at 9:58 a.m.)

THE COURT: Okay. Tell me who is who.

MR. ADAMS: Joe Adams, Jr.

THE COURT: Okay. And, sir, you're Mr. Adams.

You're representing yourself?

MR. ADAMS: Yes, sir. I had actually filed for a continuance so I could afford to get a lawyer to help me with the case. Due to paying the taxes for this year and I had to get another catalytic converter, it took -- it exhausted my funds.

THE COURT: Yes, sir. I understand that Judge Hall denied the continuance request. Okay.

And, yes, sir.

MR. CORBETT: I'm Cyrus Corbett on behalf of Betty Ogbuneke.

THE COURT: Okay. And I have an appeal from probate court, and I have a motion to dismiss. That's your motion, Mr. Corbett. You want to start sir and tell me ---

MR. ADAMS: Well, there is -- there is one more document.

THE COURT: I'm sorry, sir? I ---

MR. ADAMS: There's still another document.

THE COURT: Mr. Adams, please don't interrupt me

1 again, okay?

2 All right. Yes, sir. All right. Now, you're
3 telling me there's another document. What do you mean by
4 that?

5 MR. ADAMS: Another document was filed in opposition
6 to his motion to dismiss after the continuance request was
7 denied.

8 THE COURT: Okay. Do you have it?

9 MR. ADAMS: Yes, sir. I have it right here.

10 THE COURT: Okay. You can walk up to the clerk and
11 hand it to Ms. Foster, please. Does Mr. Corbett have a
12 copy of it?

13 MR. ADAMS: Yes, sir.

14 THE COURT: Okay.

15 MR. CORBETT: Your Honor, we were served yesterday.

16 THE COURT: Okay. All right. Thank you. All right.
17 Mr. Corbett?

18 MR. CORBETT: May it please the Court, Your Honor.
19 We filed a motion to dismiss this appeal based on three
20 grounds. This is an appeal from probate court which was
21 the trier of fact in this. The appeal is housed in the
22 laws under 62-1-308. And in those laws it requires
23 appeals to be filed in a manner following 208(e)(1)(b)
24 which requires that Mr. Adams files a statement of issues
25 on appeal. That issue was never filed.

1 Further, Your Honor, the appeal is ten pages long,
2 and it is in no way organized pursuant to 308(e) which
3 provides that it should have a table of contents, a
4 statement of issues on appeal, statements of the case, a
5 standard of review, and argument and conclusion.

6 Your Honor, the reason why these are important is
7 because we are unable to form any sort of reply to this
8 when the entire ten pages of appeal is simply filled with
9 how he objects to the current ruling of the Court without
10 stating if it is a rule of law or a mistake from the lower
11 court as to which he filed this appeal. Your Honor, and
12 that reason, those two reasons have led us to the point
13 where we filed for a motion to dismiss under 12(b)(6) for
14 failure to state a claim according to South Carolina Code
15 annotated 62-1-308(i). It states that this court, the
16 Circuit Court shall hear and determine the appeal
17 according to the rules of law. Mr. Adams has not put
18 forward any basis of appeal in this case, and he simply
19 wishes to relitigate the issues.

20 And, Your Honor, as to the additional documents that
21 he has just handed up to the Court, he has sent these to
22 our office himself, as of yesterday. We accept service,
23 Your Honor, but it goes to put forward the fact that he is
24 just trying to get all the information before this court
25 which is improper.

1 If you look under the rule in 308, I believe it's
2 (i), this court is not to consider any new basis of fact.
3 It is only for the basis of fact that was established at
4 the actual hearing. The rule of 308(i) actually states
5 that no new evidence may be presented at this hearing.
6 Your Honor, he puts forward a packet of, I believe, about
7 40 pages of new evidence. His appeal contains evidence
8 that he was unable to put into the record at the original
9 hearing. And for that reason and for the reason that we
10 really can't file a reply as to his appeal based on the
11 current nature of it, we would ask for it to be dismissed.

12 Thank you.

13 THE COURT: Okay. Hold on one second. Let me just
14 read here.

15 (Pause in proceedings.)

16 THE COURT: I'm struggling, and I've got the record,
17 to find the appeal. Is it the -- is it the document
18 that's entitled Additional Notation? Is that the ---

19 MR. CORBETT: No, Your Honor. It is titled Appeal of
20 Order on an Application for Restraint and Performance of
21 Personal Representative. It was filed on September 9th of
22 2021.

23 THE COURT: Okay. I'm looking. I'm not seeing it.
24 Give me just a second. Okay. I apologize.

25 MR. CORBETT: Your Honor, I do have a hard copy.

1 THE COURT: If you have a hard copy, that would be a
2 great help. Sometimes electronic files are great,
3 sometimes.

4 Mr. Corbett, I believe this is the first probate
5 court appeal I've ever heard, so . . .

6 MR. CORBETT: Yes, Your Honor.

7 THE COURT: Okay. If you can pass it up.

8 MR. CORBETT: May I approach?

9 THE COURT: Yes, sir.

10 (Pause in proceedings.)

11 THE COURT: All right. Mr. Adams, the defendant says
12 that you've not complied with the rules governing appeals
13 and that your appeal should be dismissed. So I'll be
14 happy to hear from you.

15 MR. ADAMS: Well, Your Honor, at the time that the
16 appeal had to be filed, we had gone to a probate hearing.
17 At the hearing, I had brought all of my evidence to
18 present to the Court at that time. I had it in a box
19 inside that courthouse. I was going to show it to Judge
20 Woodruff. But the defendant's attorney requested that she
21 rule before I was even able to testify or before I was
22 able to present any of my evidence. And after the appeal,
23 the judge ruled and gave us a 44- -- or 48-hour
24 containment that they would have to give me a 48-hour
25 notice before they will come for an inventory or come to

1 the house with -- to look at everything.

2 Prior to that in maybe July, Ms. Ogbuneke had already
3 come to the residence and brought the police and all of
4 these different people outside of the court orders. Then
5 the court order stated that I was supposed to be given a
6 48-hour notice before they came. And after the judge gave
7 the order on the 8th, Ms. Ogbuneke appeared on the 9th
8 with the police -- with three cars of police.

9 And I would like for the judge, if you would, the --
10 the initial appeal that I had about the reading
11 Mr. Corbett's motion to dismiss, which was delivered to me
12 in January instead of in October when it was filed, he
13 delivered it to me in January and he called out several
14 reasons that he was basing his appeal on. In the document
15 that I submitted to the Court today, that document
16 contains all of the other issues that he had as far as
17 trying to conform and trying to supply him with the
18 additional information. The document that I submitted
19 today has the table of contents that he -- that he says
20 was missing. It also has the history and it has the
21 complaint and the -- whatever relief can be given.

22 But on top of those things, Mr. Corbett, during that
23 time, has not -- we have not been communicating. He
24 couldn't -- he wouldn't allow me to communicate with my
25 sister. So I had intended to try. In my -- the document

1 I submitted to the Court today, I requested that if we
2 were not able -- if we were not able to -- if this didn't
3 work correctly, that our family could go to family
4 counseling. Because during the holidays, I felt very bad
5 that it was the first holiday without our father and me
6 and my only sister that it was born with my mother were
7 arguing over the estate. So I wanted to see if, through
8 that last document, that I could find some way.

9 Well, in the last document, I also have the security
10 cam footage of the 14th when Ms. Ogbuneke came unexpected,
11 and I have the security cam footage clips on the October
12 -- I think it was October the 9th in which she came the
13 second time.

14 My problem with Ms. Ogbuneke is that when she comes,
15 it's unannounced. The second problem is she's taking
16 pictures of my personal property. Not my father's
17 property, but my things. And that is why I was appealing
18 the decision to allow the way -- under the -- under the
19 way the judge had written it, I felt as if it was more of
20 a home invasion, that it was a takeover. And I didn't
21 feel good about it because I've been living there for
22 17 years. And I consequently have been paying the taxes
23 for 17 ---

24 THE COURT: Mr. Adams, we're getting far off the
25 point here.

1 MR. ADAMS: I'm sorry. I just want to -- I've been
2 waiting to talk with you, so ---

3 THE COURT: Well, I understand, sir. But the
4 defendant is saying you haven't followed the rules. Okay.
5 So my question is, is this document -- is this all you
6 filed, this document that you handed up?

7 MR. ADAMS: No, it's not. If you look on the record,
8 there are many exhibits that was also filed with it.

9 THE COURT: Okay. But what ---

10 MR. ADAMS: And after I got his motion to dismiss, I
11 went back and wrote a new document and then submitted it
12 to him with the parts in there that he asked for that he
13 was complaining about.

14 THE COURT: Okay. So, Mr. Adams, where is the
15 statement of issues on appeal?

16 MR. ADAMS: The statement of issues on appeal, they
17 -- they are on the first ---

18 THE COURT: Right. That complies with Rule 208.

19 MR. ADAMS: Page -- page 4. Wait a minute. Excuse
20 me. I'm sorry. They are contained within page 1 through
21 4.

22 THE COURT: Of what, sir?

23 MR. ADAMS: In the -- of the document that I gave you
24 today. On the first -- in the first -- first couple of
25 paragraphs, I explained exactly why I was appealing the

1 decision.

2 THE COURT: Okay.

3 MR. ADAMS: And if you look farther into the
4 document ---

5 THE COURT: Mr. Adams, slow down, slow down. Okay.
6 So I just want to make sure I -- so this document that you
7 handed up today, this is your statement of issues on
8 appeal.

9 MR. ADAMS: It has the statement of issues.
10 Actually, when you look in the document, the first exhibit
11 is the exhibit of the -- of the motion to dismiss. So as
12 you travel through the document, you will see that I broke
13 that motion to dismiss out into different paragraphs, and
14 I -- I talked about exactly why I was appealing.

15 THE COURT: Okay. But it has to be filed within
16 45 days of the written notice of the order from the
17 probate court. Was it filed within 45 days of that order?

18 MR. ADAMS: No, sir. It was not filed in 45 days. I
19 filed it after I got the motion to dismiss from him in
20 January.

21 THE COURT: What -- what was the date from the
22 probate court?

23 MR. ADAMS: It was -- when did we go to probate
24 court?

25 THE COURT: When did you get the written order from

1 the probate?

2 MR. ADAMS: Oh, October the 8th.

3 THE COURT: Of what year?

4 MR. ADAMS: I think it was October the 8th of 2021.

5 THE COURT: Okay. So that's -- that's about five
6 months ago.

7 MR. ADAMS: Yes.

8 Judge, I would like to also say I would -- I would
9 request that the Court would consider that I am a pro se
10 litigant, and some of those things I did not know how to
11 do. At the time when I filed the appeal, Ms. Ogbuneke was
12 there with the police, and I had to act to stop this kind
13 of thing from happening. And she does that all the time,
14 bringing the police and different people to the house.
15 And she never calls me and says that she's coming. Then I
16 have to go through the -- a long thing of -- of -- of my
17 neighbors and people coming to see what was wrong and
18 having the wrong idea about what actually happened.

19 Actually, on the first appeal, if you look at
20 Numbers 1 through -- 1 through 7, they are actually
21 talking about the issues, the reason I appealed on the
22 first -- the first appeal.

23 THE COURT: Okay. Mr. Adams, I'm going to give you
24 one shot here. Give me your argument as to why the
25 probate court judge made a mistake. And I need you to

1 listen to me, okay? It has to be a legal error by the
2 probate judge. You understand? I don't want to hear new
3 evidence. I don't want to hear that kind, okay? I want
4 -- what is the legal mistake that you believe the probate
5 judge made?

6 MR. ADAMS: She never let me testify. She never took
7 -- listened to any of my -- my testimony. She never gave
8 me a chance to present my evidence. So that was one of
9 the points that I felt like she made a mistake.

10 THE COURT: Okay. So ---

11 MR. ADAMS: She did not allow me to have my day to be
12 able to say why I brought that action. And secondly, she
13 had allowed them to do an inventory and then sent an email
14 back saying that she had -- the inventory had already been
15 completed and the files were already there. During --
16 during the interim of that time, that's when Ms. Ogbuneke
17 came with the police, and that's why the judge ---

18 THE COURT: But basically, your -- your objection is
19 to Ms. Ogbuneke being the personal representative, right?

20 MR. ADAMS: That's what the objective -- I don't have
21 a problem with sharing with her the -- my father's estate.
22 And I -- I clearly understand why she would feel upset
23 about of any litigation about the estate because we both
24 have gone through watching our father lose his estate from
25 my grandfather. So that would be a reason why she's

1 probably upset about that. But we can't talk to each
2 other because Mr. Corbett has restricted us from being
3 able to talk.

4 THE COURT: All right. Mr. Corbett?

5 MR. CORBETT: Your Honor, at the hearing Judge
6 Woodruff allowed Mr. Adams to give testimony. He actually
7 called my client and my client's husband to the stand. He
8 attempted to put documents in not pursuant to the rules of
9 evidence where we objected. He never once called himself
10 as a witness to the stand, Your Honor. He tried to give
11 testimony from the stand from the table and the judge shot
12 him down. And he had a whole case before we motioned for
13 a directed verdict.

14 THE COURT: All right. Mr. Adams, did you, in fact,
15 call witnesses at the hearing in the probate court?

16 MR. ADAMS: The judge asked me about ---

17 THE COURT: Sir -- sir, just answer my question.

18 MR. ADAMS: Yes, I did. I called -- I called
19 Ms. Ogbuneke. But the judge told me not to testify. You
20 can't -- you're testifying now. Don't testify. You'll
21 have your chance to testify, is what she said. But before
22 that could be done, Mr. Corbett said he wanted her to
23 rule. And then she ruled and it was over. She never gave
24 me a chance to testify. And she also said that she never
25 gave them permission to be taking pictures when they came

1 to this day. They were supposed to complete an inventory,
2 but not make film and take pictures. That's what
3 embarrassed me.

4 Your Honor, I ask that the Court -- what I'm trying
5 to do today is that I ask that the Court does not dismiss
6 this case with prejudice, that if they dismiss this case,
7 that it is not dismissed with prejudice.

8 And secondly, I would like to ask this court if in
9 this case they could give me or award me with the
10 cosigning privileges or cosign -- or be able to have
11 cosigning rights to whatever is being done in the
12 administration of the estate because I live there. I've
13 been living there for 17 years. I've invested all of my
14 lifetime of savings while Ms. Ogbuneke was able to go out
15 and realize all of her dreams. She put her children
16 through college, she's been able to start businesses, but
17 I couldn't do any of those because of the burden and the
18 financial responsibility of the estate. I've been keeping
19 that estate for 17 long years cutting four acres of grass
20 two times a week sometimes. It's been a tremendous
21 burden. And Ms. Ogbuneke has not helped me at all.
22 17 years of paying the taxes, she never paid any. The
23 last taxes went all the way up to January 15th. She
24 didn't pay them either.

25 So I'm asking the Court that because of my

1 investment, my sweat equity as well as my monetary
2 investments and the insurance coverages that I provided,
3 the security I've provided that I will be able to get
4 cosigning privileges or Ms. -- well, I don't know if I can
5 get Ms. Ogbuneke removed because the judge said that I
6 didn't ask or I didn't -- I didn't -- I did -- some
7 mistake I made. But if we are -- if it has to be this
8 way, I would like to be able to have some kind of -- some
9 kind of control because my whole life is there.

10 THE COURT: All right. I'm reading the order of the
11 probate court. The probate court says: After considering
12 the testimony presented along with the pleadings, the
13 Court granted a directed verdict finding the applicant
14 failed to present competent evidence to prove the PR's
15 application for appointment of probate was legally
16 insufficient or the PR had committed some kind of
17 malfeasance.

18 So I'm going to grant the motion to dismiss on the
19 merits. I don't -- I don't see any basis to legally
20 challenge the probate court's decision. And further, on
21 the procedural issues, I'm going to grant the motions on
22 the basis that the filings made by Mr. Adams do not comply
23 with the rules. So motion's granted in its entirety.

24 MR. CORBETT: Thank you, Your Honor.

25 THE COURT: Certainly.

1 MR. ADAMS: Your Honor, I have a question.

2 THE COURT: Yes, sir.

3 MR. ADAMS: Does that mean that you're granting these
4 with prejudice ---

5 THE COURT: Yes, sir.

6 MR. ADAMS: --- or does it mean not?

7 THE COURT: It means with prejudice.

8 MR. ADAMS: Well, Your Honor, I have the transcript
9 from the Court that -- for the full transcript. I would
10 like to know what does it mean? I have the transcript
11 that shows I didn't get to -- I did not get to testify.

12 THE COURT: Mr. Adams, I can't give you legal advice
13 on how to present your case. That's why people have
14 lawyers. Okay.

15 MR. ADAMS: But when you are dismissing it with
16 prejudice, that means that I can't bring this particular
17 case back to the Court again? Or what does it actually
18 mean?

19 THE COURT: Mr. Adams, I cannot -- I mean, normally
20 "with prejudice" means you cannot bring it back. But
21 there are exceptions to that. And I can't advise you on
22 the law.

23 MR. ADAMS: But there are exceptions.

24 THE COURT: In -- in -- I mean, there are -- there
25 are things you can do, there's motions you can file. But

1 I can't tell you what to do. I mean, that's ---

2 MR. ADAMS: Can I ask one more question and then I'll
3 be finished?

4 THE COURT: Yes, sir.

5 MR. ADAMS: Is the reason why you're granting this
6 based on my first submission of the -- is it based on my
7 first submission of the appeal ---

8 THE COURT: It's based ---

9 MR. ADAMS: --- that I didn't submit it correctly?

10 THE COURT: It's based on you not following the rules
11 of court as to what -- with regard to the statement of
12 issues on appeal and with the brief and with you not
13 identifying any legal error in the probate court's order.

14 MR. ADAMS: Okay.

15 THE COURT: All right.

16 (WHEREUPON, proceedings concluded at 10:17 a.m.)

17

18

19

20

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22

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24

25

CERTIFICATE OF REPORTER

STATE OF SOUTH CAROLINA)
COUNTY OF YORK)

I, CHERYL A. SMITH, Official Court Reporter for the Thirteenth Judicial Circuit of the State of South Carolina, do hereby certify that the foregoing is a true, accurate and complete Transcript of Record, to the best of my ability based on the audio and notes provided, of the digitally recorded proceedings had from the DCRP, Digital Courtroom Recorder Project, and evidence introduced in the trial of the captioned case, relative to appeal, in the Court of Common Pleas for York County, South Carolina, on the 1st day of February, 2022.

I do further certify that I am neither of kin, counsel, nor interest to any party hereto.

June 17, 2022



Cheryl A. Smith, CVR-M

Court Reporter

EXHIBIT V

TRANSCRIPT OF PROBATE COURT HEARING AUGUST 31, 2021

PROBATE COURT
THE HONORABLE CAROLYN E. WOODRUFF
YORK, SOUTH CAROLINA 29730



COURT REPORTING

LEGAL VIDEOGRAPHY

VIDEOCONFERENCING

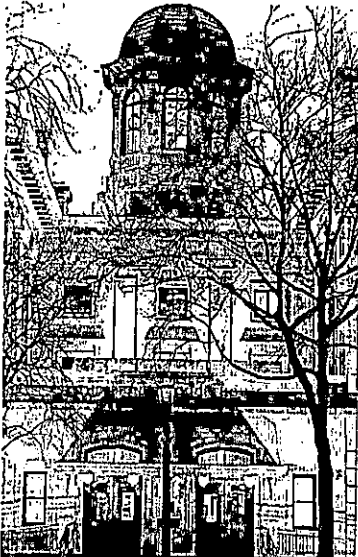
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IN THE PROBATE COURT OF THE STATE OF SOUTH CAROLINA
COUNTY OF YORK

IN THE MATTER OF:
JOE LOUIS ADAMS, SR.,

Case No. 2021ES4600777

Decedent.

VERBATIM TRANSCRIPT OF PROCEEDINGS

HEARING

HELD ON
TUESDAY, AUGUST 31, 2021

BEFORE
THE HONORABLE CAROLYN E. WOODRUFF
PROBATE JUDGE

5 CONGRESS STREET
YORK, SOUTH CAROLINA 29730

1 **THE COURT:** All righty. So you're Mr.
2 Adams, and who are the folks in the background?

3 **MR. CORBETT:** Your Honor, those are my
4 client's sister and her husband.

5 **THE COURT:** Okay. Names are?

6 **MR. CORBETT:** Juvenal Ogbuneke and Beverly
7 Irvin.

8 **THE COURT:** Okay. All righty. Now, Mr.
9 Adams, you are the applicant, so you have the right
10 to make an opening statement if you wish. You don't
11 have to, but you have the right to make a brief
12 opening statement. And then Mr. Corbett will also
13 have an opportunity to make an opening statement,
14 and then y'all may call witnesses.

15 Now, let me just caution you because a lot
16 of times -- and it's fine for you not to have an
17 attorney because we have a lot of folks who come
18 into this courtroom and they don't. They're called
19 pro se litigants. But it's kind of a fine line that
20 you have to walk between actually asking questions
21 as an advocate and then testifying as a witness, and
22 you can't do both.

23 **MR. ADAMS:** Yes.

24 **THE COURT:** So you just need to be very,
25 very cautious about that. So if you wish to make an

1 opening statement, please go ahead.

2 **MR. ADAMS:** Yes, ma'am. Since the -- my --
3 -- Ms. Ogbuneke had come down sometime in March, I
4 think. It may have been March or maybe February.
5 And she came down to the probate office to apply to
6 be the personal representative. And at that same
7 time, she applied and put down false information on
8 the application.

9 So I began to research, and there was a
10 number of things that had been done that I was --
11 that I found. So I came to not contest the will,
12 actually. I'm actually contesting her being the
13 personal representative because I feel that she's
14 not able to responsibly maintain her own estate.
15 And I feel as if she would not be suitable to
16 maintain this estate.

17 **THE COURT:** All righty. Thank you.

18 Mr. Corbett.

19 **MR. CORBETT:** May it please the court,
20 Your Honor. We're here based on kind of a motion of
21 -- the application for restraining performance of
22 personal representative. My client took on the
23 personal representative pursuant to the will, Your
24 Honor, the will that was probated in this court for
25 her late father -- their late father.

1 What we have here today is we had a will
2 challenge originally, but now it is my understanding
3 that may be redacted and it's not just a challenge
4 of my client based on false representations that we
5 have, apparently, that came into the initial report.

6 If we look at the application for
7 restraining performance, we'll see those false
8 narratives are all information that my client was
9 not given by her brother who has had a strained
10 relationship with my client for a number of years.

11 Your Honor, this is going to be a
12 contentious probate matter no matter what happens in
13 here. It's because the parties simply don't agree.
14 And if you look, Mr. Adams does not like what the
15 will says, so it doesn't matter if my client's
16 trying to do what the will says or not says. We're
17 going to have a fight, and we're prepared for that.

18 Your Honor, the last will and testament is
19 very clear in what it wishes to do. And the reason
20 my client listed the house as to what is in the will
21 that was owned by her father as the location of
22 death is because whenever you go to a nursing home,
23 you always plan to go home at some point unless it's
24 permanent, unless you have to (inaudible).

25 He owned this residence. He's always

1 owned this residence, and at the time of his death
2 he owned this residence. She listed it as an estate
3 asset. And in the will, it clearly delegates who
4 gets that asset through his own words from the
5 seventies.

6 What we have here today, Your Honor, is I
7 believe a claim that my client's incompetent to
8 serve as PR, if I understand this right, and Your
9 Honor, I'd be more than happy to see the information
10 that is presented on the petitioner's side on this
11 case because we truly believe that there is nothing
12 that would stop my client from maintaining the
13 status of PR and to properly go through probating
14 this estate. Thank you.

15 **THE COURT:** Thank you, Mr. Corbett.

16 Now, Mr. Adams, what you will do now is
17 call any witnesses that you wish to call, and I'll
18 have them come around here to our witness area and
19 swear them in, but I want to caution you that you
20 need to be very careful about asking questions --

21 **MR. ADAMS:** Yes.

22 **THE COURT:** -- and not entering into a
23 narrative of any kind. Do you understand?

24 **MR. ADAMS:** Yes. Yes.

25 **THE COURT:** All right. Thank you. Go

1 ahead and call your first witness.

2 MR. ADAMS: Well, actually, I don't have a
3 -- I'm not -- oh, yes, I'd like to call a witness.
4 I'd like to call Mr. Juvenal Ogbuneke.

5 THE COURT: Mr. who?

6 MR. ADAMS: Juvenal Ogbuneke.

7 THE COURT: Okay. Mr. Ogbuneke, come on
8 around, please. Just remain standing while I swear
9 you in, please. Raise your right hand. Do you
10 swear or affirm to tell the truth and nothing but
11 the truth, so help you, God?

12 MR. OGBUNEKE: I do.

13 THE COURT: Thank you. Please be seated
14 and please take your mask off.

15 Go ahead, Mr. Adams.

16 JUVENAL OGBUNEKE, having been first duly sworn, was
17 examined, and testified as follows:

18 DIRECT EXAMINATION

19 BY MR. ADAMS:

20 Q. Mr. Ogbuneke, are you in foreclosure right
21 now? Are you scheduled for a foreclosure hearing on
22 your estate on September the 13th?

23 A. No, I'm not.

24 Q. Okay. Have you been in foreclosure this
25 year? Has any foreclosure been initiated this year

1 on your home?

2 A. Yes.

3 Q. Okay. In 2018 and 2021, is this correct,
4 for nonpayment?

5 A. It's possible.

6 Q. Mr. Ogbuneke, do you --

7 MR. CORBETT: Objection, Your Honor,
8 relevance.

9 MR. ADAMS: Relevance is because I feel
10 that if they're in foreclosure, that's a reason to
11 mismanage the estate because I don't think if they
12 can manage their own estate that they won't be able
13 to manage this one either. There's a number of
14 liens and -- there's a number of liens and judgments
15 against them right now that I pulled from
16 Mecklenburg County.

17 THE COURT: What is your response to that,
18 Mr. Corbett?

19 MR. CORBETT: Your Honor, I don't believe
20 that my client is on the stand. If she is serving
21 as the personal representative, there's no knowledge
22 here or even information that has been presented to
23 the court that they jointly hold this mortgage. If
24 so, that may be relevant, but at this point in time,
25 his mortgage may not have anything to do with my

1 client. I haven't seen any paperwork at this point,
2 nor have I been able to see it for its authenticity
3 --

4 MR. ADAMS: Well, I have one for her, too.

5 THE COURT: Well, I have -- I'm going to
6 sustain the objection based on your first objection,
7 which was relevance. I don't believe that's
8 relevant.

9 Mr. Adams?

10 MR. ADAMS: Well, these -- they have the
11 --

12 THE COURT: Don't argue with me, Mr.
13 Adams. Go ahead and ask your next question.

14 MR. ADAMS: No, I'm not arguing, ma'am. I
15 was just saying she got served a separate --

16 THE COURT: I've sustained the objection.
17 Go ahead and ask your next question.

18 MR. ADAMS: What does that mean when you
19 said --

20 THE COURT: That means that he objected to
21 your line of questioning about foreclosure, so that
22 means you need to not ask any more questions about
23 the foreclosure.

24 MR. ADAMS: Okay. Well, on top of that, I
25 do have the credit card fraud history that I got

1 from the Discover card people, and I have that to
2 submit to the court, the information from Experian
3 and information from Trans -- the one Mr. Ogbuneke
4 had gotten a credit card in my father's name and had
5 used it to --

6 MR. CORBETT: Objection, Your Honor.

7 THE COURT: The objection?

8 MR. CORBETT: This is not a question. We
9 would ask that opposing counsel does submit a
10 question to the witness on the stand.

11 THE COURT: I'm going to sustain that.

12 Mr. Adams, this gentleman on the stand is
13 not the personal representative of the estate, so
14 you need to ask --

15 MR. ADAMS: Oh, I'm sorry. Is that what
16 I'm doing wrong?

17 THE COURT: -- questions that are relevant
18 to -- if you want to ask the personal representative
19 that question, you may, but not --

20 MR. ADAMS: Okay. Then okay.

21 THE COURT: -- this witness.

22 MR. ADAMS: All right, then. I will --

23 BY MR. ADAMS:

24 Q. Mr. Ogbuneke, are you aware of any
25 financial issues that have been brought up and any

1 judgments or financial issues, problems that you're
2 having as -- at the home?

3 A. What do you mean problems I'm having at
4 home?

5 Q. Financial -- financial -- are you aware of
6 any of the Discover card charges?

7 A. I mean, what does that has to do with my
8 --

9 THE COURT: Just answer the question. Are
10 you aware or not?

11 MR. OGBUNEKE: No, I'm not.

12 BY MR. ADAMS:

13 Q. Oh, you're not aware that these charges
14 were made against the -- also, some of them were
15 used for Biltmore House and Walt Disney --

16 MR. CORBETT: Objection, Your Honor, facts
17 not in evidence.

18 THE COURT: I will sustain that.

19 Next question, Mr. Adams.

20 MR. ADAMS: That's all for this witness
21 right now.

22 THE COURT: Thank you.

23 MR. ADAMS: Yes, ma'am.

24 THE COURT: You may step down. Thank you.

25 All right, Mr. Adams. Call your next

1 witness, please.

2 MR. ADAMS: I'd like to call Ms. Betty
3 Ogbuneke, please.

4 THE COURT: All right. Ms. Ogbuneke -- am
5 I saying that right, Ogbuneke?

6 MS. OGBUNEKE: Uh-huh.

7 THE COURT: All right. Come on around and
8 just remain standing while I swear you in, and then
9 you may be seated. Raise your right hand, please.
10 Do you swear or affirm to tell the truth and nothing
11 but the truth, so help you, God?

12 MS. OGBUNEKE: I do.

13 THE COURT: Thank you. Please be seated
14 and take your mask off.

15 BETTY OGBUNEKE, having been first duly sworn, was
16 examined, and testified as follows:

17 DIRECT EXAMINATION

18 BY MR. ADAMS:

19 Q. Yes. Ms. Ogbuneke, I have a question. On
20 number three, venue for proceeding is proper in this
21 courthouse because it said decedent was domiciled in
22 the county at the date of death, and you listed 721
23 Ogden Road, Rock Hill, South Carolina. Is there a
24 reason why you would put 721 Ogden Road?

25 A. I need you to ask me that again because

1 when you said number three, I didn't know what you
2 was referring to.

3 Q. I'm referring to the application that you
4 submitted. I think that you might be aware of this
5 application that has your signature, but if you need
6 to review it, I'll be glad to let you hold it.

7 But on line number three it says venue for
8 this proceeding is proper in this county because
9 decedent was domiciled in the county at date of
10 death, and you put 721 Ogden Road, Rock Hill, South
11 Carolina. Is that where Mr. Adams was living when
12 he died?

13 MS. OGBUNEKE: What does "domiciled" mean?

14 THE COURT: Well, domiciled means a lot of
15 different things. There's certain indicia of
16 domicile: where a person actually physically
17 resides; where their driver's license is issued;
18 where they receive property tax notices; where the
19 address they put on their tax returns. It's a legal
20 term.

21 MS. OGBUNEKE: All of those things she
22 just mentioned are true. All of those things were
23 still in dad's name, and dad was still -- even
24 though dad was living at the nursing home, for many
25 years we have several records of where they always

1 ask on social security, where -- does he have plans
2 to move back home. I always put yes. We have
3 copies of all of those documents.

4 Dad's will was to always come back home
5 even though he was at the nursing facility where he
6 was trying to rehab and get better to go home. So
7 yes, that is what I put there because when I talked
8 to the clerk she said --

9 BY MR. ADAMS:

10 Q. Is it true, though, Ms. Adams -- is it
11 true --

12 (Simultaneous speaking.)

13 THE COURT: Wait, wait, wait.

14 MR. ADAMS: Is it true --

15 THE COURT: When an attorney objects, you
16 have to stop talking. Everybody has to stop
17 talking.

18 MR. ADAMS: Okay.

19 THE COURT: And let me just explain
20 something. Only one person can talk at once
21 because, for one thing, I'm recording this, and for
22 another thing, I can only hear one person at once.

23 MR. ADAMS: Yes, ma'am. I'm sorry.

24 THE COURT: And another thing is polite.

25 MR. ADAMS: Yes, ma'am.

1 **THE COURT:** So when he objects, everybody
2 stops talking.

3 Go ahead, Mr. Corbett.

4 **MR. CORBETT:** Objection, argumentative,
5 Your Honor.

6 **THE COURT:** All right.

7 And Mr. Adams, you need to ask your
8 question and allow her time to answer.

9 **MR. ADAMS:** Yes, ma'am. I'm sorry.

10 **THE COURT:** All right. Go ahead.

11 **MR. ADAMS:** I apologize to the court and I
12 apologize to counsel.

13 **THE COURT:** All right. Go ahead.

14 **BY MR. ADAMS:**

15 **Q.** As I was saying, Ms. Ogbuneke, is it true
16 -- how long did Mr. Adams stay outside of South
17 Carolina? How long was he 24 hours a day, seven
18 days a week, getting all of his mail? None of his
19 mail came to 721 Ogden Road. Where did his mail go?

20 **A.** Actually, you said in one of your
21 arguments that we received -- that the attorney has
22 -- you said that he still got mail there at the
23 house --

24 **Q.** Well, I --

25 **A.** -- that's in your own -- your own words.

1 One of the documents you filed, you said that he got
2 information at the house. A lot of his information
3 on his insurance and everything still came to the
4 house, and the rest of it didn't go to the nursing
5 home. It came to my house in care of Betty
6 Ogbuneke.

7 Q. Ms. Ogbuneke, where did -- Mr. Adams went
8 to Carolinas Medical Center many, many times.

9 A. Uh-huh.

10 Q. What address do they have listed as his
11 home address?

12 A. 721 Ogden Road. They also have 6218
13 Idlebrook, and they always have in the file as well
14 that he lives at the nursing home because they had
15 to get that information to know where to return him
16 to each time he left the hospital.

17 Q. Ms. Ogbuneke, where did he physically
18 reside?

19 A. He was in the nursing home.

20 Q. How long was he there?

21 A. You've put in there that he was there from
22 2007. I don't think you know.

23 Q. Well, I just asked you do you know?

24 A. Yes, I do.

25 Q. Well, how long --

1 A. Why don't you know?

2 THE COURT: Ms. Ogbuneke, just answer the
3 question.

4 MS. OGBUNEKE: I'm sorry. Okay. 2010.

5 MR. ADAMS: That's somewhat inaccurate,
6 too, because I got a letter from the nursing home
7 that --

8 MR. CORBETT: Objection, Your Honor
9 (inaudible).

10 THE COURT: Well, no commentary. You can
11 make that argument at the end.

12 MR. ADAMS: Yes, ma'am. Yes, ma'am.
13 Okay.

14 BY MR. ADAMS:

15 Q. So Ms. Ogbuneke, whenever they took Mr.
16 Adams out to the hospital, where did they return him
17 to? Where was he discharged to?

18 A. The thing is you don't know because you
19 never came to the hospital, but I'll --

20 Q. Oh.

21 A. -- go ahead and answer that.

22 MR. CORBETT: Objection, Your Honor. I
23 object to the witness's argumentative stance. I
24 think she does need to answer the question.

25 THE COURT: Yes. Thank you, Mr. Corbett.

1 (Simultaneous speaking.)

2 THE COURT: Don't interrupt the court.

3 MS. OGBUNEKE: I'm sorry.

4 THE COURT: When you're asked a question,
5 you don't get to ask questions back.

6 MS. OGBUNEKE: Okay,

7 THE COURT: You just answer the question.

8 MS. OGBUNEKE: Thank you, Your Honor.

9 THE COURT: Or comment on the question.

10 MS. OGBUNEKE: Thank you. What was the
11 question?

12 BY MR. ADAMS:

13 Q. I asked you where did they discharge Mr.
14 Adams from 2007, when he initially went out of the
15 home, until now?

16 A. Initially --

17 Q. No, no, no. I have an even better
18 question. From the time that Mr. Adams entered into
19 the nursing center, did he ever come back home out
20 of the -- out of the 17 -- out of the 17 or 18
21 years, did he ever come back to 721 Ogden Road?

22 A. Yes, he did, at the beginning and then --

23 Q. When -- no, no, no. Okay. Well, let's go
24 a little farther, then. Let's go --

25 THE COURT: Wait a minute, Mr. Adams. I

1 don't think she was through answering --

2 MR. ADAMS: Oh, I'm sorry. Oh, yes, yes.

3 THE COURT: You need to listen to the
4 answer, okay? And then ask your next question. All
5 right.

6 MR. ADAMS: Okay, then.

7 THE COURT: But let's make the answer
8 brief. I don't want a narrative. Just answer the
9 question.

10 MS. OGBUNEKE: Yes, ma'am.

11 Yes, he did.

12 BY MR. ADAMS:

13 Q. For what reason?

14 A. When he come back. If he was out, we used
15 to take dad out from the nursing home and bring him
16 home for the holidays --

17 Q. Oh --

18 A. -- sometime when he was home for the
19 holidays, if he got sick, they brought him back
20 there, and then we would have to take him back to
21 the nursing home.

22 Q. What home are you talking about, Ms.
23 Ogbuneke?

24 A. 721.

25 Q. Do you have any pictures that we brought

1 him home for the holiday? Do you have any
2 photograph to show the --

3 A. Actually --

4 Q. -- time we would have had a wonderful
5 time. I imagine we would have called all of his
6 kids over --

7 THE COURT: All right. I get the picture.
8 Finish the question.

9 MR. ADAMS: Well, yes.

10 BY MR. ADAMS:

11 Q. I would just like to know if there's any
12 -- does she have anything to show --

13 THE COURT: That would be is there any
14 proof.

15 BY MR. ADAMS:

16 Q. Is there any proof?

17 A. There wouldn't be because you refused to
18 give me any pictures. Remember? I don't even have
19 pictures from when I was a child. You took all of
20 them.

21 THE COURT: Okay. Next question.

22 BY MR. ADAMS:

23 Q. Ms. Ogbuneke, you also -- on the
24 application you said -- did the decedent have any
25 change of marital status or -- oh, excuse me.

1 That's the wrong one. I'm sorry.

2 Okay. Ms. Ogbuneke, do you have any
3 knowledge of Mr. Adams having any mental -- any
4 mental deficiencies, or was he mentally competent
5 when he was in the nursing home? Do you -- what was
6 your -- what was your --

7 MR. CORBETT: Objection, Your Honor,
8 relevance.

9 MR. ADAMS: Well, the application --

10 THE COURT: Well, I'm going to overrule
11 that.

12 Go ahead and ask the question. I know
13 where you're headed with that. You're looking at
14 that question number six on the application.

15 MR. ADAMS: Yes.

16 THE COURT: Okay.

17 BY MR. ADAMS:

18 Q. And I wanted to know if Mr. Adams had any
19 mental issue? Was there any mental handicaps or any
20 psychological problems with Mr. Adams?

21 A. From when?

22 Q. Any time. Any time from -- why was he in
23 the nursing facility. Any time. Any time that you
24 can recollect.

25 A. The reason we put him in there is because

1 he had -- he had beginning stages of Alzheimer's.

2 Q. Uh-huh. And what else? Was there any
3 other issues?

4 A. No, he did not have a mental issue. He
5 had the beginning stage of Alzheimer's, but he was
6 not in a mental institution.

7 Q. No, that's not the question I asked. I
8 asked you did Mr. Adams have a mental issue. I did
9 not say --

10 A. I guess you need to clarify --

11 Q. -- if -- I did not --

12 THE COURT: I'm going to object to that.
13 That's been asked and answered. Go ahead --

14 MR. ADAMS: Well, she saying that he --

15 THE COURT: -- and ask your next question.

16 MR. ADAMS: Okay.

17 BY MR. ADAMS:

18 Q. Ms. Ogbuneke, why were you given a -- a
19 restraining order from the Rock Hill Police
20 Department?

21 A. Yeah, I don't know. When I come down to
22 the house, they presented it. You brought it off
23 the porch. You had the document laying on the
24 porch, and you handed it to them. I didn't even
25 know there was one.

1 Q. Oh --

2 A. I had not been served.

3 Q. Oh, are you saying that the police gave me
4 a restraining order for you and you had not done a
5 single thing?

6 A. I don't -- that wasn't the question.

7 Q. I asked you, Ms. Ogbuneke, why did the
8 police issue a restraining order --

9 MR. CORBETT: Objection, Your Honor.

10 MS. OGBUNEKE: I have no idea. I thought
11 you issued it.

12 THE COURT: Your objection is?

13 MR. CORBETT: Asked and answered.

14 THE COURT: I will sustain that objection.

15 MR. ADAMS: She didn't answer the
16 question.

17 THE COURT: Yes, she did. I heard her
18 answer it.

19 MR. ADAMS: Okay.

20 THE COURT: Move on to the next question.

21 BY MR. ADAMS:

22 Q. Ms. Ogbuneke, the restraining order by the
23 police department in Rock Hill was given to you
24 while you were -- when you were in the street. You
25 were out in the street in the middle of the road,

1 and they had already asked you to leave several
2 times, so if you're not aware of the -- if you're
3 not aware of the restraining order, I think that I
4 do have a copy of it here if she --

5 MR. ADAMS: I'm not sure why she would not
6 know, but she had come --

7 BY MR. ADAMS:

8 Q. Ms. Ogbuneke, another question --

9 A. Hmm-mm.

10 MR. CORBETT: Your Honor, I would ask that
11 the record be struck. That was not a question. We
12 would object to any sort of narrative given by --

13 THE COURT: Yes, I did want to caution Mr.
14 Adams. I was telling you earlier that you can't be
15 both the witness and an advocate. You have to
16 either ask questions and listen to the answer and
17 ask the next question. You can't engage in a
18 narrative about -- that's for the end when you make
19 your arguments, your closing arguments.

20 MR. ADAMS: Okay. I do apologize. I was
21 not aware --

22 THE COURT: What your time to do right now
23 is elicit the facts.

24 MR. ADAMS: Yes, I'm trying to get the
25 facts out.

1 **THE COURT:** Okay. So proceed.

2 **MR. ADAMS:** Here is a copy of the
3 restraining order that was given by one of the
4 police at the -- at the residence when Ms. Ogbuneke
5 came. She was visibly --

6 **MR. CORBETT:** Objection, facts not in
7 evidence at this point. I think if he gets this
8 into evidence, he can possibly testify. If he calls
9 himself as a witness, however, at this point in
10 time, I --

11 **MR. ADAMS:** I have video --

12 **THE COURT:** Well, here's what we can do.
13 If you will show that to the witness, Mr. Adams, and
14 have her identify it. You have to lay a foundation
15 for any evidence you are trying to put into the
16 record.

17 **MR. ADAMS:** Yes, ma'am. Do I need to make
18 a copy for him, or what do -- what do I need --

19 **MS. OGBUNEKE:** I haven't seen this.

20 **THE COURT:** Don't talk.

21 You should have already had a copy, but
22 for now I want you to go ahead and have her identify
23 it.

24 **MR. ADAMS:** I can let them have this one,
25 and I can get --

1 THE COURT: Just have her identify it,
2 please.

3 MR. ADAMS: Yes.

4 MS. OGBUNEKE: No, I've never seen this,
5 Your Honor.

6 THE COURT: All right.

7 MS. OGBUNEKE: They never gave me
8 anything.

9 THE COURT: All right. Hand it back.

10 BY MR. ADAMS:

11 Q. Well, Ms. Ogbuneke, when you left, how
12 were you behaving? Were you pretty mad when you
13 left? I mean, I remember you out in the middle of
14 the street. Was there any reason for you to have
15 your door open in the middle of the -- on that day?
16 Was there any reason? You were -- you were visibly
17 very -- I do have video footage I --

18 MR. CORBETT: Objection, Your Honor.
19 Similar objection.

20 THE COURT: You know, you're testifying,
21 Mr. Adams. You need to ask questions.

22 BY MR. ADAMS:

23 Q. Ms. Ogbuneke, for what reason were you in
24 Ogden Road with your door open?

25 A. I was at Ogden Road because the court told

1 me I had to come down there and do -- what is it
2 called -- inventory. That is what the clerk or
3 court told me I had to come down and do inventory.

4 So I had asked for the police to come down
5 there with me because I knew how you would act. And
6 I told them to bring two officers, so they brought
7 two down there. And sure enough, when you came, you
8 did just what we thought. That's why I was there.

9 Q. Did you --

10 A. The door was open for me to get in the
11 Jeep.

12 Q. No.

13 THE COURT: All right. Ask the next
14 question.

15 MR. ADAMS: Oh.

16 BY MR. ADAMS:

17 Q. Ms. Ogbuneke, when you were calling the
18 police -- when you called the police to make an
19 escort -- can you tell me approximately what date
20 the court -- the probate office asked you to come
21 and do the inventory?

22 A. The same date we have on file there.

23 Q. What date is that, please?

24 THE COURT: No, you can't be coached by
25 your lawyer. Just answer the question.

1 MS. OGBUNEKE: Oh, no. I thought he had
2 the --

3 THE COURT: If you don't know the answer,
4 say you don't know.

5 MS. OGBUNEKE: I don't know the answer.

6 BY MR. ADAMS:

7 Q. Okay. So when you came down and you were
8 out in the street and -- and when you came to the
9 probate office and they told you to give the -- to
10 do the inventory, when you called the police, at any
11 time a week or two weeks prior to that, did you call
12 Mr. Joe Louis Adams, Jr., myself, and let me know
13 that you were coming, or did you more or less just
14 show up unannounced or -- or was there an
15 announcement -- any announcement whatsoever?

16 A. Yes, there was. I called you over the
17 phone. You had company, and I told you the court
18 has asked me to come there, what day do you want me
19 to come. And you said, "You're not coming here." I
20 said I have to come because they want me to come
21 there for inventory, and you said no and called me
22 all kind of names. That's the same thing you did
23 when I was in the street, call me out of my name.

24 Q. Oh -- oh, did I?

25 A. So many times.

1 Q. Oh, did I?

2 THE COURT: You're arguing back and forth.

3 Just ask --

4 MR. ADAMS: I have one question.

5 THE COURT: -- questions.

6 BY MR. ADAMS:

7 Q. How far is it from the street to the front
8 porch of the house? How far --

9 A. We were all in -- in --

10 Q. I was on the front porch --

11 THE COURT: Sir, you --

12 No, not you.

13 MR. CORBETT: Oh, sorry.

14 THE COURT: Mr. Ogbuneke, you will be
15 excused from the courtroom. Leave.

16 He was making gestures, coaching.

17 All right. Go ahead, Mr. Adams.

18 MR. ADAMS: Yes, ma'am.

19 BY MR. ADAMS:

20 Q. Ms. Ogbuneke, how far is it from the
21 middle of the road if you back your car into the
22 middle of the road? How far is it from the middle
23 of the road to the front porch, if you look at the
24 driveway and up on top of the front porch?

25 A. I'm not sure. I'm not a -- I'm not an

1 engineer.

2 Q. Oh, so would you say that you haven't been
3 to the residence in so long you can't estimate? Is
4 that what you're --

5 A. That wasn't the question.

6 Q. Well, I'm asking you would you please
7 estimate how far do you think it is from the street
8 to the front porch of the house?

9 A. I'm not sure.

10 Q. Okay. Well, it's approximately maybe a
11 hundred feet, maybe a hundred and --

12 MR. CORBETT: Objection, Your Honor, facts
13 not in evidence.

14 THE COURT: And honestly, Mr. Adams, I
15 don't see the --

16 MR. ADAMS: Well, I'm making a point. I
17 -- I --

18 THE COURT: Mr. Adams, you do not
19 interrupt a judge when she's talking to you. I
20 don't see the point in that question. You've made
21 it very clear to the court that there was a
22 restraining order that was issued --

23 MR. ADAMS: Well --

24 THE COURT: -- and that there was a
25 problem with it.

65

1 MR. ADAMS: Okay.

2 THE COURT: Let's move on to the next
3 question.

4 MR. ADAMS: Yes, ma'am, okay. Okay. Yes,
5 ma'am.

6 BY MR. ADAMS:

7 Q. Ms. Ogbuneke, have you ever paid any taxes
8 on the property at 721 Ogden Road?

9 A. Actually, yes, I have.

10 Q. Do you have the documents to show for the
11 court?

12 A. I'm sure they have it at city hall, and I
13 can have them pulled.

14 Q. At city hill, Ms. Ogbuneke?

15 A. Yes, down in Rock Hill at the city. I
16 sure did. Before mom died, I started paying the
17 taxes for dad up until --

18 Q. In 2004 --

19 A. -- up until you moved into the house and
20 started trying to pay them and you would go up there
21 before me and pay them, and when I say, oh, let's
22 pay them together, you say, I already paid them.

23 MR. CORBETT: Objection, Your Honor,
24 relevance to this line of questioning.

25 THE COURT: Yeah. I have to sustain that.

1 Mr. Adams, that really has absolutely
2 nothing to do with the appointment of a personal
3 representative. Nothing to do with it.

4 MR. ADAMS: Well, the point I was trying
5 to make was that the -- Ms. Ogbuneke had abandoned
6 the --

7 MR. CORBETT: Objection, Your Honor, facts
8 not in evidence. He's not testifying.

9 THE COURT: I'll sustain the objection.
10 You need to move on to your next question.

11 MR. ADAMS: All right.

12 BY MR. ADAMS:

13 Q. Ms. Ogbuneke, it says here, to the best of
14 your knowledge, was the decedent a patient in a
15 nonprivate State of South Carolina mental health
16 facility during his or her lifetime, and I -- I'm
17 not exactly sure if the Piedmont Medical Center
18 mental ward is considered a facility, but Mr. Adams
19 did --

20 MR. CORBETT: Objection, Your Honor, facts
21 not in evidence.

22 THE COURT: I sustain that.

23 Just ask the question. Go ahead and ask
24 the question.

25 BY MR. ADAMS:

1 MR. ADAMS: Okay.

2 THE COURT: Now, the reason this question
3 is on here is because there are people that are
4 admitted to mental health hospitals that are run by
5 the state. South Carolina DMH, Department of Mental
6 Health, runs hospitals. And if a person is a
7 resident in a hospital and uses the resources of the
8 state, then those organizations can sometimes file
9 claims against the estate.

10 MR. ADAMS: Oh.

11 THE COURT: That's why this question is on
12 here.

13 MR. ADAMS: Okay.

14 THE COURT: It has nothing to do with the
15 cognitive abilities of the decedent at the time that
16 the person made a will or passed away or any of
17 that. That's the purpose of that question.

18 MR. ADAMS: Okay.

19 BY MR. ADAMS:

20 Q. Question number seven, has a guardian or
21 conservator ever been appointed by a court for this
22 person, Ms. Ogbuneke?

23 A. I was.

24 Q. You were, right?

25 A. That is correct. And --

1 Q. Well, right --

2 A. -- that was because you filed -

3 Q. -- here you -- well, right here --

4 A. -- for it and then they -- the court gave
5 the --

6 THE COURT: Wait a minute. What have I
7 been telling y'all? You got to ask a question. You
8 got to answer it. And you have to give the other
9 person an opportunity to speak, okay? Go ahead --

10 MS. OGBUNEKE: -- continue my answer?

11 THE COURT: No, because I want to talk
12 about his question, too.

13 MS. OGBUNEKE: Okay.

14 THE COURT: Okay. Has a guardian or
15 conservator ever been appointed by the court for
16 this person? You said no. Now you're saying yes.

17 MS. OGBUNEKE: No. I said yes. He said
18 no.

19 MR. ADAMS: No, you said no.

20 THE COURT: You said no on this
21 application.

22 Have you ever been legally appointed by --

23 MS. OGBUNEKE: Yes, ma'am.

24 THE COURT: -- a probate court as the
25 guardian for -- or conservator for your father?

1 MS. OGBUNEKE: He filed -- my brother
2 filed for guardianship for my dad, and then they
3 turned -- the court turned around and they took me
4 -- we had -- what do you call it -- because of
5 COVID, we had to do it online. And then they gave
6 me guardianship for it. He has to pay the court for
7 it.

8 MR. ADAMS: He was -- because she was in
9 Charlotte in North Carolina, but they --

10 THE COURT: Is that --

11 (Simultaneous speaking.)

12 MR. ADAMS: She was restricted form the
13 estate in South Carolina.

14 MS. OGBUNEKE: No, I wasn't.

15 MR. CORBETT: Your Honor --

16 (Simultaneous speaking.)

17 THE COURT: Hang on a minute. I don't
18 want any more back and forth. What will happen now
19 is that Mr. Corbett's going to have an opportunity
20 to ask this lady questions, and he will be able to
21 clarify that.

22 MR. ADAMS: Okay.

23 THE COURT: The fact is it does say "no"
24 on here. So go ahead with your next question, Mr.
25 Adams.

1 MR. ADAMS: Oh, is it still -- I can still
2 ask questions?

3 THE COURT: Yeah. He gets a turn after
4 you're finished.

5 MR. ADAMS: Oh, I thought you were saying
6 that he could -- okay.

7 BY MR. ADAMS:

8 Q. Ms. Ogbuneke, are you aware in any degree
9 -- are you aware, even in the smallest portion, of
10 any civil litigation that Mr. Joe Louis Adams is
11 involved in?

12 MS. OGBUNEKE: Is there any way for him to
13 look at me instead of like looking across the room
14 --

15 THE COURT: No. It's not up to you to
16 criticize his stance or what he's looking at. Just
17 answer the question.

18 MS. OGBUNEKE: Okay.

19 THE COURT: Don't try the patience of the
20 court. Go ahead. Answer the question.

21 MS. OGBUNEKE: I -- can he ask me again?
22 I forgot.

23 THE COURT: Yes. Please ask the question
24 again.

25 MR. ADAMS: Yes, ma'am.

1 BY MR. ADAMS:

2 Q. I was just asking you if at any -- in any
3 degree, no matter how small it is, are you aware of
4 any civil litigation that Mr. Joe Louis Adams, Sr.
5 is involved in?

6 A. No. Mr. Joe Louis Adams, Sr. is not
7 involved in any litigation, but you are. The
8 litigation that has been filed is under Joe Adams,
9 Jr.

10 Q. Oh, Ms. Ogbuneke, could you please explain
11 what that litigation is about? What is the subject
12 matter of that litigation?

13 A. I can't remember what you told me. What
14 is it?

15 THE COURT: No. Don't ask questions.
16 Just answer the question. Just say you don't
17 remember.

18 MS. OGBUNEKE: I don't remember.

19 BY MR. ADAMS:

20 Q. Ms. Ogbuneke, do you remember exactly why
21 Mr. Joe Louis Adams, Sr. passed -- what was the
22 cause of death?

23 A. Yes.

24 Q. Can you please tell the court what the
25 cause of death was?

1 A. I don't have the exact wording for it.

2 Q. Well, I think there's a death certificate
3 here that maybe Mr. Corbett can -- a death
4 certificate clearly states what the cause of death
5 was.

6 MR. ADAMS: If Mr. Corbett would be so
7 kind as to share it so she can see what the cause of
8 death was and maybe she may --

9 THE COURT: Mr. Adams, take that court
10 file and have her identify it and bring it back to
11 me.

12 MS. OGBUNEKE: Yes.

13 BY MR. ADAMS:

14 Q. Can you please tell me what the cause of
15 death was? What does it say? Do you have -- oh,
16 I'm sorry. Ms. Ogbuneke, I apologize.

17 Do you have one of those? Do you have an
18 official copy?

19 A. I don't.

20 Q. Oh, are you saying that the funeral home
21 never gave you a copy?

22 A. You asked me did I have one now.

23 THE COURT: Mr. Adams, I don't know what
24 --

25 MS. OGBUNEKE: I mean, what is -- what is

1 --

2 THE COURT: Stop talking.

3 MS. OGBUNEKE: I'm sorry.

4 THE COURT: When I talk, you don't. Is
5 that clear? Do I need to get a deputy in here?

6 MS. OGBUNEKE: No, ma'am. I'm sorry.

7 THE COURT: All right. Now, that has got
8 nothing to do -- that is in the file because
9 somebody brought it to the court.. I would suspect
10 it was Ms. Ogbuneke.

11 MR. ADAMS: I was --

12 THE COURT: All right? So ask her to
13 identify the cause of death, like you started out.

14 MR. ADAMS: Yes. I'm sorry.

15 BY MR. ADAMS:

16 Q. Ms. Ogbuneke, can you please tell the
17 court what the cause of death was?

18 A. Severe sepsis, infected multiple -- I
19 can't say these words -- severe something colon and
20 oste something.

21 Q. Ms. Ogbuneke, do you not run a healthcare
22 agency? Don't you run a -- oh, God.

23 Ms. Ogbuneke, don't you run a private
24 nursing facility where you're certified by the state
25 as a caregiver and a nurse -- don't you provide

1 training for nurses and haven't you been working in
2 the nursing and healthcare industry for quite a
3 while as --

4 MR. CORBETT: Objection, Your Honor.
5 Compound question.

6 THE COURT: Sustained.

7 Mr. Adams, I can read the death
8 certificate. Just hand that back to me, please.

9 MR. ADAMS: Yes, ma'am.

10 THE COURT: And let's move on to the next
11 question.

12 MR. ADAMS: Yes, ma'am.

13 BY MR. ADAMS:

14 Q. Ms. Ogbuneke, how long would you say it
15 has been -- prior to your visit on August the 14th
16 -- how long would you estimate it has been that you
17 have actually come to Mr. Adams' estate to know what
18 -- what the contents are? How long has it been?

19 A. It was whenever I took dad from down there
20 because you weren't feeding him. You weren't
21 feeding him, and you were leaving him on the front
22 porch in the sun, and the neighbors were calling.
23 So whatever year that is, you should remember
24 because you were abusing him.

25 Q. Oh, was I?

1 A. That's why neither one of us were there.

2 Q. Okay. So Ms. Ogbuneke, are you actually
3 saying to the court that I abused Mr. Joe Louis
4 Adams, Sr.?

5 A. That's exactly what I'm saying.

6 Q. Are you saying that I did not take good
7 care of him, and that the neighbors would testify --
8 are you saying that they -- you said they were
9 witnesses across the street --

10 MR. CORBETT: Objection, Your Honor,
11 relevance.

12 THE COURT: Yes. Mr. Adams, anything that
13 happened like that prior to Mr. Adams' death is not
14 relevant to our inquiry today.

15 MR. ADAMS: Okay.

16 THE COURT: So let's just cease -- desist
17 and de cease --

18 MR. ADAMS: On that --

19 THE COURT: -- cease and desist from that
20 line of questioning.

21 MR. ADAMS: Let me just take a moment to
22 look at the application a little longer for a
23 moment.

24 THE COURT: Go ahead.

25 BY MR. ADAMS:

1 Q. Oh, on question number three again, I'd
2 like to revisit that, please. Ms. Ogbuneke, this
3 was a multiple-choice question. It was a multiple-
4 choice question. And on the second -- the second
5 line, it asks a specific question --

6 MR. CORBETT: Objection, Your Honor --

7 MR. ADAMS: -- of the --

8 MR. CORBETT: -- not in evidence. This
9 documents has never been recorded as an exhibit in
10 this hearing --

11 MR. ADAMS: This is the application for --

12 THE COURT: Well, let me just -- I want to
13 short-circuit some of this because I think it's,
14 frankly, nonproductive. When we take an application
15 for probate, if a person is a nonresident of the
16 State of South Carolina, they would check the box,
17 and if they own property here they could check the
18 block that says that they were not domiciled here,
19 but they had property here.

20 MR. ADAMS: That is the -- that is the --

21 THE COURT: Now, if the person was
22 actually a resident -- had certain indicia of
23 domicile, as is checked in the first one, then that
24 box would be checked. It is an either/or question.
25 But I want you to understand that this court could

1 have taken jurisdiction of this estate if either of
2 those boxes were checked, so it really doesn't make
3 any sense to proceed --

4 MR. ADAMS: Well, no, the --

5 THE COURT: -- of reasoning for that line
6 of questioning.

7 MR. ADAMS: Oh, I'm sorry. I'm sorry.
8 Your Honor, the only reason I was trying to ask that
9 question was because the defendant --

10 MR. CORBETT: Objection, Your Honor --

11 MR. ADAMS: -- well, not --

12 MR. CORBETT: -- facts not in evidence.

13 MR. ADAMS: I didn't get a chance to ask
14 the question yet.

15 THE COURT: Well --

16 MR. ADAMS: I didn't get a chance --

17 THE COURT: -- I'll overrule that. Let me
18 let him finish, and then --

19 MR. ADAMS: I was just saying that there's
20 been an integrity issue, and that is part of my
21 reason for not wanting Ms. Ogbuneke to be the
22 personal representative, so that's the reason why --

23 THE COURT: Do you have -- let me ask you
24 this, Mr. Adams. Do you have any evidence that she
25 has not performed her duties as personal

1 representative?

2 MR. ADAMS: She hasn't had a chance to
3 yet. There hadn't been a --

4 THE COURT: So you have no evidence that
5 she has not performed her duties?

6 MR. ADAMS: Well, as far -- as to now, no,
7 she has not.

8 THE COURT: Okay.

9 MR. ADAMS: 'So far as to now, she has not
10 performed her duties, none of them, as far as I
11 know. When she was supposed to serve me with a
12 letter that let me know that they were --

13 THE COURT: We're going to talk about
14 that.

15 MR. ADAMS: Okay. But as far as I can
16 see, I've not had -- she has not done anything -- as
17 far as I can see, she has not done anything since
18 she has become personal representative at all, so if
19 she has done anything, I don't know about it.

20 THE COURT: Okay. Go ahead. Next
21 question.

22 MR. ADAMS: So there were -- I do have a
23 -- an issue with the -- with the integrity. I felt
24 as though that we were both very young when the will
25 was actually written --

1 THE COURT: Now you're testifying again,
2 so you need to ask a question.

3 MR. ADAMS: Okay.

4 BY MR. ADAMS:

5 Q. Ms. Ogbuneke, would you -- would you
6 expect a maybe 16-year-old to know how to deal with
7 even regular issues of life or regular issues of
8 legal issues? How would you feel that a 16-year-old
9 or younger would deal with legal issues? Would you
10 feel like that would be appropriate to give a 16-
11 year-old or a 12-year-old authorities or to give
12 them the rights at that age, or did you -- yes,
13 ma'am, that's the question.

14 MR. CORBETT: Objection, Your Honor,
15 relevance.

16 THE COURT: Sustained. Go on to the next
17 question, Mr. Adams.

18 MR. ADAMS: All righty.

19 BY MR. ADAMS:

20 Q. So Ms. Ogbuneke, as far as your knowledge,
21 you're saying that all of the statements that you
22 made in this application were all true?

23 A. That is correct, but I do know that when I
24 answered that thing on the guardianship, I need to
25 go back and see when the guardianship court date

1 was.

2 Q. December the 4th, Ms. Ogbuneke.

3 A. I -- I need to see that.

4 Q. It was December the 4th.

5 A. Do you have that with you?

6 Q. I sure do. Do you need to see it?

7 THE COURT: Let's just wait until you have
8 an opportunity to ask questions. I'll ask your
9 attorney to clarify that.

10 MS. OGBUNEKE: Uh-uh.

11 BY MR. ADAMS: ;

12 Q. So at the bottom of this application it
13 says, verification, the undersigned being sworn
14 states that the facts set forth in the foregoing
15 statement are true to the best of the undersigned's
16 knowledge --

17 A. Uh-huh.

18 Q. -- information and belief, and hereby
19 submits to the court jurisdiction in this matter.
20 So Ms. Ogbuneke, when you signed this, did you
21 review the application to know that there -- or was
22 there any reason that you would sign this knowing
23 that there were mis -- there were false statements
24 in the -- in the application process?

25 A. Again, I don't know when I was served the

1 information about the guardianship, but when I --
2 when I received that, but to my knowledge,
3 everything I wrote in there was correct, and I don't
4 have the paperwork to know when because everything
5 you filed for me was late. So I don't know when I
6 got that information.

7 I remember the attorney -- the guardian --
8 the guardian ad litem told me that I should have
9 already had that information, and I didn't have it,
10 so I know I was served very late for that, but I
11 don't know the timing between that and when I filled
12 out that application.

13 Q. I think you're misunderstanding the
14 question, Ms. Ogbuneke. Let me re -- let me go back
15 and read the question --

16 A. I did answer yes.

17 Q. No, no. I need for you to answer this
18 question directly. Ms. Ogbuneke, I'm going to
19 repeat this question again. Would you like to have
20 -- to be able to review the bottom paragraph of the
21 application so that you -- so that I don't have to
22 read it? You can just read it yourself.

23 A. That was my answer.

24 THE COURT: I heard her answer it, Mr.
25 Adams. She said yes.

FE

1 MR. ADAMS: Okay.

2 BY MR. ADAMS:

3 Q. Ms. Ogbuneke, when Mr. Joe Adams passed
4 and we were trying to find a nursing home -- I mean,
5 a funeral home, who came up with the idea -- oh, I'm
6 sorry. I asked the wrong question.

7 Not who came up with the idea, but how did
8 the payment end up being paid? How was that paid?

9 A. Because you refused, you said that we
10 weren't going to have the funeral on the scheduled
11 date because you didn't have the money, and then you
12 told the funeral home director, Mr. Waters, that you
13 -- if you didn't have the money, he wasn't going to
14 be buried on that date we had already put in the
15 newspaper. So I told Mr. Waters it's okay. Dad
16 deserves to be buried on the date that we said, and
17 I paid the whole thing --

18 Q. Ms. Ogbuneke --

19 A. -- because you were making threats.

20 Q. Ms. Ogbuneke --

21 THE COURT: What I heard was that she has
22 paid the funeral bill. Now, go to your next
23 question.

24 MR. ADAMS: Ms. Ogbuneke paid the funeral
25 bill. What she's saying is not completely correct.

1 THE COURT: Then ask the question.

2 BY MR. ADAMS:

3 Q. Ms. Ogbuneke, we were in a contract with
4 Green's Funeral Home.

5 MR. ADAMS: She was supposed to pay her
6 half, and I was supposed to pay my half. We entered
7 into a --

8 THE COURT: Well, let me stop you. She's
9 already said she paid the whole funeral bill.

10 MR. ADAMS: But -- okay, that's the whole
11 point. She paid the whole funeral bill by coming to
12 Rock Hill unannounced and paid the funeral bill so
13 that I could not include --

14 MR. CORBETT: Objection, Your Honor --

15 MR. ADAMS: No, this is -- this is the way
16 I've been dealing with this --

17 THE COURT: But this is not relevant to
18 determining who a personal representative is going
19 to be. This is --

20 MR. ADAMS: Well, it's a character --

21 THE COURT: -- this is a family
22 dysfunction issue, and we are not going there today.

23 MR. ADAMS: Okay. Well, I don't mean to.

24 I ask --

25 THE COURT: Ask your next question.

1 MR. ADAMS: Okay, Your Honor. Yes, ma'am.

2 Yes, ma'am.

3 BY MR. ADAMS:

4 Q. Ms. Ogbuneke, were you aware --

5 MR. ADAMS: Your Honor, I've injured my
6 leg. I need to sit down.

7 THE COURT: Oh, you can certainly sit
8 down. Just pull that microphone down so it picks
9 you up because this is being recorded.

10 MR. ADAMS: Yes, ma'am.

11 BY MR. ADAMS:

12 Q. Ms. Ogbuneke, so you stated to the court
13 -- well, let me just go back a little bit. Can you
14 please tell us where Mr. Adams --

15 THE COURT: Let me tell you something, Mr.
16 Adams.

17 MR. ADAMS: -- Mr. Adams lived?

18 THE COURT: You've got about five more
19 minutes.

20 MR. ADAMS: I only have one more question.

21 THE COURT: Good.

22 BY MR. ADAMS:

23 Q. Can you tell us where Mr. Adams lived when
24 he -- after he got into the -- this disabled -- you
25 mentioned that he entered into the nursing facility.

1 Can you tell us what nursing facility he entered
2 into?

3 A. Yes. He entered into Britthaven for about
4 two months, and then he went to Royal Park, which
5 was actually Liberty at the time, and now they're
6 known as Royal Park. I know because I filled out
7 all the paperwork.

8 Q. Yes. Ms. Ogbuneke, did you -- are you
9 saying that you filled out all the paperwork and
10 that you were in complete -- are you -- can you
11 expand on that a little bit more?

12 A. I'm confused as to the question. You're
13 going to have to elaborate.

14 Q. Well, you mentioned that you had -- you
15 knew that that was true because you filled out all
16 the paperwork.

17 A. Uh-huh.

18 Q. What about at Royal Park?

19 MR. CORBETT: Objection, Your Honor,
20 relevance.

21 THE COURT: I'll sustain that. I don't
22 see what that's got to do with it either.

23 MR. ADAMS: Well, I was just making a
24 point that Ms. Ogbuneke -- I've had --

25 MR. CORBETT: Your Honor, facts not in

1 evidence.

2 **THE COURT:** I already sustained the
3 objection. Just move on. Do you have any more
4 questions?

5 **MR. ADAMS:** Yes, ma'am. I don't have --
6 will I get another chance to ask questions, or is
7 that the end of my questions?

8 **THE COURT:** That's the end of your
9 questioning.

10 **MR. ADAMS:** I had a statement that I
11 wanted to read --

12 **THE COURT:** Well, you'll have an
13 opportunity to make a statement at the end.

14 **MR. ADAMS:** Okay.

15 **THE COURT:** You get -- at the end of a
16 trial, each party has the right to make a closing
17 argument, so you'll have the right to do that at the
18 end. But we're going to have to cut it short
19 because we've got deputies that are going to be on
20 overtime here pretty soon.

21 **MR. ADAMS:** Okay. Yes, ma'am.

22 **THE COURT:** Mr. Corbett, go ahead and ask
23 your questions of this witness.

24 **MR. CORBETT:** May it please the court,
25 Your Honor?

1 THE COURT: Certainly.

2 CROSS-EXAMINATION

3 BY MR. CORBETT:

4 Q. Ms. Ogbuneke, when did you become the PR
5 of this estate?

6 A. When I came up here.

7 Q. When would that be?

8 A. We're in what, August? I want to say
9 around April, May, somewhere in there, June. I'm
10 not quite sure. It was last year, I think.

11 Q. So it was this year or last year? What
12 year was it, calendar year?

13 A. It had to be this year.

14 Q. And your father passed away in February of
15 this year --

16 A. In February of this year, yes. On the
17 12th.

18 Q. So after your father passed away, you
19 petitioned to become the personal representative
20 pursuant to the will, is that correct?

21 A. Well, when I went up there, the clerk of
22 court told me because mom and dad had named me as
23 executrix, that that would make me the PR for the
24 account.

25 Q. And after having that information, you

1 were appointed as the PR, is that right?

2 A. Yes, sir.

3 Q. And since that, you have called your
4 brother to try and see what was in the house, is
5 that right?

6 A. That's correct.

7 Q. And you came into our office for a
8 consultation, is that correct?

9 A. Yes.

10 Q. And would you believe that that day was
11 July 13th of 2021?

12 A. That's correct.

13 Q. And on July 13th of 2021, you then, after
14 that, if not that night, the day after, went to
15 inventory the house, is that correct?

16 A. That's correct.

17 Q. So it was seven -- it was October -- July
18 13th or 14th, is that correct?

19 A. Yes.

20 Q. And that's the first time you traveled to
21 the house, but you had called him beforehand,
22 correct?

23 A. That is correct.

24 Q. And he refused to let --

25 MR. ADAMS: Objection.

1 MR. CORBETT: -- you in the house,
2 correct?

3 MS. OGBUNEKE: That is correct.

4 MR. ADAMS: Objection.

5 THE COURT: What is your objection?

6 MR. ADAMS: There's no evidence of any of
7 this, what he's saying. There's no evidence.

8 THE COURT: Well, that's why he's asking
9 her the questions. Go ahead.

10 BY MR. CORBETT:

11 Q. And in the line of questioning today, did
12 it kind of seem like your brother may not have
13 received that phone call from you, is that what he's
14 trying to say?

15 A. That's what he's trying to say.

16 MR. CORBETT: May I approach the witness,
17 Your Honor?

18 THE COURT: Yes.

19 BY MR. CORBETT:

20 Q. Have you reviewed his complaint in this
21 case -- his petition, I should say, through a
22 (inaudible) personal representative?

23 A. Yes.

24 Q. In there, doesn't he mention that he
25 doesn't understand why you would have to come for an

1 inventory of the estate?

2 A. Yes.

3 Q. And that document is dated what day?

4 A. It's filed on July 12th, 2021.

5 Q. Which would have been a day or two before
6 you even went for an inventory, isn't that right?

7 A. That's correct.

8 Q. So you've been trying to do your job in
9 this case, isn't that right?

10 A. Yes, I have.

11 Q. And during this entire process, your
12 brother has tried to stop you from doing it because
13 he doesn't like what the will says, is that right?

14 A. Continuous.

15 Q. So your understanding as PR, you have to
16 determine if there is any property left in that
17 house of your father's, right?

18 A. That is correct. That's what they told me
19 at the court.

20 Q. How long has your brother lived in that
21 house?

22 A. He was there for the first 17 years of his
23 life, and then he left and went to New Jersey and
24 stayed until he was maybe in his late 30s or 40s and
25 came back because my mom was sick with pancreatic

1 cancer. So he was gone a long time.

2 Q. So if we could give a date as to when he
3 moved back into the house and has stayed since, what
4 date -- what year do you think that would be?

5 A. Mom died that February -- that July, so --

6 MR. ADAMS: Objection.

7 MS. OGBUNEKE: -- it was in --

8 MR. ADAMS: Mom died in September.

9 THE COURT: All right. Thank you.

10 MS. OGBUNEKE: Mom had -- I'm sorry, mom
11 had -- got sick in July, July 5th, and then she died
12 on September the 11th of 2004. So he would have
13 came around August of 2004.

14 BY MR. CORBETT:

15 Q. And since 2004, he's lived in that house?

16 A. Uh-huh. Between that house and the house
17 beside it.

18 Q. When your father was moved out into the
19 assisted living facility, did he ever change his
20 driver's license?

21 A. No.

22 Q. Did you ever went to sell the house?

23 A. No.

24 Q. And the house is still in his name?

25 A. Still in his name.

1 Q. And he was fine with your brother living
2 there, wasn't he?

3 A. He was.

4 Q. And let's talk about the guardian ad
5 litem. Was there ever a guardian ad litem appointed
6 over your father for the long-term, or was it
7 temporary?

8 A. Yes, it was. It was Mr. Byron (phonetic).
9 The court had appointed Mr. Byron -- Baron, B-a-r-o-
10 n -- had appointed him, and then when he appointed
11 him, my brother fell out with Mr. Baron and started
12 trying to get him disbarred and really made trouble
13 for Mr. Baron and called him all kind of names. He
14 even went up to the office --

15 MR. ADAMS: Objection, objection.

16 MS. OGBUNEKE: He --

17 MR. ADAMS: Objection.

18 THE COURT: When there's an objection, you
19 have to stop talking.

20 What is your objection?

21 MR. ADAMS: These are -- what she's
22 saying, there is no evidence to this. There's no
23 evidence. There's no submission to the bar. There
24 are no letters written to try to get Mr. -- Mr.
25 Baron Croshon (phonetic) disbarred. These are all

1 fabrications. There was no letter ever -- if
2 there's a letter with my signature, she needs to
3 present it.

4 THE COURT: What is your response to that,
5 Mr. Corbett?

6 MR. CORBETT: Your Honor, I believe he's
7 failed to state any legal objection to my question
8 other than facts that he disputes.

9 MR. ADAMS: Okay. I'll --

10 THE COURT: Well, let me just say again,
11 that really doesn't have anything to do with this,
12 so let's move on.

13 MR. CORBETT: Yes, Your Honor.

14 MS. OGBUNEKE: Can I say anything to that?

15 THE COURT: No.

16 MS. OGBUNEKE: Okay.

17 BY MR. CORBETT:

18 Q. When you say this court appointed, we're
19 not going to get into the details of the case, but
20 when you say this court appointed a guardian ad
21 litem, which court are you referring to?

22 A. Mecklenburg County.

23 Q. And what year did they appoint the
24 guardian ad litem?

25 A. 2021.

1 A. Yes, sir.

2 Q. What is it?

3 A. It's an order on motion for appointment of
4 interim guardian.

5 Q. And do you see on the top right the file
6 number?

7 A. Yes, sir.

8 Q. Can you state that file number?

9 A. 20SP2150.

10 Q. And is your understanding that that case
11 is now closed?

12 A. Yes, sir.

13 MR. ADAMS: Objection, Your Honor. The --
14 the -- Ms. Ogbuneke put that there was no --

15 THE COURT: We're going to get to that.

16 MR. ADAMS: Okay.

17 Go ahead.

18 BY MR. CORBETT:

19 Q. Ms. Ogbuneke, after you were told that
20 there was a restraining order, have you tried to go
21 back to the house?

22 A. No, sir.

23 Q. Have you tried to ascertain what property
24 is in the house?

25 A. No, sir.

1 Q. Are you aware of any pending lawsuits that
2 you or any PR or any agent you put forward as PR of
3 the estate have brought on your father's behalf?

4 A. No, sir.

5 MR. ADAMS: Objection, Your Honor. Ms.
6 Ogbuneke stated that she never received any order
7 from the police for a restraining order.

8 THE COURT: Well, that wasn't the
9 question.

10 MR. ADAMS: Oh, I thought he said --

11 THE COURT: Overruled.

12 Go ahead, Mr. Corbett.

13 MR. CORBETT: Thank you, Your Honor.

14 BY MR. CORBETT:

15 Q. And since then, have you tried to act in
16 the best way you can to ascertain your father's
17 assets?

18 A. Yes, sir.

19 Q. And can you make decisions different than
20 what the will states?

21 A. No. I have to go by that will --

22 MR. ADAMS: Objection, Your Honor.
23 There's no -- it -- the attorney needs to be more
24 clear. He said to the best of your knowledge or to
25 the best of your ability, and I would like to know

1 if she's saying yes, then exactly what did you do,
2 because right now I have --

3 THE COURT: We're going to get to that.
4 That objection is overruled.

5 MR. ADAMS: Okay.

6 THE COURT: Go ahead, Mr. Corbett.

7 BY MR. CORBETT:

8 Q. Ms. Ogbuneke, you have to follow the will,
9 is that correct?

10 A. Yes, sir.

11 Q. And is that your wish, as PR, what to do
12 in this case?

13 A. Yes, sir.

14 MR. CORBETT: Your Honor, I have no
15 further witness for this client -- questions for
16 this witness.

17 EXAMINATION BY

18 THE COURT:

19 THE COURT: Questions. All right.

20 I have a few questions for you, Ms.
21 Ogbuneke. So when you were appointed as temporary
22 guardian, were you appointed as guardian of the
23 person or of the estate?

24 MS. OGBUNEKE: I'm not sure. I don't have
25 the document in front of me. I can't remember.

1 THE COURT: What have you got, Mr.
2 Corbett?

3 In North Carolina, a person is appointed a
4 guardian of the --

5 MR. ADAMS: This is not the document --

6 THE COURT: -- person if they --

7 MR. ADAMS: That is not the document.

8 THE COURT: -- are what we call a
9 guardian, which is physical --

10 MR. ADAMS: There's a document that
11 clearly states --

12 THE COURT: Let's -- let's listen to the
13 court, Mr. Adams.

14 MR. ADAMS: Oh, yes, ma'am.

15 THE COURT: In North Carolina, there is a
16 guardian of the person, which is what we would just
17 call a guardian, and that's somebody who has custody
18 and control of an incapacitated person. In North
19 Carolina, there's a guardian of the estate, which is
20 what we call a conservator, which handles the
21 financial aspects of a person who -- needs of a
22 person who's incapacitated.

23 So were you ever in position of or in
24 charge of any of your father's assets, financial
25 assets?

1 MS. OGBUNEKE: Yes, ma'am.

2 THE COURT: Okay. What were they?

3 MS. OGBUNEKE: Anything to do with what
4 was his assets?

5 THE COURT: Uh-huh.

6 MS. OGBUNEKE: His check. I am the --
7 what do you call it at the bank?

8 THE COURT: Representative payee?

9 MS. OGBUNEKE: Yes. I've been that for
10 many years for him.

11 THE COURT: That's on his social security?

12 MS. OGBUNEKE: Yes, ma'am.

13 THE COURT: All right. But he's not
14 receiving social security any longer, correct?

15 MS. OGBUNEKE: No, ma'am.

16 THE COURT: So before he died, you were
17 the representative payee for social security?

18 MS. OGBUNEKE: Oh, yes, for many years.
19 That was put in place because Mr. Adams was taking
20 his money out of the bank.

21 THE COURT: Okay. Did you -- did you ever
22 obtain any of his assets other than social security
23 --

24 MS. OGBUNEKE: No, ma'am.

25 THE COURT: -- while you were the guardian

1 -- or temporary guardian?

2 MS. OGBUNEKE: No.

3 THE COURT: Okay. Do you have possession
4 of any of his assets now?

5 MS. OGBUNEKE: I don't.

6 THE COURT: Okay. Now, the -- what do you
7 know of his -- what are his assets?

8 MS. OGBUNEKE: Well, he has cars down
9 there on the yard. He has several lots of land down
10 there. There's two houses on the property. One was
11 my grandfather's older home. One was the main
12 house. And that's all he has, really.

13 THE COURT: Bank account?

14 MS. OGBUNEKE: He had a -- he has -- he
15 had a bank account that is supposed -- we -- he has
16 a bank account right now that's a custodial bank
17 account, and he only has that one bank account.

18 THE COURT: How much is in it?

19 MS. OGBUNEKE: It's about a thousand two
20 hundred, but that thousand two hundred was from
21 whenever -- like, when -- what was the thing called
22 where they were giving money to the people, the 600
23 --

24 THE COURT: The stimulus checks?

25 MS. OGBUNEKE: Yes. That was from that.

1 And of that 12,000, my intentions are -- is to pay
2 for the plaque that goes on his -- his --

3 THE COURT: You said 12,000. Did you mean
4 1,200?

5 MS. OGBUNEKE: I mean 1,200, yes, ma'am.
6 Thank you.

7 THE COURT: All right. Now, after you
8 were appointed personal representative, you had 30
9 days to file proof of delivery of an information to
10 heirs and devisees.

11 MS. OGBUNEKE: Uh-huh.

12 THE COURT: Why have you not done that?

13 MS. OGBUNEKE: I have. I have all of
14 them. I have all of them at home, but the one that
15 was filed to Mr. Adams, he refused it. It just now
16 came. I sent it to the attorney in his database.
17 He just -- we just got that card back on August, I
18 think, 22nd, but all the rest of them that I filed,
19 they came back in a timely manner, but Mr. Adams,
20 when it was filed to him, he refused it.

21 THE COURT: Well, you know you only have
22 to send that by regular mail.

23 MS. OGBUNEKE: What? Oh, I sent them
24 certified mail because they told me at the court I
25 could do that. I wanted to make sure I had record

1 to show I had done that.

2 THE COURT: Okay. Do you have a proof of
3 delivery indicating that that was done within 30
4 days of your appointment?

5 MS. OGBUNEKE: Yes. I have -- well, I
6 don't know about 30 days of my appointment because I
7 called the court. I talked to -- I forget her name,
8 but I told her all of the --

9 MR. ADAMS: Evelyn --

10 MS. OGBUNEKE: -- all of them weren't
11 back, and she said okay, just as they come in, just
12 bring them in.

13 THE COURT: Well, that would be the cards
14 themselves --

15 MS. OGBUNEKE: Plus, I'm --

16 THE COURT: Don't interrupt me.

17 MS. OGBUNEKE: Okay.

18 THE COURT: That would be the cards
19 themselves, but the proof of delivery is to be filed
20 within 30 days of your appointment. Have you done
21 that?

22 MS. OGBUNEKE: Is that the green and
23 white?

24 THE COURT: No. That's a court form which
25 I'm sure Evelyn talked to you about --

1 MS. OGBUNEKE: Evelyn.

2 THE COURT: -- which says that you mailed
3 or delivered these documents to these people at
4 these addresses on a certain date, and you have not
5 filed that with the court, and that was due within
6 30 days of your appointment.

7 MS. OGBUNEKE: Yeah. I have not filed
8 that because everything else -- I talked to my
9 attorney about it, and he told me that he was going
10 to handle the probate from that point, because at
11 that time, I had gotten served with the --

12 THE COURT: Paperwork.

13 MS. OGBUNEKE: -- what is it called?

14 THE COURT: The application for restraint.

15 MS. OGBUNEKE: Yes, ma'am, so he told me
16 --

17 THE COURT: All right. So -- now, do you
18 understand that the inventory is now due?

19 MS. OGBUNEKE: Yes, ma'am. I can't get in
20 the house, though.

21 THE COURT: Okay. But you can file an
22 inventory of all the other assets, correct?

23 MS. OGBUNEKE: The ones that I have
24 knowledge of, not ones that -- she said I have to
25 see them. I don't?

1 **THE COURT:** Well, things like household
2 and furniture -- household effects and personal
3 effects typically are listed as sort of a general
4 household and personal effects and assigned a very
5 modest value because they're not worth much,
6 frankly.

7 **MS. OGBUNEKE:** Right.

8 **THE COURT:** But things like vehicles, that
9 should be able to be ascertained by going online and
10 looking at what the taxing authorities have, things
11 like the houses, registered deeds has all that
12 information. That's due now.

13 **MS. OGBUNEKE:** Okay.

14 **THE COURT:** All right?

15 **MS. OGBUNEKE:** Okay. I don't have a
16 problem doing that, Your Honor.

17 **THE COURT:** Well, good because that's
18 required.

19 Now, have you ever collected any rent
20 since you were appointed as personal representative
21 for any of the properties?

22 **MS. OGBUNEKE:** No, ma'am.

23 **THE COURT:** So no rent, okay.

24 **MS. OGBUNEKE:** I didn't even know I could
25 do that.

1 THE COURT: Okay. Do you know anything --
2 are you -- do you intend to file any type of
3 personal injury lawsuit on behalf of your father?

4 MS. OGBUNEKE: Personal injury?

5 THE COURT: For any issues with his
6 treatment at the facility where he lived?

7 MS. OGBUNEKE: No, ma'am.

8 THE COURT: Okay.

9 MR. ADAMS: Your Honor --

10 THE COURT: No.

11 Let's see.

12 MS. OGBUNEKE: I think as the -- as the --
13 I think that comes under the personal
14 representative, doesn't it? If any lawsuit is filed
15 on his behalf?

16 THE COURT: Well, only a personal
17 representative can bring a lawsuit on behalf of a
18 decedent. Once the person has passed away, the
19 personal representative steps into his shoes.

20 MS. OGBUNEKE: Okay.

21 THE COURT: I think that's all the
22 questions I have.

23 Do you have any brief follow-up questions,
24 Mr. Adams?

25 MR. ADAMS: Yes.

1 THE COURT: Briefly.

2 MR. ADAMS: I was just wanting to mention
3 that she had came -- when she came down on the 12th
4 -- or the 13th, she was at the estate and you could
5 clearly see the houses and all of the things that we
6 were -- that she just described.

7 You would be able to see those plainly
8 from the outside. But Ms. Ogbuneke wanted to -- was
9 demanding to get entry into the house, and that's
10 where we had a problem because I said I didn't have
11 any notice, and I would have rather her let me know
12 she was coming other than come with the -- you know,
13 with the cameras and all of this stuff, you know.

14 And the police said that when she came,
15 that she did not have any -- any information from
16 the court.

17 MR. CORBETT: Objection, Your Honor, facts
18 not in evidence.

19 MR. ADAMS: She say she did not have --

20 THE COURT: There's an objection, and I'm
21 going to sustain it. I hear what you're saying. I
22 understand.

23 MR. ADAMS: Okay.

24 THE COURT: All right. Any follow-up, Mr.
25 Corbett?

1 MR. CORBETT: Yes, Your Honor, briefly.

2 FURTHER CROSS-EXAMINATION

3 BY MR. CORBETT:

4 Q. Ms. Ogbuneke, do you remember discussing
5 how the lawsuit for your father's care and treatment
6 would have to be taken up in North Carolina?

7 A. Yes, sir.

8 Q. Do you remember discussing that I'm not
9 North Carolina barred?

10 A. Yes, sir.

11 Q. And that we would have to search for a
12 North Carolina attorney in order to sue as the agent
13 of your father's estate, or PR --

14 A. Yes, sir.

15 MR. ADAMS: He's leading the --

16 MS. OGBUNEKE: Yes, sir.

17 BY MR. CORBETT:

18 Q. So that -- you have looked into it. It
19 just hasn't --

20 MR. ADAMS: Objection -- objection --

21 MS. OGBUNEKE: I have. That's correct.

22 MR. ADAMS: -- he's leading the witness.

23 MS. OGBUNEKE: I did say --

24 THE COURT: Well --

25 MS. OGBUNEKE: -- but I'm --

1 THE COURT: Stop.

2 MS. OGBUNEKE: Uh-huh.

3 THE COURT: If you're going to object to
4 leading the witness, that is not going to be --
5 that's not going to fly with this court because I
6 didn't hear you do anything but lead the witness,
7 and she was your witness.

8 MR. ADAMS: All right.

9 THE COURT: That was a direct examination.
10 You can't --

11 MR. ADAMS: Okay. Oh, I -- I was just
12 thinking that he was telling her what to say --

13 THE COURT: He's on cross-examination. He
14 can lead.

15 MR. ADAMS: Okay, then. I'm sorry. I
16 apologize to the court.

17 THE COURT: All right.

18 Go ahead, Mr. Corbett.

19 BY MR. CORBETT:

20 Q. So as PR, you do realize that it's in your
21 power to bring a lawsuit if it is deemed necessary?

22 A. Yes, sir.

23 Q. And you believe that bringing this lawsuit
24 is only proper after reviewing all the facts and
25 evidence in that case, is that correct?

1 A. That is correct.

2 Q. And then once you meet with an attorney in
3 North Carolina, they can bring that case and they
4 deem that it's going to be beneficial for the
5 estate, do you plan on bringing a case like that?

6 A. Yes, I do.

7 Q. Further, when you were attempting to get
8 all the inventory together, you were attempting to
9 get the entire inventory before submitting a
10 temporary one, is that correct?

11 A. That is correct.

12 Q. And during this last month or two, you've
13 been dealing with more than one legal issue in this?

14 A. Yes. I've been dealing with this
15 restraint and then there was another one that we --
16 they just threw out down at (inaudible) from him as
17 well. And then also, you know, he took -- okay.

18 Q. Well, Ms. Ogbuneke, I do want to just say
19 you've been dealing with a lot of legal issues,
20 true?

21 A. A lot of legal issues.

22 Q. And it's been a lot of work on you to
23 respond to all of these different actions, is that
24 right?

25 A. It has been, yes, sir.

1 Q. And do you plan on filing the -- the proof.
2 of delivery with the court?

3 A. Immediately, yes, sir.

4 MR. CORBETT: All right. No further
5 questions, Your Honor.

6 MS. OGBUNEKE: Okay. I'm sorry, Your
7 Honor.

8 THE COURT: All right. Thank you. You
9 may step down.

10 Do you wish to call a witness, Mr.
11 Corbett?

12 MR. CORBETT: Your Honor, first I'd like
13 to make a motion to have this court made a judgment
14 pursuant -- end of the petitioner's case.

15 THE COURT: Go ahead.

16 MR. CORBETT: Your Honor, this -- the
17 defendant in this matter makes the motion based on
18 statements from the opposing party that she hasn't
19 had a chance to do her job. And his motion is that
20 she should be removed as the personal
21 representative, yet he's claiming she hasn't had a
22 chance to do so yet.

23 And for that, we would say that there's
24 been no evidence put forward that my client has
25 acted improperly and so for that --

1 **THE COURT:** You'll have a chance. Just
2 sit down.

3 **MR. CORBETT:** -- for that, we would ask
4 for a directed verdict at this time. Thank you.

5 **THE COURT:** All right. Thank you.

6 And you don't have to stand up if your leg
7 is bothering you.

8 **MR. ADAMS:** Yes, ma'am. Ms. Ogbuneke
9 signed this petition in May. It is now August. She
10 had all the way between May and I think it was July
11 or August the 12th, so that is a lot of time in
12 between there that she could have easily taken care
13 of some of those. And if she had served these other
14 parts -- these other -- the other people, she
15 certainly had time to file those documents with the
16 court.

17 **THE COURT:** Thank you. All right. Now,
18 Mr. Corbett's made a motion for directed verdict,
19 which basically, legally, what that means is that
20 you have not provided enough evidence in your case
21 in chief to be able to prove the allegations that
22 you've made in the application and petition -- or
23 the application for restraining performance.

24 I'm going to grant that motion for a
25 directed verdict because I have heard no evidence

1 that Ms. Ogbuneke has committed any malfeasance as
2 the personal representative of this estate. There
3 is a will. It's a valid will. It's not being
4 challenged. And it appoints her as the personal
5 representative.

6 She has not done a couple things that she
7 was supposed to do, one of which was file the proof
8 of delivery of the information to heirs and
9 devisees. You've already brought that up.

10 So I'm going to ask that Mr. Corbett
11 prepare an order granting his motion for directed
12 verdict, but also imposing certain immediate
13 requirements on -- on the personal representative.

14 **MR. ADAMS:** So what exactly are -- what
15 exactly is happening right now?

16 **THE COURT:** I am telling you that she is
17 going to continue to be the personal representative
18 of the estate.

19 **MR. ADAMS:** Oh, okay. So even though she
20 falsified the application, those things --

21 **THE COURT:** I don't consider the, quote,
22 "falsifications" on the application to be of any
23 legal significance whatsoever.

24 **MR. ADAMS:** Your Honor, do I have an
25 object -- can I file a -- is there a --

1 THE COURT: You can appeal the order.

2 MR. ADAMS: Oh, I can appeal it? Okay.

3 THE COURT: Uh-huh. That's just going to
4 delay the administration of the estate, but you can
5 do that.

6 MR. ADAMS: Okay. Yes, ma'am.

7 THE COURT: So in the order, Mr. Corbett,
8 I want her to file the inventory -- the proof of
9 delivery of the information to heirs and devisees --
10 yes, to heirs and devisees within -- well,
11 immediately within the week. I want the inventory
12 filed within 14 days. There will be no extensions
13 on that.

14 Now, as far as household and personal
15 effects, she can just summarize that as household
16 and personal effects, but she can -- and you're
17 going to be assisting her with the estate
18 administration, correct?

19 MR. CORBETT: That's correct, Your Honor.

20 THE COURT: Okay. So she needs to list
21 all the vehicles, values of the vehicles. She needs
22 to list the lots, houses on the lots. And on the
23 inventory of the estate, she's got to show the book
24 and page number of where they were deeded to Mr.
25 Adams, the Tax Mat number, all that information

1 needs to be very clearly spelled out, and a copy
2 needs to be sent to Mr. Adams as soon as that's
3 filed or at the same time that that's filed, so he
4 can see --

5 **MR. ADAMS:** How much time do I have to
6 appeal it when -- when I put -- how long do I have
7 to appeal the decision?

8 **THE COURT:** You have ten days from the
9 entry of the order.

10 **MR. ADAMS:** Okay.

11 **THE COURT:** Okay? Which it's not going to
12 be entered right away. I mean, he's got to prepare
13 the order. He's got to send it to me. I've got to
14 review it, and then I've got to sign it and enter
15 it.

16 **MR. ADAMS:** So I will get a copy of the
17 order when it's signed?

18 **THE COURT:** Uh-huh. You will.

19 **MR. ADAMS:** Okay.

20 **THE COURT:** Now, I want something in the
21 order to the effect that the court will reserve a
22 right to impose a requirement of a bond, depending
23 on what the liquid assets of the estate, and that
24 would include the value of the cars. So there will
25 be a need to have a bond posted at some point. It

1 may be a very minimal bond, but it will be a bond.

2 MR. ADAMS: What does that mean?

3 THE COURT: That means that the personal
4 representative will post a bond for the value of the
5 liquid assets of the estate, not the real estate.

6 MR. ADAMS: Well, Your Honor, I'm having
7 an issue with this because --

8 THE COURT: You may have an issue with it.

9 MR. ADAMS: I know, Your Honor. I'm just
10 trying to talk. I have been living there for all of
11 this time, and I've spent all of my 401k's, all of
12 my monies that I have had --

13 THE COURT: Then you may file a claim in
14 the estate and try to prove your claim, but you need
15 to talk to an attorney about that.

16 And then that would be -- you know, you
17 have a right to live there. You're a half-owner.
18 The will leaves half of everything to you, so --

19 MR. ADAMS: Oh.

20 THE COURT: -- you have the right to live
21 there.

22 MR. ADAMS: Oh, so she can't come and put
23 me out?

24 THE COURT: No.

25 MR. ADAMS: All right, then.

1 **THE COURT:** Now, it may be that down the
2 road she decides that the property needs to be sold,
3 at which time she could ask for an order asking that
4 you be evicted.

5 **MR. ADAMS:** But I have half of it then,
6 too. I would still have -- I would still have half
7 of the --

8 **THE COURT:** Yeah. You own 50 percent of
9 everything in the estate.

10 **MR. ADAMS:** Okay.

11 **THE COURT:** That's what the will says.

12 **MR. ADAMS:** I -- I was under the
13 impression that she would be able to just come down
14 there and try to put me out and try to just get rid
15 of everything, and that was the reason I was --

16 **THE COURT:** No. You're half-owner. Okay?

17 **MR. ADAMS:** Your Honor, I would also like
18 to ask another question. When Ms. Ogbuneke needs to
19 come, if she wants to come --

20 **THE COURT:** I'm getting there. I'm
21 getting there.

22 So in the order, it also needs to provide
23 that Ms. Ogbuneke is to have access to the interior
24 of the home so that she can file an inventory. Now,
25 if she needs to hire an off-duty police officer in

1 order to monitor that, that's going to be an estate
2 expense, and she can do that.

3 If you're willing to do it, Mr. Corbett,
4 if you want to go down there and monitor that,
5 that's something that you could do as well.

6 If you hire an attorney, you could have
7 your attorney there as well.

8 All she's supposed to do is inventory it.
9 Now, as I was saying, typically, furniture and
10 personal effects --

11 **MR. ADAMS:** Your Honor, there's --

12 **THE COURT:** Don't interrupt me, Mr. Adams.

13 Typically, furniture isn't worth a lot.
14 Now, there could be some things that you have
15 purchased for the house that are yours. That's
16 fine. That's not part of the estate. You're going
17 to have to prove that. You're going to have to show
18 that you've got receipts or that there --

19 **MR. ADAMS:** I do have them with me now.

20 **THE COURT:** Okay. And if you can
21 establish that you bought that stuff, that's not
22 your father's asset. That's your asset --

23 **MR. ADAMS:** Well, what about --

24 **THE COURT:** -- so that would not be on the
25 inventory.

1 MR. ADAMS: Well, what about the roof that
2 I put on the house? And --

3 THE COURT: That's something you would
4 have to file a claim about.

5 MR. ADAMS: Oh, so I can file a claim
6 against --

7 THE COURT: Uh-huh.

8 MR. ADAMS: Oh, I --

9 THE COURT: But then you have to prove
10 your claim.

11 MR. ADAMS: Oh, I have the receipts.

12 THE COURT: You have to prove the claim.

13 MR. ADAMS: Okay.

14 THE COURT: And that's not going to be an
15 easy thing to do.

16 MR. ADAMS: I understand. But I did not
17 understand before. One of the things that I'm not
18 understanding as well is if I've been there for 17
19 years now, there's no furniture left in the house.
20 I threw all that stuff, the old stuff broke down --

21 THE COURT: She's not going to see that
22 until she gets in the house.

23 All right. Mr. Corbett?

24 MR. CORBETT: One question, Your Honor, so
25 that my client -- can we make it clear in the order

1 that my client has a right to also inspect the
2 vehicles on the properties?

3 THE COURT: Yes.

4 MR. CORBETT: Thank you.

5 THE COURT: And the keys need to be turned
6 over to her. The personal representative is charged
7 with gathering the assets of the estate and then
8 distributing out according to the will. But that
9 means, as far as personal property is concerned, she
10 can take that personal property into her possession
11 for administrative purposes. So she --

12 MR. ADAMS: Even if I --

13 THE COURT: I could --

14 MR. ADAMS: -- even if --

15 THE COURT: Don't interrupt me.

16 MR. ADAMS: Oh, okay.

17 THE COURT: Because there have been --
18 we're still in the claims period. There may be
19 creditors that come in to file claims against the
20 estate. I don't know if the notice to creditors has
21 run yet. It probably has. There may not be any
22 claims. But she's got to marshal the assets of the
23 estate to take care of expenses, taxes, and so on,
24 and claims that are filed against the estate.
25 That's her obligation as personal representative.

1 **MR. ADAMS:** Okay. So for all of the
2 taxes, insurance that I've paid on those vehicles,
3 can I make a claim on that? Because I kept those
4 vehicles insured through the whole time.

5 **THE COURT:** Not if it was done before he
6 died.

7 **MR. ADAMS:** Huh?

8 **THE COURT:** Not if it was done before he
9 died. Now, you can file a claim for it, but I don't
10 think your claim's going to be --

11 **MR. ADAMS:** Well, what about -- what about
12 the insurance that I've kept on the house all this
13 time?

14 **THE COURT:** Again, you can file a claim
15 for it, and then you've got to prove your claim.

16 **MR. ADAMS:** Okay.

17 **THE COURT:** Your client wants to ask a
18 question, Mr. Corbett.

19 **MR. ADAMS:** I feel it's very unfair. So
20 when I -- if I file the appeal, I appeal to the
21 supreme court from this place from now?

22 **THE COURT:** No, sir. You appeal to the
23 circuit court.

24 **MR. ADAMS:** Appeal to the circuit court is
25 my next -- is that circuit court here in this

1 building?

2 **THE COURT:** No, it's not in this building.

3 **MR. ADAMS:** Okay. Where would it -- where
4 is the circuit court?

5 **THE COURT:** I can't give you any legal
6 advice. You'll have to talk to an attorney about
7 that.

8 **MR. ADAMS:** Okay.

9 **THE COURT:** Mr. Corbett, did you want to
10 ask any other --

11 **MR. CORBETT:** No, Your Honor. That was a
12 question I can handle. Thank you.

13 **THE COURT:** Okay. All righty. All right
14 --

15 **MR. ADAMS:** So just so I'm clear, just so
16 I'm clear, I own 50 percent?

17 **THE COURT:** Yes.

18 **MR. ADAMS:** All righty.

19 **THE COURT:** Thank you. That concludes the
20 hearing.

21 (Whereupon, the hearing concluded.)
22
23
24
25

EXHIBIT VI

FOIA REQUEST

City of Rock hill SC 29730

Provided by City Hall Records Department

Submitted by Betty Ogbuneke One month after mom died.

Petition to Convert Dads Home into Nursing Home

File 141536: Page 5

EXHIBIT VI

FOIA REQUEST

City of Rock hill SC 29730

Provided by City Hall Records Department

Submitted by Betty Ogbuneke One month after mom died.

Petition to Convert Dads Home into Nursing Home

EXHIBIT I

Evidence Submission

FOIA Request

City of Rock Hill SC 29730

Provided by City Hall Records Department

Letter to City rescinding Application to Convert

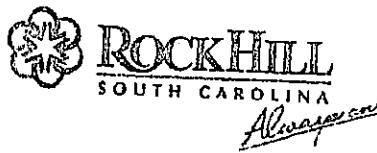
721 Ogden Rd to Daycare

All Documentation and Exhibits are Considered Confidential and

Not for Public Viewing

8)

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FREEDOM OF INFORMATION ACT (FOIA) REQUEST FOR PUBLIC RECORDS
DATE OF REQUEST 12/12/2020

REQUESTOR

Joe L. Adams Jr

STREET ADDRESS

721 Golden Rd

CITY/STATE/ZIP

Rock Hill SC, 29730

EMAIL

tj_malik@yahoo.com

PHONE

704-469-3171 / 858-848-7311 cell

PLEASE INDICATE DEPARTMENT REQUEST SHOULD BE FORWARDED TO:

- ☐ LAW ENFORCEMENT
☐ FIRE DEPARTMENT (FIRE CODE VIOLATIONS, CURRENT INSPECTIONS, ETC.)
☒ BUILDING CODE (CERTIFICATES OF OCCUPANCY, BUILDING CODE VIOLATIONS, ETC.)
☒ ZONING CODE (ZONING DISTRICTS, ZONING CODE VIOLATIONS, ETC.)
☐ OTHER _____ (PLEASE SPECIFY)

DESCRIPTION OF RECORDS REQUESTED:

Need copy of original documentation for Request SF for Type A Group Home. Appeal: E-2001-26 and appendices receipts of payment information. Please include all related documents.

ARE THESE RECORDS FOR A COMMERCIAL USE/PURPOSE?

☐ YES

☒ NO

PURSUANT TO S.C. CODE ANN. § 30-2-50, A PERSON OR PRIVATE ENTITY SHALL NOT KNOWINGLY OBTAIN OR USE PERSONAL INFORMATION OBTAINED FROM THE CITY FOR COMMERCIAL SOLICITATION DIRECTED TO ANY PERSON IN THIS STATE. ALL PERSONS MAKING FOIA REQUESTS TO THE CITY ARE HEREBY NOTIFIED THAT ALL PERSONS OBTAINING OR USING PUBLIC RECORDS FOR COMMERCIAL SOLICITATION DIRECTED TO ANY PERSON IN THIS STATE IS PROHIBITED. A PERSON KNOWINGLY VIOLATING THE PROVISIONS OF S.C. CODE ANN. § 30-2-50 IS GUILTY OF A MISDEMEANOR AND, UPON CONVICTION, MUST BE FINED AN AMOUNT NOT TO EXCEED FIVE HUNDRED DOLLARS OR IMPRISONED FOR A TERM NOT TO EXCEED ONE YEAR, OR BOTH.

PLEASE INDICATE HOW YOU WOULD LIKE TO RECEIVE THIS INFORMATION:

- ☐ INSPECTION AT CITY OFFICES
☒ HARD COPY FOR PICK UP
☐ HARD COPY BY MAIL (WILL BE SENT TO ADDRESS ABOVE)

- ☐ FAX TO
☒ EMAIL TO
☒ OTHER

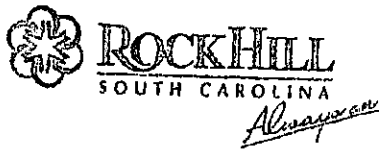
tj_malik@yahoo.com

Please send the fastest route @ tj_malik@yahoo.com and mail.

IN ACCORDANCE WITH FOIA, THE CITY OF ROCK HILL MUST:

1. FOR RECORDS LESS THAN 24 MONTHS OLD, NOTIFY THE PERSON MAKING THE REQUEST OF THE CITY'S DETERMINATION AS TO THE PUBLIC AVAILABILITY OF THE REQUESTED PUBLIC RECORD¹ WITHIN 10 WORKING DAYS (EXCLUDES SATURDAYS, SUNDAYS AND LEGAL PUBLIC HOLIDAYS) AND PRODUCE THE REQUESTED INFORMATION WITHIN 30 CALENDAR DAYS OF THE LATER OF EITHER CITY'S NOTIFICATION AS TO THE AVAILABILITY OF THE REQUESTED PUBLIC RECORD OR THE DATE THE ADVANCE DEPOSIT IS MADE IF REQUIRED BY THE CITY.

¹ The determination is not required to include a final decision or express an opinion as to whether specific portions of the documents or information may be subject to redaction according to exemptions provided for by Section 30-4-40 or other state or federal laws



2. FOR RECORDS MORE THAN 24 MONTHS OLD, NOTIFY THE PERSON MAKING THE REQUEST OF THE CITY'S DETERMINATION AS TO THE PUBLIC AVAILABILITY OF THE REQUESTED PUBLIC RECORD¹ WITHIN 20 WORKING DAYS (EXCLUDES SATURDAYS, SUNDAYS AND LEGAL PUBLIC HOLIDAYS) AND PRODUCE THE REQUESTED INFORMATION WITHIN 35 CALENDAR DAYS OF THE LATER OF EITHER CITY'S NOTIFICATION AS TO THE AVAILABILITY OF THE REQUESTED PUBLIC RECORD OR THE DATE THE ADVANCE DEPOSIT IS MADE IF REQUIRED BY THE CITY.

THE CITY MAY REQUIRE AN ADVANCE DEPOSIT OF UP TO 25% OF THE REASONABLY ANTICIPATED COSTS FOR REPRODUCTION OF THE RECORDS PRIOR TO THE CITY SEARCHING FOR OR MAKING COPIES OF RECORDS.

BY MY SIGNATURE, I HEREBY STATE THAT I HAVE RECEIVED INFORMATION ABOUT THE CITY OF ROCK HILL'S FOIA PROCESS AND A COPY OF THE FEE SCHEDULE OUTLINING POSSIBLE CHARGES I MAY INCUR AS PART OF THIS REQUEST. I ALSO CERTIFY TO THE CITY OF ROCK HILL THAT I WILL NOT USE PERSONAL INFORMATION OBTAINED FROM THE CITY FOR PURPOSES OF COMMERCIAL SOLICITATION NOR WILL I PROVIDE SUCH PERSONAL INFORMATION TO OTHERS FOR PURPOSES OF COMMERCIAL SOLICITATION.

SIGNATURE: [Signature] DATE: 12/2/2020

PLEASE SUBMIT YOUR REQUEST TO: CITY OF ROCK HILL, CITY MANAGER'S OFFICE
PO BOX 11706 ROCK HILL SC 29731
FAX 803-329-7007 EMAIL FOIA@CITYOFROCKHILL.COM

FOR OFFICE USE ONLY		Date Received: _____	Date of Initial Response: _____
City Attorney Involvement	☐ YES ☐ NO		
Associated Fees: _____	Paid: ☐ YES ☐ NO		

②

Zoning Board of Appeals

Staff Report

Appeal No. Z-2004-26

Date of Report: November 12, 2004

Date of Meeting: November 30, 2004

Applicant: Betty Ogbuneke

Property Owner: Joe L. Adams, Sr.

Location: 721 Ogden Road

Zoning: RS - 2, Single Family

Type of Appeal: Special Exception

Request: To allow for the operation of a home Type A Group Home.

Relation to the Zoning Code:

Type A Group Homes are allowed by Special Exception in the RS-2 zoning district.

RS-1	RS-2	RS-3	RS-4	RG	RG-O	PRD	PUD	NMU	OI	LC	T	NC	GC	C-H	TC	CBD	M-L	M-H	RH	PMHS	MUC
Z	Z	Z	Z	O	O	Z	Z	Z	O	O	O	O	O	O	X	X	X	X	Z	Z	O

Note: O=Permitted, Z=ZBA Review (Special Exception), X=Specifically Prohibited

Comments:

The applicant is requesting a Special Exception to allow for the operation of a Type A Group Home. This use is allowed in the RS - 2, Single Family district upon approval of a Special Exception. The Planning and Development Department will review the application for conformance to all applicable City codes.

Staff has received no public comment regarding this application.

3

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Analysis of Request for Special Exception (Section 320.02)

To approve a Special Exception, the Board shall make the following findings:

1. That it is empowered under the section of this ordinance described in the application to grant the Special Exception requested.
2. That no other section of this ordinance would be violated by granting the permit;
3. That granting the permit will not adversely affect the public interest.

Attachments

- ZBA Map
- Application

November 22, 2004

Mr. Chris Rice
City of Rock Hill
155 Johnston Street
Rock Hill, SC 29730

RE: Special Exception to Open Type A Group Home
Property at 721 Ogden Road

Dear Chris:

It is with a lot of tears and heartbreak that I write this letter to you to "resend my application" to open an Assisted Living (Group Home) at the residence of 721 Ogden Road in Memory and Honor of the Late Betty Adams who died on September 11, 2004.

Please accept this letter as documentation of my verbal request to you this morning, November 22, 2004, to terminate my application that was submitted to the City for a Special Exception request earlier this month.

Chris, I have enjoyed working with you. It is quite unfortunate that we will not be able to honor my mother, Betty Adams, with this business to cherish her good works. My mother always helped people. She was a nurse by profession and an angel at heart. Doctor's called on her to patient sit for their patients as well as for themselves when they became ill. She was a good person.

Thank you again for all your help and your patience with my multiple questions while trying to complete my application.

Sincerely,



Betty Ogbuneke
Applicant for Special Exception

Subject Re: Request for information for 721 Ogden Rd
From tj_malik@yahoo.com
To: Thomas, Matthew C.
<matthewc.thomas@cityofrockhill.com>, Miller, Janice
<Janice.Miller@cityofrockhill.com>
Date Wed, Dec 2 2020 at 12:09 PM

Good Morning Mrs. Miller,

I have completed the application and attached.. Please if possible can i get email as soon as possible.. I need the document prior to tomorrow evening if its available. I would also like a hard copy if its not too much trouble that I can either pick up or you can mail.. I live only roughly 5-6 minutes from city hall rock Hill. I also have a color fax if that helps any.. Thank You Mr. Thomas.

Thank You,

Joe L. Adams Jr.

On Wednesday, December 2, 2020, 11:16:11 AM EST, Miller, Janice
<janice.miller@cityofrockhill.com> wrote:

Mr. Adams,

Please complete the attached FOIA request describing the documents you need and respond to foia@cityofrockhill.com.

Regards,

⑥
Janice Miller
Historic Preservation Specialist
Planning & Development

City of Rock Hill
P.O. Box 11706
155 Johnston Street (29730)
Rock Hill, South Carolina 29731-1706
o: 803-817-5129
f: 803-329-7228

Janice.Miller@cityofrockhill.com
www.cityofrockhill.com

From: Thomas, Matthew C. <MatthewC.Thomas@cityofrockhill.com>
Sent: Wednesday, December 2, 2020 8:59 AM
To: Miller, Janice <Janice.Miller@cityofrockhill.com>
Cc: tj_malik@yahoo.com
Subject: Request for information for 721 Ogden Rd

Janice,

Mr. Joe Luis Adams, Jr. (copied here) is requesting a copy of the original signed application that was filed and later withdrawn for the following appeal:

Appeal: Z-2004-26

Meeting Date: 11/30/2004

Applicant: Betty Ogbuneke

Address: 721 Ogden Rd

Zoning District: RS-2

Request: SE for Type A group home

Action: Withdrawn

Will you please reply to Mr. Adams regarding his request?

Matthew C. Thomas

Open for Business Program Coordinator
Planning & Development

City of Rock Hill

P.O. Box 11706

155 Johnston Street (29730)

Rock Hill, South Carolina 29731-1706

o: 803-329-7093

f: 803-329-5544

MatthewC.Thomas@cityofrockhill.com
www.cityofrockhill.com



ROCK HILL
SOUTH CAROLINA

Always here

Email correspondence along with any related attachments to and from this address may be subject to the South Carolina Freedom of Information Act and may be disclosed to third parties in accordance with applicable law.



citY foia.pdf

8

EXHIBIT VII

Alzheimer's Association
Proof of Joe Adams Jr. Caregiver Status
from Alzheimer's Association
for Joe L. Adams Sr.
File 141627

EXHIBIT II

Evidence Submission

Alzheimer's Association and Caregivers Support Program
Correspondence.

Mr. Joe L. Adams Jr. was the Official Caregiver for Joe L. Adams Sr. in
State of SC

*All Documentation and Exhibits are Considered Confidential and
Not for Public Viewing*

3

Catawba Area Agency on Aging

Date: 7/27/10

CG # 46047

Re: Mr. Adams, Jr.

Dear Mr. Adams

You have been approved to receive reimbursement from the Family Caregiver Support Program. Any difference between the reimbursement amount and the actual cost of the service is the caregiver's responsibility. All caregivers are given the opportunity to participate in our cost-sharing program. You are eligible to receive the maximum amount of \$ 600.00 for the following service:

☒ Respite: In-home Paralel Adult Day Care Overnight
☐ Supplemental Services _____

Respite/Supplemental Services may be used in the way that you choose. However, all money must be used by October 31st, 2010.
No more payments will be made after this date.

Payment for **Respite** will be reimbursed to you or to the facility that you choose. Payment for **Supplemental Services** will be reimbursed to you based on receipts that show your expenses. All payments must be recorded on the provided reimbursement form. We request that you submit reimbursements totaling a minimum of \$70.00. Reimbursements are made once a month.

Please contact me if your situation or needs change. If you have any questions or need more help, please call me at 803-329-9670 or 800-662-8330.

Sincerely,



Joy Ayers
Program Specialist

Disclaimer: Catawba Area Agency on Aging is not responsible for the cost, quality, or selection of reimbursed services or the relationship between the caregiver and the respite provider. We recommend that the caregiver do their own price comparison, interview, and reference check before purchasing or hiring.

(1)

ALZHEIMER'S ASSOCIATION VOUCHER RENEWAL FORM

Name of Patient Joe Adams Sr County York
Name of Caregiver Joe Adams Sr
Caregiver's Address 721 Ogden Rd Rock Hill SC
29730 -> P.O. Box
Caregiver's Telephone # 803-326-4219
Date of the last voucher issued: June 30, 2010
Was that voucher depleted of funds? yes did that voucher expire before depleted? No
Please circle the correct type of respite used by patient: In-home Daycare Short term stay in facility

To be completed by current respite provider:

Name of Respite Provider _____
Address of Provider _____
Telephone # of Provider _____

What is the last date of service for this patient and have you received payment from the Alzheimer's Association for the services rendered? _____

Does the above caregiver intend to use your agency for this second voucher? _____

Do you understand that we cannot be invoiced for any in between dates of service? (Dates after the total Of \$500 voucher and before the renewal voucher has been issued) _____ yes/no

Do you also understand that this is not the renewal, only a request form and that the agency will receive the yellow voucher with the required signature of the Director of Respite, and a valid date of issue? _____

Renewal form requires signature of family caregiver

Signature of Potential Respite Provider

Joe Adams Sr

York County Adult Day Care Services, Inc.

359 Park Avenue
Rock Hill, South Carolina 29730

Invoice

Date	Invoice #
10/8/2010	4166

Bill To
Alzheimer's Association Attn: Memory Walk 301 University Ridge, Suite 5000 Greenville, SC 29601

P.O. No.	Terms	Project

Quantity	Description	Rate	Amount
7	Days of Attendance in September: 22,8:37-4:17; 23,9:10-5:20; 24,7:30-5:30 27,8:51-4:15; 28,8:45-4:30; 29,9:10-4:23; 30,9:20-5:30.	50.00	350.00
4	Transportation Trips: 27,28,29,30.	7.50	30.00
NOTE: THIS IS A COPY OF THE GRANT SENT TO THE ALZHEIMER'S ASSOCIATION. AS OF 9/30/10. YOU HAVE A REMAINING BALANCE OF \$120.00. THIS EXPIRES 3/28/11.			
Adult day care for Joe Adams		Total	\$380.00

(3)

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EXHIBIT VIII

Credit Card Fraud Financial Exploitation
by Respondent
for Joe L. Adams Sr.
File 142506

Sears Gold MasterCard®

Call us at 1-800-669-8488
Go to www.searscard.com
Write to us at PO Box 8922 The Lakes, NV 88901-6922

JOE L ADAMS SR
Account Number: 5121 0718 9444 8863
Page 1 of 2

Payment Due Date

07/24/06

Your Account Summary

Billing Cycle Closing Date	06/26/06
Amount Over Credit Line	\$0.00
Amount Past Due	\$10.00
Current Minimum Due	\$50.91
Total Minimum Due	\$60.91
Previous Balance	\$259.27
Payments & Credits	\$0.00
Activity	\$2.86
Other Charges	\$39.00
FINANCE CHARGES	\$7.91
Account Balance	\$309.04

Check out your new
easy to read statement!

You'll find that it is easier
for you to locate the important
information you need regarding
your account.

Thank you for being
a valued customer.



Your Credit Summary

Total Credit Line	\$350.00
Available Credit Line	\$0.00
Cash Access Line	\$0.00
Available Cash	\$0.00

Activity	Settled Date	Post Date	Description	Amount
	06/26/06	06/26/06	ACCOUNTGARE 877 524 5985	2.86
	06/25/06	06/25/06	LATE PAYMENT FEE	39.00

THE AMOUNT DUE SHOWN ABOVE INCLUDES A PAST DUE
AMOUNT. YOU SHOULD SEND THE ENTIRE AMOUNT DUE
NOW. IF PAYMENT HAS BEEN MADE RECENTLY, THANK
YOU.

*Sears Credit
CARD*

Sears Gold MasterCard™

Account Number: 5121 0718 9444 8863



Account Balance

\$309.04

Payment
Due Date

07/24/06

Total
Minimum Due

\$60.91

Amount Enclosed

\$

0302843 ED 17 38

06177 1 TXS503 FVG 001 7 N



JOE L ADAMS SR
721 OGDEN RD
ROCK HILL SC 29730-5021



Make check payable to
SEARS CREDIT CARDS
PO BOX 183082
COLUMBUS, OH 43218-3082

Please make address corrections above.

100 5121071894448863 0030904 0006091 0000000 1214

139

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JOE L ADAMS SR

Account Number: XXXX XXXX XXXX 8863

Page 2 of 2

302843

Payment Due Date

07/24/06

Rates	*Rate Varies	Balance	Average Daily Balance	Corresponding ANNUAL PERCENTAGE RATE	Periodic Rate D=Day M=Month	Periodic FINANCE CHARGE
SEARS						
REGULAR		\$309.04	\$265.34	31.99%*	.0877%(D)*	\$7.91
EXTERNAL						
REGULAR		\$0.00	\$0.00	31.99%*	.0877%(D)*	\$0.00
CASH ACCESS						
REGULAR		\$0.00	\$0.00	31.99%*	.0877%(D)*	\$0.00
Days in Billing Period: 34		Effective ANNUAL PERCENTAGE RATE: 31.99%				
						Minimum FINANCE CHARGE: \$0.00



62

140

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JOE L ADAMS SR

Account Number: 5121 0718 9444 8863

Page 1 of 2

Payment Due Date

09/20/06

Your Account Summary

Billing Cycle Closing Date	08/23/06
Amount Over Credit Line	\$19.81
Amount Past Due	\$71.59
Current Minimum Due	\$51.50
Total Minimum Due	\$142.90

Previous Balance	\$338.87
Payments & Credits	\$20.00
Activity	\$3.44
Other Charges	\$39.00
FINANCE CHARGES	\$8.50
Account Balance	\$369.81

Manage your account online—it's FREE

Pay your bill...track purchases...set email alerts...
even request a credit line increase—do it all online at
SearsCard.com. It's a great way to stay on top of your
account.

**Register today at SearsCard.com.**

It's free, and you won't believe how
much time you can save. See for
yourself at SearsCard.com.

Your Credit Summary

Total Credit Line	\$350.00
Available Credit Line	\$0.00
Cash Access Line	\$0.00
Available Cash	\$0.00

Activity	Sale Date	Post Date	Description	Amount
	08/04/06	08/04/06	PAYMENT - THANK YOU	- 20.00
	08/23/06	08/23/06	ACCOUNT CARE 877 524 5985	3.44
	08/22/06	08/22/06	LATE PAYMENT FEE	39.00

YOUR ACCOUNT IS SERIOUSLY PAST DUE. AMOUNT PAST
DUE IS SHOWN ABOVE. ARRANGEMENTS FOR FUTURE
PAYMENTS SHOULD BE MADE IMMEDIATELY.

Sears Gold MasterCard®

Account Number: 5121 0718 9444 8863



Account Balance

\$369.81

Payment
Due Date

09/20/06

Total
Minimum Due

\$142.90

Amount Enclosed

\$

0285362 EX 15 A

06235 1 TXS583 FVC 001 7 N



JOE L ADAMS SR
721 OGDEN RD
ROCK HILL SC 29730-5021



Make check payable to
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COLUMBUS, OH 43218-3082

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100 5121071894448863 0036981 0014290 0002000 1513

141

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JOE L. ADAMS SR

Account Number: XXXX XXXX XXXX 8863

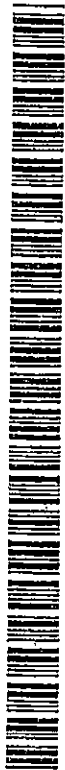
Page 2 of 2

285302

Payment Due Date

09/20/06

Rates	*Rate Varies	Balance	Average Daily Balance	Corresponding ANNUAL PERCENTAGE RATE	Periodic Rate D=Day M=Month	Periodic FINANCE CHARGE
SEARS						
REGULAR		\$369.81	\$331.87	32.24%*	.0884%(D)*	\$8.50
EXTERNAL						
REGULAR		\$0.00	\$0.00	32.24%*	.0884%(D)*	\$0.00
CASH ACCESS						
REGULAR		\$0.00	\$0.00	32.24%*	.0884%(D)*	\$0.00
Days in Billing Period: 29		Effective ANNUAL PERCENTAGE RATE: 32.24%				Minimum FINANCE CHARGE: \$0.00



cesf

142

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JOE L ADAMS SR
Account Number: 5121 0718 9444 8863
Page 1 of 2

Payment Due Date

11/17/06

Your Account Summary

Billing Cycle Closing Date	10/20/06
Amount Over Credit Line	\$147.49
Amount Past Due	\$126.75
Current Minimum Due	\$55.14
Total Minimum Due	\$329.38
Previous Balance	\$457.73
Payments & Credits	\$50.00
Activity	\$4.62
Other Charges	\$74.00
FINANCE CHARGES	\$11.14
Account Balance	\$497.49

Manage your account online—it's FREE

Pay your bill...track purchases...set email alerts...
even request a credit line increase—do it all online at
SearsCard.com. It's a great way to stay on top of your
account.



Register today at SearsCard.com.
It's free, and you won't believe how
much time you can save. See for
yourself at SearsCard.com.

Your Credit Summary

Total Credit Line	\$350.00
Available Credit Line	\$0.00
Cash Access Line	\$0.00
Available Cash	\$0.00

Activity	Sale Date	Post Date	Description	Amount
	10/03/06	10/03/06	PAYMENT - THANK YOU	- 50.00
	10/20/06	10/20/06	ACCOUNTCARE 877 524 5985	4.62
	10/20/06	10/20/06	OVERLIMIT FEE	35.00
	10/19/06	10/19/06	LATE PAYMENT FEE	39.00

YOUR ACCOUNT IS PAST DUE. FAILURE TO MAKE A
FULL PAYMENT BY YOUR NEXT BILLING CYCLE CLOSING
DATE WILL CAUSE CANCELLATION OF YOUR
ACCOUNTCARE® PROTECTION.

Sears Gold MasterCard®

Account Number: 5121 0718 9444 8863



Account Balance

\$497.49

Payment
Due Date

11/17/06

Total
Minimum Due

\$329.38

Amount Enclosed

\$

0155658 EX 14 A

06293 1 TXS503 FVG 001 7 N



JOE L ADAMS SR
721 OGDEN RD
ROCK HILL SC 29730-6021



Make check payable to
SEARS CREDIT CARDS
PO BOX 183082
COLUMBUS, OH 43218-3082

Please make address corrections above.

100 5121071894448863 0049749 0032938 0005000 1415

143

Sears Gold MasterCard®

Call us at 1-800-888-8488
Go to www.searscard.com
Write to us at PO Box 6922 The Lakes, NV 89001-6922

JOE L ADAMS SR
Account Number: XXXX XXXX XXXX 8863
Page 2 of 2
165658

Payment Due Date

11/17/06

Rates	*Rate Varies	Balance	Average Daily Balance	Corresponding ANNUAL PERCENTAGE RATE	Periodic Rate D=Day M=Month	Periodic FINANCE CHARGE
SEARS						
REGULAR		\$497.49	\$434.85	32.24%*	.0884%(D)*	\$11.14
EXTERNAL						
REGULAR		\$0.00	\$0.00	32.24%*	.0884%(D)*	\$0.00
CASH ACCESS						
REGULAR		\$0.00	\$0.00	32.24%*	.0884%(D)*	\$0.00
Days In Billing Period: 29		Effective ANNUAL PERCENTAGE RATE: 32.24%				Minimum FINANCE CHARGE: \$0.00

Cardmember News

Please note, effective immediately, we are changing your Card Agreement as follows: The total periodic rate finance charge for a billing cycle will now be the sum of the periodic rate finance charges for each balance, rounded to the nearest cent (rather than rounded to the next highest cent). Please keep this notice.



66

144

Sears Gold MasterCard®

Call us at 1-800-669-8488
Go to www.searscard.com
Write to us at PO Box 6922 The Lakes, NV 88901-6922

JOE L ADAMS SR
Account Number: 5121 0718 9444 8883
Page 1 of 2

Payment Due Date

08/22/06

Your Account Summary

Billing Cycle Closing Date 07/25/06
Amount Over Credit Line \$0.00
Amount Past Due \$40.91
Current Minimum Due \$50.68
Total Minimum Due \$91.59

Previous Balance \$309.04
Payments & Credits \$20.00
Activity \$3.15
Other Charges \$39.00
FINANCE CHARGES \$7.68
Account Balance \$338.87

Check out your new
easy to read statement!

You'll find that it is easier
for you to locate the important
information you need regarding
your account.

Thank you for being
a valued customer.

**Your Credit Summary**

Total Credit Line \$350.00
Available Credit Line \$0.00
Cash Access Line \$0.00
Available Cash \$0.00

Activity	Sett Date	Post Date	Description	Amount
	07/05/06	07/05/06	PAYMENT - THANK YOU	- 20.00
	07/25/06	07/25/06	ACCOUNT CARE 877 624 5985	3.15
	07/25/06	07/25/06	LATE PAYMENT FEE	39.00

THE AMOUNT DUE SHOWN ABOVE INCLUDES A PAST DUE
AMOUNT. YOU SHOULD SEND THE ENTIRE AMOUNT DUE
NOW. IF PAYMENT HAS BEEN MADE RECENTLY, THANK
YOU.

Sears Gold MasterCard®

Account Number: 5121 0718 9444 8883



Account Balance

\$338.87

Payment
Due Date

08/22/06

Total
Minimum Due

\$91.59

Amount Enclosed

\$

0154436 ED 16 8A

06206 1 TXS503 FV9 001 7 N



JOE L ADAMS SR
721 OGDEN RD
ROCK HILL SC 29730-5021



Make check payable to
SEARS CREDIT CARDS
PO BOX 183082
COLUMBUS, OH 43218-3082

Please make address corrections above.

100 5121071894448883 0033887 0009159 0002000 1618

67

145

Sears Gold MasterCard®

Call us at 1-800-889-8488

Go to www.searscard.com

Write to us at PO Box 8922 The Lakes, NV 88901-8922

JOE L ADAMS SR

Account Number: XXXX XXXX XXXX 8863

Page 2 of 2

154430

Payment Due Date

08/22/06

Rates	*Rate Varies	Balance	Average Daily Balance	Corresponding ANNUAL PERCENTAGE RATE	Periodic Rate D=Day M=Month	Periodic FINANCE CHARGE
SEARS						
REGULAR		\$338.87	\$299.61	32.24%*	.0884%(D)*	\$7.68
EXTERNAL						
REGULAR		\$0.00	\$0.00	32.24%*	.0884%(D)*	\$0.00
CASH ACCESS						
REGULAR		\$0.00	\$0.00	32.24%*	.0884%(D)*	\$0.00
Days In Billing Period: 29		Effective ANNUAL PERCENTAGE RATE: 32.24%			Minimum FINANCE CHARGE: \$0.00	

Cardmember News

Update: Effective 09/01/06, MasterRental® Insurance coverage is not available for vehicles rented in Ireland, Israel, or Jamaica. Call 1-800-MC-ASSIST to request a copy of your Guide to Benefits, or visit mastercard.com/RESW to view your benefits online. Certain terms, conditions, and exclusions apply to all benefits.

PAYMENT ALERT: To avoid a late fee, please get your payment to us by the cutoff time on the due date shown on your billing statement.



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Sears Gold MasterCard®

Call us at 1-800-869-8488
Go to www.searscard.com
Write to us at PO Box 6922 The Lakes, NV 89001-6922

JOE L ADAMS SR
Account Number: 5121 0718 9444 8863
Page 1 of 2

Payment Due Date**10/19/06****Your Account Summary**

Billing Cycle Closing Date	09/21/06
Amount Over Credit Line	\$107.73
Amount Past Due	\$123.09
Current Minimum Due	\$53.66
Total Minimum Due	\$284.48
Previous Balance	\$369.81
Payments & Credits	\$0.00
Activity	\$4.26
Other Charges	\$74.00
FINANCE CHARGES	\$9.66
Account Balance	\$457.73

Manage your account online—it's FREE

Pay your bill...track purchases...set email alerts...
even request a credit line increase—do it all online at
SearsCard.com. It's a great way to stay on top of your
account.



Register today at SearsCard.com.
It's free, and you won't believe how
much time you can save. See for
yourself at SearsCard.com.

Your Credit Summary

Total Credit Line	\$350.00
Available Credit Line	\$0.00
Cash Access Line	\$0.00
Available Cash	\$0.00

Activity	Set Date	Post Date	Description	Amount
	09/21/06	09/21/06	ACCOUNTCARE 877 524 5985	4.26
	09/21/06	09/21/06	OVERLIMIT FEE	35.00
	09/20/06	09/20/06	LATE PAYMENT FEE	39.00

YOUR ACCOUNT IS PAST DUE. FAILURE TO MAKE A
FULL PAYMENT BY YOUR NEXT BILLING CYCLE CLOSING
DATE WILL CAUSE CANCELLATION OF YOUR
ACCOUNTCARE® PROTECTION.

Sears Gold MasterCard®

Account Number: 5121 0718 9444 8863

**Account Balance**

\$457.73

**Payment
Due Date**

10/19/06

**Total
Minimum Due**

\$284.48

Amount Enclosed

\$

0150250 EX 14 A

06264 1 TXS503 FVG 001 7 H



JOE L ADAMS SR
721 OGDEN RD
ROCK HILL SC 29730-5021



Make check payable to
SEARS CREDIT CARDS
PO BOX 183082
COLUMBUS, OH 43218-3082

Please make address corrections above.

100 5121071894448863 0045773 0028448 0000000 1419

147

Sears Gold MasterCard®

Call us at 1-800-669-8488
Go to www.searscard.com
Write to us at PO Box 8922 The Lakes, NV 89001-8922

JOE L ADAMS SR
Account Number: XXXX XXXX XXXX 8863
Page 2 of 2
150250

Payment Due Date

10/19/06

Rates	*Rate Varies	Balance	Average Daily Balance	Corresponding ANNUAL PERCENTAGE RATE	Periodic Rate D=Day M=Month	Periodic FINANCE CHARGE
SEARS						
REGULAR		\$457.73	\$377.11	32.24%*	.0884%(D)*	\$9.66
EXTERNAL						
REGULAR		\$0.00	\$0.00	32.24%*	.0884%(D)*	\$0.00
CASH ACCESS						
REGULAR		\$0.00	\$0.00	32.24%*	.0884%(D)*	\$0.00
Days In Billing Period: 29		Effective ANNUAL PERCENTAGE RATE: 32.24%				Minimum FINANCE CHARGE: \$0.00

Cardmember News

Effective October 1, 2006, Citibank (South Dakota), N.A. will be the Issuer of your account. From that date, the words "we, us, and our" as used in your card agreement will refer to Citibank (South Dakota), N.A.

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Sears Gold MasterCard®

Call us at 1-800-669-8488
Go to www.searacard.com
Write to us at PO Box 6922 The Lakes, NV 88901-6922

JOE L ADAMS SR
Account Number: 5121 0718 9444 8863
Page 1 of 2

Payment Due Date

12/18/06

Your Account Summary

Billing Cycle Closing Date	11/20/06
Amount Over Credit Line	\$240.93
Amount Past Due	\$181.89
Current Minimum Due	\$58.95
Total Minimum Due	\$481.77
Previous Balance	\$497.49
Payments & Credits	\$0.00
Purchases & Debits	\$5.49
Other Charges	\$74.00
FINANCE CHARGES	\$13.95
Account Balance	\$590.93

Your Credit Summary

Total Credit Line	\$350.00
Available Credit Line	\$0.00
Cash Access Line	\$0.00
Available Cash	\$0.00

Activity	Sale Date	Post Date	Description	Amount
	11/20/06	11/20/06	ACCOUNTCARE 877 524 5985	5.49
	11/20/06	11/20/06	OVERLIMIT FEE	35.00
	11/17/06	11/17/06	LATE PAYMENT FEE	39.00

YOUR ACCOUNT IS SERIOUSLY PAST DUE. AMOUNT PAST DUE IS SHOWN ABOVE. ARRANGEMENTS FOR FUTURE PAYMENTS SHOULD BE MADE IMMEDIATELY.

Sears Gold MasterCard®

Account Number: 5121 0718 9444 8863



Account Balance

\$590.93

Payment Due Date

12/18/06

Total Minimum Due

\$481.77

Amount Enclosed

\$

0258543 EX 14 8

06324 1 TXS503 FVG 001 7 N



JOE L ADAMS SR
721 OGDEN RD
ROCK HILL SC 29730-5021



Make check payable to
SEARS CREDIT CARDS
PO BOX 183082
COLUMBUS, OH 43218-3082

Please make address corrections above.

100 5121071894448863 0059093 0048177 0000000 1414

149

Sears Gold MasterCard®

Call us at 1-800-869-8488

Go to www.searscard.com

Write to us at PO Box 6922 The Lakes, NV 89001-6922

JOE L ADAMS SR

Account Number: XXXX XXXX XXXX 8883

Page 2 of 2

258543

Payment Due Date

12/18/06

Rates	*Rate Varies	Balance	Average Daily Balance	Corresponding ANNUAL PERCENTAGE RATE	Periodic Rate D=Day M=Month	Periodic FINANCE CHARGE
SEARS						
REGULAR		\$590.93	\$509.17	32.24%*	.0884%(D)*	\$13.95
EXTERNAL						
REGULAR		\$0.00	\$0.00	32.24%*	.0884%(D)*	\$0.00
CASH ACCESS						
REGULAR		\$0.00	\$0.00	32.24%*	.0884%(D)*	\$0.00
Days in Billing Period: 31		Effective ANNUAL PERCENTAGE RATE: 32.24%				
		Minimum FINANCE CHARGE: \$0.00				



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Sears Gold MasterCard®

Call us at 1-800-889-8468
Go to www.searscard.com
Write to us at PO Box 6922 The Lakes, NV 89001-6922

JOE L ADAMS SR
Account Number: 5121 0718 9444 8863
Page 1 of 2

Payment Due Date**01/16/07****Your Account Summary**

Billing Cycle Closing Date	12/19/06
Amount Over Credit Line	\$45.56
Amount Past Due	\$0.00
Current Minimum Due	\$54.63
Total Minimum Due	\$100.19
Previous Balance	\$590.93
Payments & Credits	\$246.00
Purchases & Debits	\$0.00
Other Charges	\$39.00
FINANCE CHARGES	\$11.63
Account Balance	\$395.56

Your Credit Summary

Total Credit Line	\$350.00
Available Credit Line	\$0.00
Cash Access Line	\$0.00
Available Cash	\$0.00

Activity	Sale Date	Post Date	Description	Amount
	11/27/06	11/27/06	PAY-BY-PHONE PAYMENT DEERFIELD IL	- 181.00
	12/19/06	12/19/06	PAYMENT - THANK YOU	- 65.00
	12/18/06	12/18/06	LATE PAYMENT FEE	39.00

YOUR ACCOUNT BALANCE IS OVER THE CREDIT LINE.
PLEASE PAY THE DIFFERENCE BETWEEN YOUR CREDIT
LINE AND YOUR CURRENT ACCOUNT BALANCE. IF YOU
HAVE ALREADY SENT US THIS PAYMENT, THANK YOU.

Sears Gold MasterCard®

Account Number: 5121 0718 9444 8863

**Account Balance**

\$395.56

**Payment
Due Date**

01/16/07

**Total
Minimum Due**

\$100.19

Amount Enclosed

\$

0265469 ED 13 A

06353 1 TXS503 FVG 001 7 N



JOE L ADAMS SR
721 OGDEN RD
ROCK HILL SC 29730-5021



Make check payable to
SEARS CREDIT CARDS
PO BOX 183082
COLUMBUS, OH 43218-3082

Please make address corrections above.

100 5121071894448863 0039556 0010019 0024600 1319

73

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Sears Gold MasterCard®

Call us at 1-800-860-8488

Go to www.searccard.com

Write to us at PO Box 6922 The Lakes, NV 89901-6922

JOE L ADAMS SR

Account Number: XXXX XXXX XXXX 8863

Page 2 of 2

286489

Payment Due Date

01/16/07

Rates	*Rate Varies	Balance	Average Daily Balance	Corresponding ANNUAL PERCENTAGE RATE	Periodic Rate D=Day M=Month	Periodic FINANCE CHARGE
SEARS						
REGULAR		\$395.56	\$453.78	32.24%*	.0884%(D)*	\$11.63
EXTERNAL						
REGULAR		\$0.00	\$0.00	32.24%*	.0884%(D)*	\$0.00
CASH ACCESS						
REGULAR		\$0.00	\$0.00	32.24%*	.0884%(D)*	\$0.00
Days in Billing Period: 29		Effective ANNUAL PERCENTAGE RATE: 32.24%				Minimum FINANCE CHARGE: \$0.00



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Sears Gold MasterCard®

Call us at 1-800-660-8486
Go to www.searscard.com
Write to us at PO Box 6022 The Lakes, NV 88901-6022

JOE L ADAMS SR
Account Number: 5121 0718 9444 8863
Page 1 of 2

Payment Due Date

02/16/07

Your Account Summary

Billing Cycle Closing Date	01/19/07
Amount Over Credit Line	\$35.63
Amount Past Due	\$0.00
Current Minimum Due	\$54.07
Total Minimum Due	\$89.70
Previous Balance	\$395.56
Payments & Credits	\$60.00
Purchases & Debits	\$0.00
Other Charges	\$39.00
FINANCE CHARGES	\$11.07
Account Balance	\$385.63

Manage your account online—it's FREE

Pay your bill...track purchases...set email alerts...
even request a credit line increase—do it all online at
SearsCard.com. It's a great way to stay on top of your
account.



Register today at SearsCard.com.
It's free, and you won't believe how
much time you can save. See for
yourself at SearsCard.com.

Your Credit Summary

Total Credit Line	\$350.00
Available Credit Line	\$0.00
Cash Access Line	\$0.00
Available Cash	\$0.00

Activity	Set Date	Post Date	Description	Amount
	01/19/07	01/19/07	PAYMENT - THANK YOU	- 60.00
	01/16/07	01/16/07	LATE PAYMENT FEE	39.00

YOUR ACCOUNT BALANCE IS OVER THE CREDIT LINE.
PLEASE PAY THE DIFFERENCE BETWEEN YOUR CREDIT
LINE AND YOUR CURRENT ACCOUNT BALANCE. IF YOU
HAVE ALREADY SENT US THIS PAYMENT, THANK YOU.

Sears Gold MasterCard®

Account Number: 5121 0718 9444 8863



Account Balance	Payment Due Date	Total Minimum Due	Amount Enclosed
\$385.63	02/16/07	\$89.70	\$

0252479 E0 13 A

07019 1 TXS503 FVG 001 7 N



JOE L ADAMS SR
721 OGDEN RD
ROCK HILL SC 29730-5021



Make check payable to
SEARS CREDIT CARDS
PO BOX 183082
COLUMBUS, OH 43218-3082

Please make address corrections above.

100 5121071894448863 0038563 0008970 0006000 1313

153

Sears Gold MasterCard®

Call us at 1-800-669-8488

Go to www.searscard.com

Write to us at PO Box 6922 The Lakes, NV 89001-0922

JOE L ADAMS SR

Account Number: XXXX XXXX XXXX 8863

Page 2 of 2

252479

Payment Due Date

02/16/07

Rates	*Rate Varies	Balance	Average Daily Balance	Corresponding ANNUAL PERCENTAGE RATE	Periodic Rate D=Day M=Month	Periodic FINANCE CHARGE
SEARS						
REGULAR		\$385.63	\$403.93	32.24%*	.0884%(D)*	\$11.07
EXTERNAL						
REGULAR		\$0.00	\$0.00	32.24%*	.0884%(D)*	\$0.00
CASH ACCESS						
REGULAR		\$0.00	\$0.00	32.24%*	.0884%(D)*	\$0.00
Days In Billing Period: 31		Effective ANNUAL PERCENTAGE RATE: 32.24%				
		Minimum FINANCE CHARGE: \$0.00				

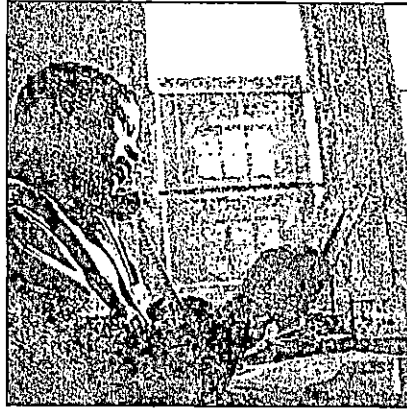


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EXHIBIT IX

Credit Card Fraud Financial Exploitation Continued
by Respondent
for Joe L. Adams Sr.
File 142756



Real answers from real people.

When you have a question or concern about your Discover® Card Account, we're here. 24 hours a day, 7 days a week. And you won't get caught in an endless automated voice loop—you'll be connected to a friendly, knowledgeable Customer Service Representative in less than a minute. It's just one of the ways we put you first.

Call us at 1-800-DISCOVER (1-800-347-2683).

©2005 Discover Bank, Member FDIC

Closing Date: June 23, 2005

page 2 of 2



Finance Charge Summary

Balance Transfer offer for current billing period: Daily Periodic Rate: 0.02712%; corresponding ANNUAL PERCENTAGE RATE: 9.90%. Rate is subject to the terms of the offer including expiration.

	Average Daily Balances	Daily Periodic Rates	Nominal ANNUAL PERCENTAGE RATES	ANNUAL PERCENTAGE RATES	Periodic FINANCE CHARGES	Transaction Fee FINANCE CHARGES
current billing period: 31 days						
Purchases	\$3815.23	0.05477%	19.99% F	19.99%	\$64.78	none
Cash Advances	\$0	0.06299%	22.99% F	22.99%	\$0	\$0

The rates that apply to your Account are either fixed (F) or they may vary (V) as noted above.

Questions? Manage your account at Discovercard.com

"1-800-DISCOVER (1-800-347-2683)"

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Payment Due Date
November 22, 2004

\$

Please make check payable to Discover Platinum Card or pay online @ Discovercard.com.

00091138 01 FP 0.371 T2 23 SDS4RB07 465

ADAMS, JOE
PO BOX 35271
CHARLOTTE NC 28235-5271

Save time and a stamp this month by paying your bill online. To find out about our free and flexible online payment features, visit Discovercard.com/payments

PO BOX 15251
WILMINGTON DE 19886-5251

Address, e-mail or telephone change? Print change in space above, or go to Discovercard.com. Print your e-mail address to receive important Account information and special offers.

000006011003487518977003732700000000001000

Discover Platinum Card Account Summary

Closing Date: October 23, 2004

page 1 of 2

Account Number 6011 0034 8751 8977
Payment Due Date November 22, 2004
Minimum Payment Due \$10.00
Credit Limit \$3,900.00
Credit Available \$3,526.00
Cash Credit Limit \$2,000.00
Cash Credit Available \$2,000.00

Previous Balance	\$0.00
Payments And Credits	- 0.00
Purchases	+ 373.27
Cash Advances	+ 0.00
Balance Transfers	+ 0.00
Finance Charges	+ 0.00
New Balance	= \$373.27

You may be able to avoid Periodic Finance Charges, see the reverse side for details.

Cashback Bonus[®] Gas & Auto

Cashback Bonus[®] Anniversary
Date: July 23

Opening Cashback Bonus Balance	\$ 0.00
New Cashback Bonus Earned	+ 0.00
	+ 3.71

Cashback Bonus Balance Available to Redeem	\$ 3.71
	\$ 0.00

Keep using your Discover(R) Card and watch your Cashback Bonus(R) award grow! Remember, once your Cashback Bonus award is at least \$20, you can redeem your award by calling us or by logging into the Account Center at Discovercard.com.

How Can We Help You?

Please have your Discover Card available.

Manage your account online at Discovercard.com

Customer Service: 1-800-DISCOVER (1-800-347-2683)

For Account Inquiries, write to us at:
Discover Platinum Card, PO Box 30943
Salt Lake City, UT 84130

TDD (Telecommunications Device for the Deaf):
For assistance, see reverse side.

Transactions

\$0 Fraud Liability Guarantee Use your Discover Card with confidence.

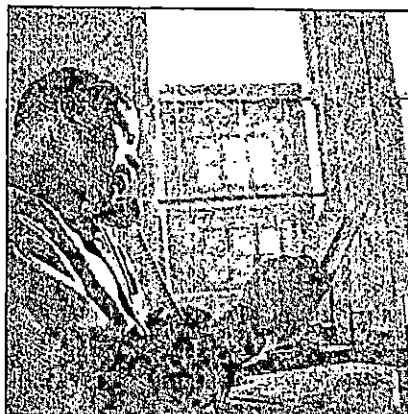
	Trans. Date	Post Date		
Merchandise/Retail	Oct 2	Oct 2	GAP #4806/THE CHARLOTTE NC	\$ 142.39
	Oct 4	Oct 4	0775 CATO - CATO PLUS E CHARLOTE NC	12.63
	Oct 10	Oct 10	GOODY'S FAMILY CLOTHING ROCK HILL SC	171.61
Other/Miscellaneous	Oct 23	Oct 23	CREDITSAFE PLUS INSURANCE 1-800-453-0280	2.49
Department Store	Oct 2	Oct 2	HECHT'S #71 CHARLOTTE NC	44.15

Go paperless! Elect to stop receiving your Discover(R) Card statements by mail and receive them exclusively online. You'll get an e-mail notification when your statement is available online and a printable version of your statement for your records. Visit the Account Center at Discovercard.com to enroll.

Request FREE Additional Cards for your Account and share your Discover(R) Card with the people closest to you. Call 1-800-DISCOVER or visit Discovercard.com/AdditionalCards to learn more.

TRANSFER BALANCES Today - Call 1-800-767-7399 now or visit Discovercard.com to see what Balance Transfer rate is available for you. Pay off loans, make home improvements or take that dream vacation. It's a fast and easy way to save

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Real answers from real people.

When you have a question or concern about your Discover® Card Account, we're here. 24 hours a day, 7 days a week. And you won't get caught in an endless automated voice loop—you'll be connected to a friendly, knowledgeable Customer Service Representative in less than a minute. It's just one of the ways we put you first.

Call us at 1-800-DISCOVER (1-800-347-2683).

©2005 Discover Bank, Member FDIC

Closing Date: October 23, 2004

page 2 of 2

Hey Juniors! We are searching for outstanding high school juniors to apply for the Discover(R) Card Tribute Award(R) Scholarship Program. More than \$1 million will be awarded to high school juniors who have excelled beyond academics. To find out more, visit our website at www.Discovercard.com/tribute.htm.

Lock Your CD Rate Today! Move fast to lock your Certificate of Deposit interest rate with Discover Bank's fast, free and secure CD Electronic Deposit! It's the easy, safe way to fund a new CD or add funds to a maturing Discover CD, directly from your bank account. Visit www.discoverbank.com. Mention SC4Q04PC when you open your CD. Member FDIC.

TRANSFER BALANCES TODAY! Call 1-800-767-7399 now or visit Discovercard.com to see what Balance Transfer rate is available for you. Pay off your loans, bills or take that dream vacation. It's a fast and easy way to save money!

Finance Charge Summary

Balance Transfer offer for current billing period: Daily Periodic Rate: 0.00000%; corresponding ANNUAL PERCENTAGE RATE: 0.00%. Rate is subject to the terms of the offer including expiration.

	Average Daily Balances	Daily Periodic Rates	Nominal ANNUAL PERCENTAGE RATES	ANNUAL PERCENTAGE RATES	Periodic FINANCE CHARGES	Transaction Fee FINANCE CHARGES
current billing period: 30 days						
Purchases	\$0	0.05477%	19.99% F	19.99%	\$0	none
Promotional Purchases	\$0	0.00000%	0.00% F	0.00%	\$0	none
Cash Advances	\$0	0.06299%	22.99% F	22.99%	\$0	\$0
previous billing period: 31 days						
Purchases	\$0	0.05477%	19.99% F	19.99%	\$0	none

The rates that apply to your Account are either fixed (F) or they may vary (V) as noted above.

Questions? Manage your account at Discovercard.com
or call 1-800-DISCOVER (1-800-347-2683).

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Payment Due Date
May 22, 2005

\$

Please make check payable to Discover Platinum Card or pay online @ Discovercard.com.

00091147 01 FP 0.371 T5 23 SDS4RB07 465
ADAMS, JOE
PO BOX 35271
CHARLOTTE NC 28235-5271

Save time and a stamp this month by paying your bill online. To find out about our free and flexible online payment features, visit Discovercard.com/payments

PO BOX 15251
WILMINGTON DE 19886-5251

Address, e-mail or telephone change? Print change in space above, or go to Discovercard.com. Print your e-mail address to receive important Account information and special offers.

000006011003487518977035611701000000007200

Discover Platinum Card Account Summary

Account Number	6011 0034 8751 8977	Closing Date: April 23, 2005	page 1 of 3
Payment Due Date	May 22, 2005	Previous Balance	\$4,307.12
Minimum Payment Due	\$72.00	Payments And Credits	- 1,000.00
Credit Limit	\$5,100.00	Purchases	+ 190.73
Credit Available	\$1,538.00	Cash Advances	+ 0.00
Cash Credit Limit	\$2,600.00	Balance Transfers	+ 0.00
Cash Credit Available	\$1,538.00	Finance Charges	+ 63.32
		New Balance	= \$3,561.17

You may be able to avoid Periodic Finance Charges, see the reverse side for details.

Cashback Bonus[®] Gas & Auto

Opening Cashback Bonus Balance	\$ 30.31
New Cashback Bonus Earned	+ 0.00
	+ 0.39
Cashback Bonus Balance Available to Redeem	\$ 30.70
	\$ 20.00

How Can We Help You?

Please have your Discover Card available.
Manage your account online at Discovercard.com
Customer Service: 1-800-DISCOVER (1-800-347-2683)

For Account Inquiries, write to us at:
Discover Platinum Card, PO Box 30943
Salt Lake City, UT 84130
TDD (Telecommunications Device for the Deaf):
For assistance, see reverse side.

Transactions

\$0 Fraud Liability Guarantee Use your Discover Card with confidence.

	Trans. Date	Post Date		
Payments and Credits	Mar 31	Mar 31	PAYMENT - THANK YOU	\$ -1,000.00
Merchandise/Retail	Mar 23	Mar 24	WALMRT SUPERCNT 005063 CHARLOTTE NC	137.13
Other/Miscellaneous	Mar 31	Mar 31	PAY BY PHONE PROCESSING FEE - DBT	10.00
	Apr 23	Apr 23	CREDITSAFE PLUS INSURANCE 1-800-453-0280	23.84
Supermarkets	Mar 22	Mar 24	FOOD LION #0769 CHARLOTTE NC	19.76

America's #1 Credit Card Rewards Program. Get a Cashback Bonus(R) on all your purchases with unlimited earnings. Then double your reward with gift cards or certificates from Discover Card Partners such as BLOCKBUSTER(R), FTD.com and The Sharper Image(R).



Real answers from real people.

When you have a question or concern about your Discover® Card Account, we're here. 24 hours a day, 7 days a week. And you won't get caught in an endless automated voice loop—you'll be connected to a friendly, knowledgeable Customer Service Representative in less than a minute. It's just one of the ways we put you first.

Call us at 1-800-DISCOVER (1-800-347-2683).

©2005 Discover Bank, Member FDIC

Closing Date: April 23, 2005

page 2 of 3



Finance Charge Summary

Balance Transfer offer for current billing period: Daily Periodic Rate: 0.02712%; corresponding ANNUAL PERCENTAGE RATE: 9.90%. Rate is subject to the terms of the offer including expiration.

	Average Daily Balances	Daily Periodic Rates	Nominal ANNUAL PERCENTAGE RATES	ANNUAL PERCENTAGE RATES	Periodic FINANCE CHARGES	Transaction Fee FINANCE CHARGES
current billing period: 31 days						
Purchases	\$3729.57	0.05477%	19.99% F	19.99%	\$63.32	none
Cash Advances	\$0	0.06299%	22.99% F	22.99%	\$0	\$0

The rates that apply to your Account are either fixed (F) or they may vary (V) as noted above.

Questions? Manage your account at Discovercard.com

or call 1-800-DISCOVER (1-800-347-2683).

160

Cashback Bonus[®] Plus Summary

Cashback Bonus Anniversary Date: July 23	Balance
Previous Cashback Bonus Award Balance	\$ 30.31
Gas & Purchase Award	+ 0.00
	0.39
	0.00
Cashback Bonus Award Total	30.70
Cashback Bonus Award Balance	30.70
Award Available to Redeem	\$ 20.00



1

161

Payment Due Date
December 22, 2004

\$

Please make check payable to Discover Platinum Card or pay online @ Discovercard.com.

00081139 01 FP 0.371 T2 23 SDS4RB07 465

ADAMS, JOE
PO BOX 35271
CHARLOTTE NC 28235-5271Save time and a stamp this month by paying your bill online. To find out about our free and flexible online payment features, visit Discovercard.com/paymentsPO BOX 15251
WILMINGTON DE 19886-5251Address, e-mail or telephone change? Print change in space above, or go to Discovercard.com. Print your e-mail address to receive important Account information and special offers.

000006011003487518977005134800035000001100

Discover Platinum Card Account Summary

Closing Date: November 23, 2004

page 1 of 2

Account Number 6011 0034 8751 8977
 Payment Due Date December 22, 2004
 Minimum Payment Due \$11.00
 Credit Limit \$3,900.00
 Credit Available \$3,386.00
 Cash Credit Limit \$2,000.00
 Cash Credit Available \$2,000.00

Previous Balance \$373.27
 Payments And Credits - 35.00
 Purchases + 174.71
 Cash Advances + 0.00
 Balance Transfers + 0.00
 Finance Charges + 0.50
 New Balance = \$513.48

You may be able to avoid Periodic Finance Charges, see the reverse side for details. Minimum periodic *finance charge* of \$.50 applies this billing period.

Cashback Bonus*

Gas & Auto

Opening Cashback Bonus Balance \$ 3.71
 New Cashback Bonus Earned + 0.00
 + 1.71

Cashback Bonus* Since Anniversary Date of July 23: \$5.42

Cashback Bonus Balance \$ 5.42
 Available to Redeem \$ 0.00

How Can We Help You?

Please have your Discover Card available.
 Manage your account online at Discovercard.com
 Customer Service: 1-800-DISCOVER (1-800-347-2683)

For Account Inquiries, write to us at:
 Discover Platinum Card, PO Box 30943
 Salt Lake City, UT 84130
 TDD (Telecommunications Device for the Deaf):
 For assistance, see reverse side.

Transactions

\$0 Fraud Liability Guarantee Use your Discover Card with confidence.

Trans. Date	Post Date	Description	Amount
Nov 5	Nov 5	PAYMENT - THANK YOU	\$ -35.00
Nov 4	Nov 4	JOS A BANK #79 CHARLOTTE NC	149.58
Nov 23	Nov 23	CREDITSAFE PLUS INSURANCE 1-800-453-0280	3.43
Nov 17	Nov 17	BILO #237 CHARLOTTE NC	21.70

Finance Charge Summary

Balance Transfer offer for current billing period; Daily Periodic Rate: 0.00000%; corresponding ANNUAL PERCENTAGE RATE: 0.00%. Rate is subject to the terms of the offer including expiration.

	Average Daily Balances	Daily Periodic Rates	Nominal ANNUAL PERCENTAGE RATES	ANNUAL PERCENTAGE RATES	Periodic FINANCE CHARGES	Transaction Fee FINANCE CHARGES
current billing period: 31 days						
Purchases	\$2.51	0.05477%	19.99% F	19.99%	\$0.04	none
Promotional Purchases	\$450.72	0.00000%	0.00% F	0.00%	\$0	none
Cash Advances	\$0	0.06299%	22.99% F	22.99%	\$0	\$0
previous billing period: 30 days						
Purchases	\$0	0.05477%	19.99% F	19.99%	\$0	none
Promotional Purchases	\$225.30	0.00000%	0.00% F	0.00%	\$0	none

The rates that apply to your Account are either fixed (F) or they may vary (V) as noted above.

Protect your good credit during this busy Holiday season. ProfileProtect(R) helps you manage your credit, prevent identity theft & reduce your risk of fraud. ProfileProtect provides a copy of your credit report, monitors your credit file every business

162

Cashback Bonus® Plus Summary

Cashback Bonus Anniversary Date: July 23	Balance
Previous Cashback Bonus Award Balance	\$ 3.71
Gas & Purchase Award	+ 0.00
	1.71
Cashback Bonus Award Total	5.42
Cashback Bonus Award Balance	5.42
Award Available to Redeem	\$ 0.00



23

163

EXHIBIT X

PLEASE SEAL FROM PUBLIC VIEWING

TAX LIENS COPIES OF TAX LIENS

by Respondent
for Joe L. Adams Sr.

File 143059

16-18

Form 668 (Y)(c)
(Rev. February 2004)

11290

Department of the Treasury - Internal Revenue Service

Notice of Federal Tax Lien

Area:

SMALL BUSINESS/SELF EMPLOYED AREA #3
Lien Unit Phone: (800) 913-6050

Serial Number

198166316

For Optional Use by Recording Office

FEB 24 2016

FILED
2016 FEB 24 AM 11:39
MECKLENBURG COUNTY CLERK

10 m 1330

As provided by section 6321, 6322, and 6323 of the Internal Revenue Code, we are giving a notice that taxes (including interest and penalties) have been assessed against the following-named taxpayer. We have made a demand for payment of this liability, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of these taxes, and additional penalties, interest, and costs that may accrue.

Name of Taxpayer JUVENAL O OGBUNEKE

Residence 6218 IDLEBROOK DR
CHARLOTTE, NC 28212

IMPORTANT RELEASE INFORMATION: For each assessment listed below, unless notice of the lien is refiled by the date given in column (e), this notice shall, on the day following such date, operate as a certificate of release as defined in IRC 6325(a).

Kind of Tax (a)	Tax Period Ending (b)	Identifying Number (c)	Date of Assessment (d)	Last Day for Refiling (e)	Unpaid Balance of Assessment (f)
6672	09/30/2014	XXX-XX-9137	04/06/2015	05/06/2025	42012.77
Place of Filing CLERK OF SUPERIOR COURT MECKLENBURG COUNTY CHARLOTTE, NC 28202					Total \$ 42012.77

This notice was prepared and signed at BALTIMORE, MD , on this,

the 09th day of February, 2016.

Signature *Cheryl Cordery*
for RITA WEST

Title
REVENUE OFFICER 23-12-1913
(704) 548-4522

(NOTE: Certificate of officer authorized by law to take acknowledgment is not essential to the validity of Notice of Federal Tax Lien
Rev. Rul. 71-466, 1971 - 2 C.B. 409)

Part 1 - Kept By Recording Office

Form 668(Y)(c) (Rev. 2-2004)
CAT. NO 60025X

165

19-90

192613

9607 Department of the Treasury - Internal Revenue Service

Form 668 (Y)(c)
(Rev. February 2004)

Notice of Federal Tax Lien

Area **SMALL BUSINESS/SELF EMPLOYED AREA #3** Serial Number **353718819**

Lien Unit Phone (800) 829-3903

For Optional Use by Recording Office

As provided by section 6321, 6322, and 6323 of the Internal Revenue Code, we are giving a notice that taxes (including interest and penalties) have been assessed against the following-named taxpayer. We have made a demand for payment of this liability, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of these taxes, and additional penalties, interest, and costs that may accrue.

Name of Taxpayer **JUVERNAL O & BETTY A OGBUNEKE**

Residence **6218 IDLEBROOK DR
CHARLOTTE, NC 28212**

IMPORTANT RELEASE INFORMATION For each assessment listed below, unless notice of the lien is refilled by the date given in column (e), this notice shall on the day following such date operate as a certificate of release as defined in IRC 6325(a)

Kind of Tax (a)	Tax Period Ending (b)	Identifying Number (c)	Date of Assessment (d)	Last Day for Refiling (e)	Unpaid Balance of Assessment (f)
1040	12/31/2015	XXX-XX-9137	11/21/2016	12/21/2026	3289 38
1040	12/31/2016	XXX-XX-9137	11/20/2017	12/20/2027	2451 06
1040	12/31/2017	XXX-XX-9137	11/19/2018	12/19/2028	8670 76
Place of Filing CLERK OF SUPERIOR COURT MECKLENBURG COUNTY CHARLOTTE, NC 28202					Total \$ 14411 20

This notice was prepared and signed at BALTIMORE, MD, on this,

the 23rd day of April, 2019

Signature *Kevin Dean Curry* Title **ACS SBSE** **23-00-0008**

for S **MCGUIGAN** (800) 829-3903

(NOTE: Certificate of officer authorized by law to take acknowledgment is not essential to the validity of Notice of Federal Tax Lien. Rev. Rul. 71-466, 1971-2 CB 409)

Part 1 Kept By Recording Office

Form **668(Y)(c)** (Rev. 2.2004)
CAT NO 60026X

APR 29 2019

2019 APR 29 P 2 00

FILED

MECKLENBURG COUNTY, NC

19

166

Form 668 (Y)(c)
(Rev. February 2004)

5216

Department of the Treasury - Internal Revenue Service

Notice of Federal Tax Lien

Area:

SMALL BUSINESS/SELF EMPLOYED AREA #3
Lien Unit Phone: (800) 913-6050

Serial Number

202736016

For Optional Use by Recording Office

As provided by section 6321, 6322, and 6323 of the Internal Revenue Code, we are giving a notice that taxes (including interest and penalties) have been assessed against the following-named taxpayer. We have made a demand for payment of this liability, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of these taxes, and additional penalties, interest, and costs that may accrue.

Name of Taxpayer JUVENAL O & BETTY A OGBUNEKE

Residence

6218 IDLEBROOK DR
CHARLOTTE, NC 28212

IMPORTANT RELEASE INFORMATION: For each assessment listed below, unless notice of the lien is refilled by the date given in column (e), this notice shall, on the day following such date, operate as a certificate of release as defined in IRC 6326(a).

Kind of Tax (a)	Tax Period Ending (b)	Identifying Number (c)	Date of Assessment (d)	Last Day for Refiling (e)	Unpaid Balance of Assessment (f)
1040	12/31/2014	XXX-XX-9137	11/23/2015	12/23/2025	10091.97

Place of Filing

CLERK OF SUPERIOR COURT
MECKLENBURG COUNTY
CHARLOTTE, NC 28202

Total \$ 10091.97

This notice was prepared and signed at BALTIMORE, MD, on this,
the 10th day of March, 2016.

Signature

Cheryl Cordery

for RITA WEST

Title
REVENUE OFFICER
(704) 548-4522

23-12-1913

(NOTE: Certificate of officer authorized by law to take acknowledgment is not essential to the validity of Notice of Federal Tax Lien
Rev. Rul. 71-486, 1971 - 2 C.B. 409)

Part 1 - Kept By Recording Office

Form 668(Y)(c) (Rev. 2-2004)
CAT. NO 60025X

16-38

MAR 18 2016

FILED
2016 MAR 18 PM 2:38
MECKLENBURG COUNTY, C.S.C.

80

167

Form 668 (Y)(c)
(Rev. February 2004)

11290

Department of the Treasury - Internal Revenue Service

Notice of Federal Tax Lien

15-2

Area:
SMALL BUSINESS/SELF EMPLOYED AREA #3
Lien Unit Phone: (800) 913-6050

Serial Number

137532515

For Optional Use by Recording Office

As provided by section 6321, 6322, and 6323 of the Internal Revenue Code, we are giving a notice that taxes (including interest and penalties) have been assessed against the following-named taxpayer. We have made a demand for payment of this liability, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of these taxes, and additional penalties, interest, and costs that may accrue.

Name of Taxpayer JUVENAL O & BETTY A OGBUNEKE

Residence 6218 IDLEBROOK DR
CHARLOTTE, NC 28212

IMPORTANT RELEASE INFORMATION: For each assessment listed below, unless notice of the lien is refilled by the date given in column (e), this notice shall, on the day following such date, operate as a certificate of release as defined in IRC 6326(a).

JAN 13 2015

Kind of Tax (a)	Tax Period Ending (b)	Identifying Number (c)	Date of Assessment (d)	Last Day for Refiling (e)	Unpaid Balance of Assessment (f)
1040	12/31/2013	XXX-XX-9137	11/17/2014	12/17/2024	14483.77

Place of Filing

CLERK OF SUPERIOR COURT
MECKLENBURG COUNTY
CHARLOTTE, NC 28202

Total \$ 14483.77

This notice was prepared and signed at BALTIMORE, MD, on this,
the 05th day of January, 2015.

Signature

Cheryl Cordaro

for RITA WEST

Title
REVENUE OFFICER
(704) 548-4522

23-12-1913

(NOTE: Certificate of officer authorized by law to take acknowledgment is not essential to the validity of Notice of Federal Tax Lien
Rev. Rul. 71-466, 1971-2 C.B. 409)

Part 1 - Kept By Recording Office

Form 668(Y)(c) (Rev. 2-2004)
CAT. NO 60025X

81

168

Form 668 (Y)(c)
(Rev. February 2004)

11883

Department of the Treasury - Internal Revenue Service

Notice of Federal Tax Lien

1471

Area:

SMALL BUSINESS/SELF EMPLOYED AREA #3
Lien Unit Phone: (800) 913-6050

Serial Number

107073714

For Optional Use by Recording Office

As provided by section 6321, 6322, and 6323 of the Internal Revenue Code, we are giving a notice that taxes (including interest and penalties) have been assessed against the following-named taxpayer. We have made a demand for payment of this liability, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of these taxes, and additional penalties, interest, and costs that may accrue.

JUL 08 2014

Name of Taxpayer JUVENAL O OGBUNEKE

Residence

6218 IDLEBROOK DR
CHARLOTTE, NC 28212

IMPORTANT RELEASE INFORMATION: For each assessment listed below, unless notice of the lien is refilled by the date given in column (e), this notice shall, on the day following such date, operate as a certificate of release as defined in IRC 6325(a).

FILED
JUL -8 AM 10:58
MECKLENBURG CO., N.C.
BY

Kind of Tax (a)	Tax Period Ending (b)	Identifying Number (c)	Date of Assessment (d)	Last Day for Refiling (e)	Unpaid Balance of Assessment (f)
6672	12/31/2010	XXX-XX-9137	09/02/2013	10/02/2023	8098.86
6672	09/30/2011	XXX-XX-9137	09/02/2013	10/02/2023	13240.96
6672	09/30/2012	XXX-XX-9137	12/16/2013	01/15/2024	25461.45
6672	12/31/2012	XXX-XX-9137	12/16/2013	01/15/2024	25798.12
6672	03/31/2013	XXX-XX-9137	12/16/2013	01/15/2024	28775.69
Place of Filing CLERK OF SUPERIOR COURT MECKLENBURG COUNTY CHARLOTTE, NC 28202					Total \$ 101375.08

This notice was prepared and signed at BALTIMORE, MD, on this,
the 27th day of June, 2014.

Signature

for RITA WEST

Title
REVENUE OFFICER
(704) 548-4522

23-12-1913

(NOTE: Certificate of officer authorized by law to take acknowledgment is not essential to the validity of Notice of Federal Tax Lien
Rev. Rul. 71-466, 1971 - 2 C.B. 409)

Part 1 - Kept By Recording Office

Form 668(Y)(c) (Rev. 2-2004)
GAT. NO 60Q25X

169

Form 668 (Y)(c)
(Rev. February 2004)

11883

Department of the Treasury - Internal Revenue Service

Notice of Federal Tax Lien

14-71

Area:

SMALL BUSINESS/SELF EMPLOYED AREA #3
Lien Unit Phone: (800) 913-6050

Serial Number

107073614

For Optional Use by Recording Office

As provided by section 6321, 6322, and 6323 of the Internal Revenue Code, we are giving a notice that taxes (including interest and penalties) have been assessed against the following-named taxpayer. We have made a demand for payment of this liability, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of these taxes, and additional penalties, interest, and costs that may accrue.

Name of Taxpayer JUVENAL O & BETTY A OGBUNEKE

Residence

6218 IDLEBROOK DR
CHARLOTTE, NC 28212

IMPORTANT RELEASE INFORMATION: For each assessment listed below, unless notice of the lien is refiled by the date given in column (e), this notice shall, on the day following such date, operate as a certificate of release as defined in IRC 6325(a).

JUL 08 2014

FILED
2014 JUL -8 AM 10:53
MECKLENBURG CO. CLERK
BY

Kind of Tax (a)	Tax Period Ending (b)	Identifying Number (c)	Date of Assessment (d)	Last Day for Refiling (e)	Unpaid Balance of Assessment (f)
1040	12/31/2008	XXX-XX-9137	06/22/2009	07/22/2019	230.34
1040	12/31/2010	XXX-XX-9137	05/30/2011	06/29/2021	2248.83
1040	12/31/2011	XXX-XX-9137	08/27/2012	09/26/2022	3168.79
1040	12/31/2012	XXX-XX-9137	11/11/2013	12/11/2023	10874.99
Place of Filing CLERK OF SUPERIOR COURT MECKLENBURG COUNTY CHARLOTTE, NC 28202					Total \$ 16522.95

This notice was prepared and signed at BALTIMORE, MD, on this,
the 27th day of June, 2014.

Signature

for RITA WEST

Title
REVENUE OFFICER
(704) 548-4522

23-12-1913

(NOTE: Certificate of officer authorized by law to take acknowledgment is not essential to the validity of Notice of Federal Tax Lien
Rev. Rul. 71-466, 1971 - 2 C.B. 409)

Part 1 - Kept By Recording Office

Form 668(Y)(c) (Rev. 2-2004)
CAT. NO 60025X

170

11883 Department of the Treasury - Internal Revenue Service
Form 668 (Y)(c)
 (Rev. February 2004) **Notice of Federal Tax Lien** 14-71

Area: SMALL BUSINESS/SELF EMPLOYED AREA #3 Serial Number 107073614
 Lien Unit Phone: (800) 913-6050 For Optional Use by Recording Office

As provided by section 6321, 6322, and 6323 of the Internal Revenue Code, we are giving a notice that taxes (including interest and penalties) have been assessed against the following-named taxpayer. We have made a demand for payment of this liability, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of these taxes, and additional penalties, interest, and costs that may accrue.

Name of Taxpayer JUVENAL O & BETTY A OGBUNEKE

Residence 6218 IDLEBROOK DR
 CHARLOTTE, NC 28212

IMPORTANT RELEASE INFORMATION: For each assessment listed below, unless notice of the lien is refiled by the date given in column (e), this notice shall, on the day following such date, operate as a certificate of release as defined in IRC 6325(a).

Kind of Tax (a)	Tax Period Ending (b)	Identifying Number (c)	Date of Assessment (d)	Last Day for Refiling (e)	Unpaid Balance of Assessment (f)
1040	12/31/2008	XXX-XX-9137	06/22/2009	07/22/2019	230.34
1040	12/31/2010	XXX-XX-9137	05/30/2011	06/29/2021	2248.83
1040	12/31/2011	XXX-XX-9137	08/27/2012	09/26/2022	3168.79
1040	12/31/2012	XXX-XX-9137	11/11/2013	12/11/2023	10874.99

Place of Filing CLERK OF SUPERIOR COURT
 MECKLENBURG COUNTY
 CHARLOTTE, NC 28202 Total \$ 16522.95

This notice was prepared and signed at BALTIMORE, MD, on this, the 27th day of June, 2014.

Signature 
 for RITA WEST Title REVENUE OFFICER 23-12-1913
 (704) 548-4522

STATE OF NORTH CAROLINA				File No. 18 SP	
MECKLENBURG COUNTY				In the General Court of Justice	
Name of Petitioner 1 Substitute Trustee Services, Inc., Substitute Trustee		SPECIAL PROCEEDINGS ACTION COVER SHEET Rule 5(b), Rules of Practice For Superior and District Courts			
Tax ID/SSN					
Name of Petitioner 2					
Tax ID/SSN					
Name of Petitioner 3		Name And Address Of Attorney Or Party If Not Represented (complete for Initial appearance or change of address)			
Tax ID/SSN					
VERSUS		HUTCHENS LAW FIRM P.O. BOX 1028 FAYETTEVILLE, NC 28302			
Name of Respondent 1 Juvernal O. Ogbuneke		Attorney Bar No.			
Tax ID/SSN	Summons Submitted ☐ Yes ☐ No	☐ Initial Appearance in Case		☐ Change of Address	
Name of Respondent 2 Betty A. Ogbuneke		Name of Firm Hutchens Law Firm			
Tax ID/SSN	Summons Submitted ☐ Yes ☐ No	TAX ID NO. 56-1824731	TELEPHONE NO. (910) 864-3068	FAX NO. (910) 864-0562	
Name of Respondent 3		Counsel For ☐ All Petitioners ☐ All Respondents ☐ Only (List Party(ies) Represented)			
Tax ID/SSN	Summons Submitted ☐ Yes ☐ No				
		APPLICATION			
(check appropriate box) ☐ Adoption (ADOP) ☐ Boundary Settlement (BNDR) ☐ Cartway (CART) ☐ Condemnation - Private Condemn or/Mill (CNDM) ☐ Dec Estate - Sell Land to Create Assets (PESE) ☐ Decedent's Estate - Sell Personal Property (SLPS) ☐ Drainage - Individual/Corporation (DRNG) ☐ Drainage District - Establishment (DRDS) ☒ Foreclosure (FORE) ☐ Incompetency (INCM) ☐ Land Registration - Torrens Act (TORR) ☐ Legitimation (LGMT) ☐ Minor's Estate - Disburse Funds (DFND)		☐ Minor/Incom Estate - Sale/Lease/Mortgage (MIES) ☐ Minor Settlement (MSTL) ☐ Motor Vehicle Lien G.S. 44A (MVLN) ☐ Name Change (NAME) ☐ Partition (PART) ☐ Protective Services Adult (PRSE) ☐ Renunciation of Testamentary Trustee (RNNT) ☐ Resignation of Trustee (RSNT) ☐ Surplus Funds - Determine Ownership (DOSF) ☐ Sterilization (STRL) ☐ Unknown Heirs - Proceeding to Determine (TDHE) ☐ Year's Allowance - Spouse/Child (SSCA) ☐ Other (specify)			
Date: April 19, 2018 Case No: 1240125 (FC.FAY)		Signature Of Attorney/Party/Substitute Trustee Lanee Borsman Attorney at Law <i>Lanee Borsman</i>			

EXHIBIT XI

PLEASE SEAL FROM PUBLIC VIEWING

CONTINUED TAX LIENS 3/2021

by Respondent

YEAR OF DADS DEATH 2/12/2021

for Joe L. Adams Sr.

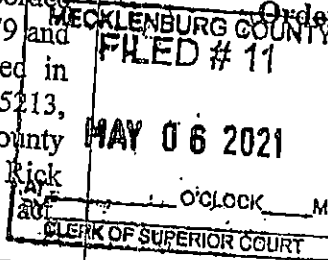
File 143236

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
BEFORE THE CLERK
21-SP-431

IN RE: Foreclosure of Deed of Trust from Betty A. Ogbuneke and Juvernal O. Ogbuneke, wife and husband, to Deanna Daughhetee, Trustee, dated June 19, 1998 and recorded June 23, 1998, in Book 9749 at Page 179 and Loan Modification Agreements recorded in Book 22539, at Page 853 and in Book 25213, at Page 184 of the Mecklenburg County Public Registry by Frances S. White or Rick D. Lail, either one of whom may Substitute Trustee.



The above captioned matter was scheduled for hearing before the Clerk of Superior Court of Mecklenburg County, North Carolina on May 10, 2021 at 2:00 p.m. Good cause has been shown as to the reason for continuance of the foreclosure hearing.

IT IS HEREBY ORDERED that the foreclosure hearing in the above captioned matter is continued and shall be conducted via Webex, using the access information below on September 13, 2021 at 2:00 p.m.

This 16th day of May, 2021.

M. L. V. R.
Asst. Clerk of Superior Court
Mecklenburg County, North Carolina

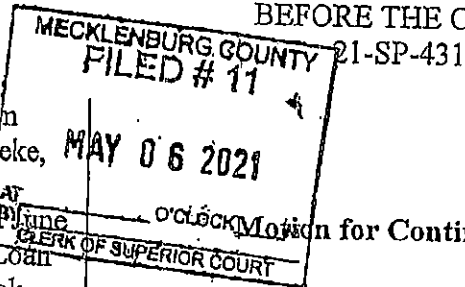
<https://nccourts.webex.com/meet/meckcr3130.sh>

OR

Go to Webex.com & click "Join Meeting."
Enter Meeting Number: 126 270 4830

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
BEFORE THE CLERK



IN RE: Foreclosure of Deed of Trust from Betty A. Ogburne and Juvernal O. Ogburne, wife and husband, to Deanna Daughette, Trustee, dated June 19, 1998 and recorded June 23, 1998, in Book 9749 at Page 179 and Loan Modification Agreements recorded in Book 22539, at Page 853 and in Book 25213, at Page 184 of the Mecklenburg County Public Registry by Frances S. White or Rick D. Lail, either one of whom may act, Substitute Trustee.

Motion for Continuance

The undersigned respectfully moves the Court for an Order of Continuance, pursuant to N.C.G.S., §7A-103, of the hearing on May 10, 2021 at 2:00 p.m. and ordering a new hearing to be held at the same place on September 13, 2021 at 2:00 p.m. and in support of same shows the court that:

1. Frances S. White or Rick D. Lail either one of whom may act were duly appointed Substitute Trustee by an appointment recorded in Mecklenburg County Register of Deeds.
2. All parties, necessary hereto, were properly served for the hearing scheduled for May 10, 2021 at 2:00 p.m. and now upon Motion the hearing needs to be continued to September 13, 2021 at 2:00 p.m.

WHEREFORE, Movant moves the Court to allow the continuance of the hearing scheduled for May 10, 2021 at 2:00 p.m. to September 13, 2021 at 2:00 p.m. in order to allow the mortgagee additional time to work with the mortgagor for a resolution, and therefore allow a continued hearing to be held on September 13, 2021 at 2:00 p.m. at the same location as the previous hearing.

This 5th day of May, 2021.

Frances S. White (SEAL)
Frances S. White or Rick D. Lail, either one of
whom may act, Substitute Trustee
P.O. Box 30081
Charlotte, N.C. 28230-0081
(704) 817-8134

SHERIFF'S FORECLOSURE NOTICE TURN 000431

Paper Received: 3/12/21 Returned: 3/18/21 Case No.: 21-SP-

Respondent(s): Betty A. Ogbunike

Service/Posting Location: 6218 Idlebrook DR. Charlotte NC 28212

Type of Service

() Personal Service: By serving personally _____
(DATE) _____ (TIME) _____

(x) Leaving copies with: Betty Ogbunike Juvaron Ogbunike (son) who is a person of suitable age and discretion and who resides in the respondent's dwelling, house or usual place of abode.

() Posting at: (DATE) _____ (TIME) _____ pursuant to G.S. 45-21.16(a).

SPECIAL NOTE: Upon information and belief, the Sheriff has performed what legally constitutes a due and diligent search under prevailing legal standards. While this conclusion is ultimately one for the court, the Sheriff provides to the court as a courtesy the following particulars regarding efforts at service (deputy should check all that are applicable):

- ☐ Respondent has no established and well-known residence
- ☐ Respondent has no established and well-know employment location
- ☐ No person was present at the address provided, or person would not answer door (describe attempts): _____
- ☐ Person at the address provided advises that Respondent no longer resides there
- ☐ Person at the address provided cannot advise Respondent's new residence or employment information
- ☐ Person at the address states that Respondent is unknown to them
- ☐ Address provided appears to be vacant
- ☐ Petitioner provided no additional information or whereabouts of Respondent
- ☐ Other: _____
- ☐ No Service (or posting) and reason: _____

DEPUTY: J. Kessler

SHERIFF: Garry McEdden

COUNTY: Mecklenburg

State of North Carolina/Mecklenburg County
AFFIDAVIT OF SERVICE

PERSONALLY APPEARED before me, the undersigned authority, J. Kossler X2291
Deputy Sheriff of Mecklenburg County, so being duly sworn, deposes and says that in the County of Mecklenburg,
State of North Carolina, serving the Defendant/ Respondent by the laws governing service of Civil Process within the
State of North Carolina, he/she delivered to the within named Defendant/ Respondent at the following time(s) and
place(s) to wit:

Received Date/Time: 3/12/21 11:19 am

Defendant/ Respondent: Betty Ogburne

Case Number: 21 SP000431

Type(s) of Process: ☐ Summons ☐ Complaint ☒ Foreclosure ☐ Notice ☐ Child Support ☐ A&P
(Check All That Apply) ☐ Other: _____

On: 3/18/21 (Date) at: 4:20 (Time) am/pm

☐ **Individual Service:** The Defendant/Respondent listed above was served personally at _____
and time listed above. (Location, Address) on the date

☒ **Substitute Service:** Service was completed by leaving a true copy of the process listed above with
Juarez Ogburne (son) at _____
(Name, Relationship) (Location)
6218 Edlbrook Dr. on the date and time listed above.
(Address)

☐ **Corporate, LLC, Partnership, Association or Government Service:** By leaving a true copy
of the process listed above with _____
at _____ (Name, Title)
on the date and time listed above. (Location, Address) of the said entity

☐ **Posting:** Pursuant to G.S. 42-29 (Summary Ejectment) service was made by mailing first class mail a copy
of the summons and complaint to the defendant and by posting a copy of the summons and complaint at
the following premises _____
on the date at time listed above. (Location, Address)

☐ **Non-Service:** Service of the process listed above was not completed at _____
(Address) on the Defendant/Respondent listed above for the
following reason: _____
on the date and time listed above.

Garry L. McFadden
Sheriff Mecklenburg County NC

By: J. Kossler X2291
Deputy Sheriff
Mecklenburg County Sheriff's Office

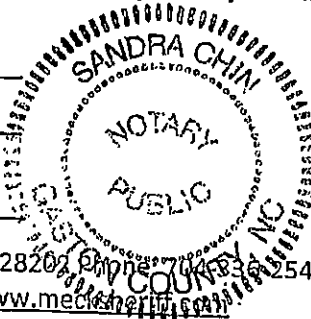
3/18/21 1620
Date/Time

Sworn to and subscribed before me,

This 19 day of May 2021

Sandra Chin
Notary Public

My commission expires: 3.6.2024



700 East Fourth Street Charlotte, NC 28202 Phone: 704-336-2543 Fax: 704-432-3763
<http://www.mecksheriff.com>

MCSO Executive Staff Approved: REV: 7/22/14

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SHERIFF'S FORECLOSURE NOTICE. RETURN

15 000431

Paper Received: 3/12/21 Returned: 3/16/21 Case No.: 21-SP-

Respondent(s): Juvenal O. Ogburne

Service/Posting Location: 6218 Idlebrook Dr. Charlotte NC 28212

Type of Service

- () Personal Service: By serving personally (DATE) (TIME)
- (✓) Leaving copies with: Juvenal Ogburne (son), who is a person of suitable age and discretion and who resides in the respondent's dwelling, house or usual place of abode.
- () Posting at: (DATE) (TIME) pursuant to G.S. 45-21.16(a).

SPECIAL NOTE: Upon information and belief, the Sheriff has performed what legally constitutes a due and diligent search under prevailing legal standards. While this conclusion is ultimately one for the court, the Sheriff provides to the court as a courtesy the following particulars regarding efforts at service (deputy should check all that are applicable):

- ☐ Respondent has no established and well-known residence
- ☐ Respondent has no established and well-know employment location
- ☐ No person was present at the address provided, or person would not answer door (describe attempts):
- ☐ Person at the address provided advises that Respondent no longer resides there
- ☐ Person at the address provided cannot advise Respondent's new residence or employment information
- ☐ Person at the address states that Respondent is unknown to them
- ☐ Address provided appears to be vacant
- ☐ Petitioner provided no additional information or whereabouts of Respondent
- ☐ Other:
- ☐ No Service (or posting) and reason:

DEPUTY: J. Kessler x2011

SHERIFF: Barry McFadden

COUNTY: Mecklenburg

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State of North Carolina/Mecklenburg County
AFFIDAVIT OF SERVICE

PERSONALLY APPEARED before me, the undersigned authority, J. Kossler x2991
Deputy Sheriff of Mecklenburg County, so being duly sworn, deposes and says that in the County of Mecklenburg,
State of North Carolina, serving the Defendant/ Respondent by the laws governing service of Civil Process within the
State of North Carolina, he/she delivered to the within named Defendant/ Respondent at the following time(s) and
place(s) to wit:

Received Date/Time: 3/12/21 11:19am

Defendant/ Respondent: Juvenal Ogburne

Case Number: 21SP000431

Type(s) of Process: ☐ Summons ☐ Complaint ☒ Foreclosure ☐ Notice ☐ Child Support ☐ A&P
(Check All That Apply) ☐ Other: _____

On: 3/18/21 (Date) at: 4:20 (Time) PM (am/pm)

☐ Individual Service: The Defendant/Respondent listed above was served personally at _____
and time listed above. (Location, Address) on the date

☒ Substitute Service: Service was completed by leaving a true copy of the process listed above with
Juarez Ogburne (Son) at _____
(Name, Relationship) (Location)
6218 Idlebrook Dr. on the date and time listed above.
(Address)

☐ Corporate, LLC, Partnership, Association or Government Service: By leaving a true copy
of the process listed above with _____
at _____ (Name, Title)
on the date and time listed above. (Location, Address) of the said entity

☐ Posting: Pursuant to G.S. 42-29 (Summary Ejectment) service was made by mailing first class mail a copy
of the summons and complaint to the defendant and by posting a copy of the summons and complaint at
the following premises _____
on the date at time listed above. (Location, Address)

☐ Non-Service: Service of the process listed above was not completed at _____
(Location)
_____ on the Defendant/Respondent listed above for the
(Address)
following reason: _____
on the date and time listed above.

Garry L. McFadden
Sheriff Mecklenburg County NC

By: J. Kossler x2991
Deputy Sheriff
Mecklenburg County Sheriff's Office

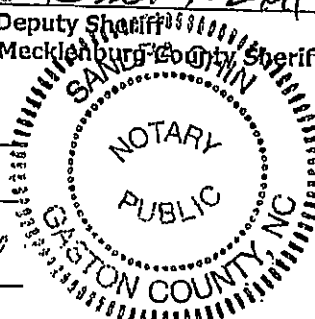
3/18/21 11:20
Date/Time

Sworn to and subscribed before me,

This 19 day of March 2021

Notary Public

My commission expires: 3.6.2024



700 East Fourth Street Charlotte, NC 28202 Phone: 704-336-2543 Fax: 704-432-3763
<http://www.mecksheriff.com>

MCISO Executive Staff Approved: REV: 7/22/14

STATE OF NORTH CAROLINA

COUNTY OF MECKLENBURG

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
BEFORE THE CLERK

21-SP-_____

IN RE: Foreclosure of Deed of Trust)
 from Betty A. Ogbunke and Juvernal O.)
 Ogbunke, wife and husband, to Deanna)
 Daughhetee, Trustee, dated June 19,)
 1998 and recorded June 23, 1998, in)
 Book 9749 at Page 179 and Loan)
 Modification Agreements recorded in)
 Book 22539, at Page 853 and in Book)
 25213, at Page 184 of the Mecklenburg)
 County Public Registry by Frances S.)
 White or Rick D. Lail, either one of)
 whom may act, Substitute Trustee.

NOTICE OF HEARING

TO: Betty A. Ogbunke
 6218 Idlebrook Drive
 Charlotte, NC 28212

Juvernall O. Ogbunke
 6218 Idlebrook Drive
 Charlotte, NC 28212

Property Address: 6218 Idlebrook Drive, Charlotte, NC 28212

YOU ARE HEREBY NOTIFIED that the Clerk of the Superior Court of Mecklenburg County, North Carolina, shall conduct a hearing pursuant to North Carolina General Statutes, Section 45-21.16 with regard to the foreclosure of certain real property, as set forth in the above-referenced caption for this foreclosure action.

In order to protect your health and others, a hearing before the Clerk of Court will occur remotely via WebEx <https://nccourts.webex.com/meet/meckcr3130.sh> -OR- Alternate method of accessing hearing: Go to Webex.com, enter meeting number: 126 270 4830 ON **THE 10TH DAY OF MAY, 2021 AT 2:00 PM. O'CLOCK**, instructions on the virtual hearing process and Motion and Order for exemption from remote hearing (if applicable) are attached. **THE HEARING MAY BE CONTINUED TO OR BE HELD AT A LATER TIME OR DATE, IN WHICH EVENT YOU WILL RECEIVE WRITTEN NOTICE.** Information may be obtained from the Civil Department, Special Proceedings Division of the Office of the Clerk of Superior Court for direction to the appropriate hearing location.

- 120 (1) The particular real estate security interest being foreclosed is a Deed of Trust from Betty A. Ogbunke and Juvernall O. Ogbunke, wife and husband (hereinafter referred to as Grantor), to Deanna Daughhetee, Trustee, dated June 19, 1998, recorded June 23, 1998 securing an indebtedness in the original principal amount of \$24,850.00 as recorded in Book 9749, Page 179 and Loan Modification Agreements recorded in Book 22539, at Page 853 and in Book 25213, at Page 184, Mecklenburg County Public Registry.

MAY 12 2021 10:17

RDL/ 20-0111

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
BEFORE THE CLERK
21-SP-_____

IN RE: Foreclosure of Deed of Trust)
from Betty A. Ogbuneke and Juvernal O.)
Ogbuneke, wife and husband, to Deanna)
Daughhetee, Trustee, dated June 19,)
1998 and recorded June 23, 1998, in)
Book 9749 at Page 179 and Loan)
Modification Agreements recorded in)
Book 22539, at Page 853 and in Book)
25213, at Page 184 of the Mecklenburg)
County Public Registry by Frances S.)
White or Rick D. Lail, either one of)
whom may act, Substitute Trustee.

NOTICE OF HEARING

TO: Betty A. Ogbuneke
6218 Idlebrook Drive
Charlotte, NC 28212

Juvernal O. Ogbuneke
6218 Idlebrook Drive
Charlotte, NC 28212

Property Address: 6218 Idlebrook Drive, Charlotte, NC 28212

YOU ARE HEREBY NOTIFIED that the Clerk of the Superior Court of Mecklenburg County, North Carolina, shall conduct a hearing pursuant to North Carolina General Statutes, Section 45-21.16 with regard to the foreclosure of certain real property, as set forth in the above-referenced caption for this foreclosure action.

In order to protect your health and others, a hearing before the Clerk of Court will occur remotely via WebEx <https://nccourts.webex.com/meet/meckcr3130.sh> -OR- Alternate method of accessing hearing: Go to Webex.com, enter meeting number: 126 270 4830 ON **THE 10TH DAY OF MAY, 2021 AT 2:00 PM. O'CLOCK**, instructions on the virtual hearing process and Motion and Order for exemption from remote hearing (if applicable) are attached. THE HEARING MAY BE CONTINUED TO OR BE HELD AT A LATER TIME OR DATE, IN WHICH EVENT YOU WILL RECEIVE WRITTEN NOTICE. Information may be obtained from the Civil Department, Special Proceedings Division of the Office of the Clerk of Superior Court for direction to the appropriate hearing location.

- (1) The particular real estate security interest being foreclosed is a Deed of Trust from Betty A. Ogbuneke and Juvernal O. Ogbuneke, wife and husband (hereinafter referred to as Grantor), to Deanna Daughhetee, Trustee, dated June 19, 1998, recorded June 23, 1998 securing an indebtedness in the original principal amount of \$24,850.00 as recorded in Book 9749, Page 179 and Loan Modification Agreements recorded in Book 22539, at Page 853 and in Book 25213, at Page 184, Mecklenburg County Public Registry.

- (2) The real property subject to this foreclosure and described in the above-referenced Deed of Trust recorded in Book 9749, on Page 179 and Loan Modification Agreements recorded in Book 22539, at Page 853 and in Book 25213, at Page 184 is located in the County of Mecklenburg, State of North Carolina, as more particularly described therein, which legal description is made a part hereof and incorporated herein by reference as if fully set forth herein and briefly described as Lot 1, Block 20 of Idlewild, Map Bk 13, Pg 59.

The address for the property as shown as security on the Note and Deed of Trust is: 6218 Idlebrook Drive, Charlotte, NC 28212.

- (3) Should an order for sale be entered at the hearing, the date and time of the foreclosure sale will be on the 7th day of June, 2021 at 11:00 AM o'clock, and the place of sale will be the **Mecklenburg County Courthouse**, at such place therein where foreclosure sales are being held that day, which information may be obtained from the Civil Department, Special Proceedings Division of the Office of the Clerk of Superior Court. A copy of the Notice of Sale is attached hereto and incorporated herein by reference which provides the information as required by the North Carolina General Statutes, Section 45-21.16A, and this Notice of Hearing is intended to serve also as a notice of sale, pursuant to N.C.G.S. 45-21.16. You will be notified of any change in the hour, date and place of sale.
- (4) The original holder of the above-described Deed of Trust and the debt secured thereby was American Equity Mortgage of NC, Inc.
- (5) The present holder of the above-described Deed of Trust and the debt secured thereby is New Start Notes, LLC, (the "Holder") and the Holder's address is: 11110 NE Conifer Dr., Vancouver, WA 98662, telephone number (360) 607-5126 or (503) 616-0697.
- (6) The Holder has instructed the Substitute Trustee in the above-described Deed of Trust to institute foreclosure proceedings, pursuant to the power of sale contained therein because of the following default: failure to make payments on time, when due.
- (7) The Holder has accelerated the maturity of the debt secured by the above-referenced Deed of Trust.
- (8) The Holder, pursuant to NCGS 45-21.16 (c)(5a) as amended, has given written confirmation to the Trustee or Substitute Trustee that it has or has caused a written statement to be sent by first class mail to the Debtor at Debtor's last known address within 30 days of the date of this Notice setting forth the amount of principal, interest, and any other fees, expenses, and disbursements, that the Holder claims in good faith is owed as of the date of that written statement, and a daily interest charge based on the contract rate as of the date of that written statement and the amount of other expenses which the Holder contended it was owed as of the date of that statement and pursuant to said statute any dispute concerning the mailing or accuracy of the written statement cannot be considered at the foreclosure hearing, and nothing herein is intended to

authorize any fees, charges, or methods of charging interest which is not otherwise permitted under contract between the parties and other applicable law. The Trustee or Substitute Trustee has relied upon the written confirmation from the Holder, or the Servicer acting on behalf of the Holder, and is not liable for any inaccuracies in the written confirmation.

- (9) The Holder, pursuant to N.C.G.S., Section 45-21-16(c)(5b), has given written confirmation to the Trustee or Substitute Trustee that the Holder or the servicer acting on the Holder's behalf, within the last two years preceding the date of the statement required to be sent pursuant to N.C.G.S., Section 45-21.16 (c)(5a), has complied with any requests for information which have been made by you to the servicer pursuant to N.C.G.S., Section 45-93, unless the time limits set forth in N.C.G.S., Section 45-93 have not expired, and the Trustee or Substitute Trustee has relied upon the written confirmation from the Holder, or the Servicer acting on behalf of the Holder, and is not liable for any inaccuracies in the written confirmation.
- (10) The Holder, pursuant to NCGS, Section 45-102 and Section 45-103, has certified to the Substitute Trustee that the loan is not a home loan and if the loan is a home loan that it has, or has caused, the pre-foreclosure forty-five (45) day notice to be sent to the Debtor at Debtor's last known address prior to the filing of this Notice of Hearing; and, that within three (3) days of the sending of said notice, it has electronically filed the appropriate information about the borrower and the loan onto the Administrative Office of the Courts data base through the North Carolina Housing Finance Agency.
- (11) You have the right in accordance with N.C.G.S., Section 45-21.20 to terminate the power of sale being exercised in this foreclosure proceeding if you pay in full, or tender payment in full, of the indebtedness secured by the Deed of Trust and the expenses incurred in this matter (including compensation for the Substitute Trustee's services), prior to the time fixed for sale or prior to the expiration of the time for submitting any upset bid after sale or resale has been held. In addition, you have the right to reinstate your loan and have this foreclosure discontinued by bringing your payments current in accordance with the provisions of the Deed of Trust.
- (12) You have the right to appear before the Clerk of Superior Court at the above hearing, at which time you shall be afforded the opportunity to show cause as to why the foreclosure should not be allowed to be held. You have the right to contest the evidence that the clerk is to consider under N.C.G.S., Section 45-21.16(d), and that to authorize the foreclosure the clerk must find the existence of: (i) valid debt of which the party seeking to foreclose is the holder, (ii) default, (iii) right to foreclose under the instrument, (iv) notice to those entitled to notice under subsection (b), (v) that the underlying mortgage debt is not a home loan as defined in G.S. 45-101(1b), or if the loan is a home loan under G.S. 45-101(1b), that the pre-foreclosure notice under G.S. 45-102 was provided in all material respects, and that the periods of time established by Article 11 of this Chapter have elapsed, and (vi) that the sale is not barred by G.S. 45-21.12A. If you are currently on military duty the foreclosure may be prohibited by N.C.G.S., Section 45-21.12A. If you do not intend to contest the Holder's allegations of

default, you do not have to appear at the above hearing, and your failure to attend said hearing will affect neither your right to pay off or reinstate the indebtedness and thereby prevent the proposed sale, nor your right to attend the actual sale, should you elect to do so. If you do not appear at the hearing, the Trustee or Substitute Trustee, or the attorney for the Trustee or Substitute Trustee, will ask the Clerk for an order to sell the real property which is the subject of this foreclosure special proceeding.

- (13) The Trustee or Substitute Trustee is a neutral party and, while holding that position in the foreclosure special proceeding, may not advocate for the secured creditor or for the debtor in the foreclosure special proceeding and you have the right to seek the advice of an attorney and free legal services may be available to you by contacting Legal Aid of North Carolina, Inc., or other legal services organizations.
- (14) You have the right to apply to a judge of the Superior Court pursuant to N.C.G.S., Section 45-21.34, to enjoin the sale upon any legal or equitable ground that the court may deem sufficient prior to the time that the rights of the parties to the sale or resale become fixed, provided that you comply with the provisions of N.C.G.S., Section 21.34.
- (15) If the foreclosure sale is consummated, the purchaser at that sale will be entitled to possession of the real property which is the subject of this foreclosure special proceeding, as of the date of delivery of the Substitute Trustee's Deed to such purchaser, and you, if still in possession of said real property, can then be evicted.
- (16) You should keep the Trustee, Substitute Trustee or Holder notified in writing of your address so that you may be mailed any further notices of foreclosure setting forth the terms under which the sale will be held as well as notice of any postponement of any such sale or notice of resale.
- (17) The hearing may be held on a date later than that stated in this Notice of Hearing. The hearing may be continued to a date later than that stated in this Notice of Hearing. You will be notified by written notice of any change in hearing date.
- (18) If you have received a Chapter 7 discharge of this debt, then please be advised that we are aware you are no longer obligated for this debt and therefore this is not an attempt to collect the debt from you; however, the North Carolina General Statutes require that we advise you of this foreclosure special proceeding and any notice of the foreclosure special proceeding that you receive is for notice purposes only pursuant to those General Statutes. Please understand, we are not attempting to collect this debt from you.

This 9th day of March, 2021.

Frances S. White

Frances S. White or Rick D. Lail, either one of
whom may act, Substitute Trustee
P.O. Box 30081
Charlotte, N.C. 28230.0081
(704) 817-8134

RDL# 20-0111

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NOTICE OF SUBSTITUTE TRUSTEE'S SALE OF REAL ESTATE

UNDER AND BY VIRTUE OF the power and authority contained in that certain Deed of Trust executed and delivered by Betty A. Ogbuneke and Juvernal O. Ogbuneke, wife and husband, dated June 19, 1998, and recorded June 23, 1998, in the Office of the Register of Deeds for Mecklenburg County, North Carolina, in Book 9749 at Page 179 and Loan Modification Agreements recorded in Book 22539, at Page 853 and in Book 25213, at Page 184, securing a Note in the original principal amount of \$24,850.00, and because of default in the payment of the indebtedness thereby secured and failure to carry out and perform the stipulations and agreements therein contained and, pursuant to demand of the owner and holder of the indebtedness secured by said Deed of Trust, the undersigned Substitute Trustee will expose for sale at public auction to the highest bidder for cash at the usual place of sale in the County Courthouse of Mecklenburg County, in the City of Charlotte, North Carolina, on June 7, 2021 AT 11:00 AM o'clock, all that certain parcel of land secured by the above-described Deed of Trust recorded in Book 9749 at Page 179 and Loan Modification Agreements recorded in Book 22539, at Page 853 and in Book 25213, at Page 184, situated in Mecklenburg County, North Carolina, as more particularly described therein, which legal description is made a part hereof and incorporated herein by reference as if fully set forth herein and briefly described as Lot 1, Block 20 of Idlewild, Map Bk 13, Pg 59.

ADDRESS SHOWN AS SECURITY ON THE NOTE AND DEED OF TRUST: 6218 Idlebrook Drive, Charlotte, NC 28212.

PRESENT RECORD OWNERS as reflected on the records of the Register of Deeds not more than 10 days prior to posting the notice is/are: Juvernal O. Ogbuneke and wife, Betty A. Ogbuneke.

In the event the property which is the subject of this Notice of Sale is residential real property with less than fifteen (15) rental units, an order for possession of the property may be issued pursuant to N.C.G.S. § 45-21.29 in favor of the purchaser and against the party or parties in possession by the Clerk of Superior Court of the county in which the property is sold. Any person who occupies the property pursuant to a rental agreement entered into or renewed on or after October 1, 2007, may, after receiving the notice of sale, terminate the rental agreement by providing written notice of termination to the landlord, to be effective on a date stated in the notice that is at least 10 days, but no more than 90 days, after the sale date contained in the notice of sale, provided that the mortgagor has not cured the default at the time the tenant provides the notice of termination. The notice shall also state upon termination of a rental agreement, the tenant is liable for rent due under the rental agreement prorated to the effective date of the termination.

Should the property be purchased by a third party, that person must pay the tax of forty-five cents per One Hundred Dollars (\$100.00) required by NCGS 7A-308 (a)(1), up to a maximum of Five Hundred Dollars (\$500.00). The property is being sold "as is and where is" with no representations or warranties of any type or kind being given or to be construed as being given or made; and, no title certification of any type or kind is being made or is to be construed as being made. The terms of the sale are that the real property hereinabove described will be sold for cash to the highest bidder and that the undersigned will require the successful bidder at the sale to immediately deposit cash or certified check in the amount of the greater of five percent (5%) of the amount of the bid or seven hundred and fifty dollars (\$750.00), whichever is greater. The real property hereinabove described will be sold subject to any unpaid taxes, prior encumbrances, if any, and special assessments.

The sale will be held open for ten (10) days for upset bids as by law required and will also be subject to a ten (10) day right of redemption or to the filing of a bankruptcy petition. In the event of an upset bid, redemption or the filing of a bankruptcy petition, or any other reason that the Substitute Trustee deems necessary to redo the sale, the bid deposit will be returned and no other remedies will be assertable.

This 10th day of May, 2021.

21-SP-_____

Frances S. White

Frances S. White or Rick D. Lail, either one of whom
may act, Substitute Trustee
P.O. Box 30081
Charlotte, N.C. 28230.0081
(704) 817-8134

RDL# 20-0111

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EXHIBIT XII

PRESSURE TO FIX FLOORS AND ROOF AT 727 OGDEN RD

by Respondent

Circuit File 143751

EXHIBIT VII

Evidence Submission

Email After mom died pressure to make repairs at 727 Ogden Rd. More proof of repairs and up keep of the complete property are available.

*All Documentation and Exhibits are Considered Confidential and
Not for Public Viewing*

Subject: Floor and Roof
From: "Betty Ogbuneke" <bettyogbuneke@mvalaw.com>
Date: Mon, 29 Nov 2004 08:39:13 -0500
To: <matryx@gtcinternet.com>

Hi Tiger,

Daddy asked me to send you this email to remind you to fix the floor and the roof in

He would like you to do this before the conditions gets too bad.

He just happened to think about it this morning and wanted to remind you before th
 bad. He didn't want you to wait and the roof leaks or the floor falls in like it almost

He wanted to let you know he was concerned that it had not been done yet.

If you have any questions or would like to discuss who you can get to do the work
 see Daddy when you get a chance next door.

Thanks.

cc: Joe L. Adams, Sr.

CONFIDENTIAL & PRIVILEGED

Unless otherwise indicated or obvious from the nature of the following commun
 information contained herein is attorney-client privileged and confidential inform

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EXHIBIT VII

Evidence Submission

Email After mom died pressure to make repairs at 727 Ogden Rd. More proof of repairs and up keep of the complete property are available.

*All Documentation and Exhibits are Considered Confidential and
Not for Public Viewing*

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It is very important that the next time you are in Rock Hill that you give my Life Insurance Policy and original Birth Certificate to Dad to give to me. I will be assuming all payment obligations from here on in. All of my personal and important documentation will be locked in my safety deposit box for safe storage.

Thanks,

Joe L. Adams Jr.

CONFIDENTIAL & PRIVILEGED

Unless otherwise indicated or obvious from the nature of the following communication, the information contained herein is attorney-client privileged and confidential information/work product. The communication is intended for the use of the individual or entity named above.

If the reader of this transmission is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error or are not sure whether it is privileged, please immediately notify us by return e-mail and destroy any copies, electronic, paper or otherwise, which you may have of this communication.

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Subject: Floor and Roof
From: "Betty Ogbuneke" <bettyogbuneke@mvalaw.com>
Date: Mon, 29 Nov 2004 08:39:13 -0500
To: <matryx@gtcinternet.com>

Hi Tiger,

Daddy asked me to send you this email to remind you to fix the floor and the roof in the house.

He would like you to do this before the conditions gets too bad.

He just happened to think about it this morning and wanted to remind you before the weather gets too bad. He didn't want you to wait and the roof leaks or the floor falls in like it almost did on him.

He wanted to let you know he was concerned that it had not been done yet.

If you have any questions or would like to discuss who you can get to do the work or how it can be done, see Daddy when you get a chance next door.

Thanks.

cc: Joe L. Adams, Sr.

CONFIDENTIAL & PRIVILEGED

Unless otherwise indicated or obvious from the nature of the following communication, the information contained herein is attorney-client privileged and confidential information/work product.

EXHIBIT XIII

HELPING DAD FIGHT FOR HIS LIFE

Letters and Correspondence from Appellant to Government Agencies
Regarding Abuse

Circuit File 144020

Joe L. Adams Jr.
PO Box 35271
Charlotte NC 28235

January 1, 2020

State of North Carolina
Department of Health and Human Services
Division of Health Service Regulation
Complaint Intake and Health Care Investigations Section
2711 Mail Service Center
Raleigh, NC 27699-2711

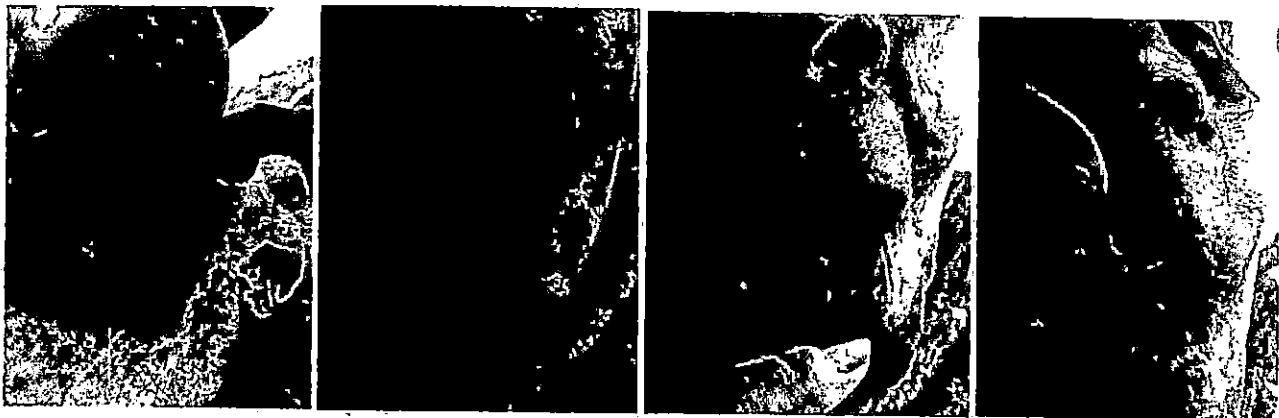
Intake Number: NC00158684, NC00142282, NC00132330, NC00126095, NC00142591

PLEASE HELP MY DAD

My name is Joe L. Adams Jr. I am power of attorney to Joe L. Adams Sr. who resides at Royal Park Nursing and Rehab of Mathews NC. My dad has been going through abuse for several years at this facility but it has continually gotten worse now. I have tried many times to get my dad moved to another facility. First I would like to present the reasoning behind my complaint and communication to you as I cannot bare to see my father abused and his care being mismanaged any longer.. Here are pictures from Christmas. When I came to see my father December 25, 2019 around 8:00am this was his condition:

Christmas Day December 25, 2019

The rash has spread so badly and daddy didn't look right to me.. I can't be quiet any longer we need help.. They are not cleaning and keeping him and he looks so out of character.. His Left eye from the accident has never healed and is still out of alignment.. I am asking for help to get responses and answers for all these problems. I am requesting since I am submitting the complaint that I am the primary recipient for any answers that are received and that my complaint not be shared with anyone outside of its intended recipients... I need somebody on State or Federal Level to see about my dad.. I have filed complaints in Raleigh NC many times in the past but things did not change or improve at all. I need to send these pictures and information today.. I need them to get him out of the private room isolation where he can be seen.. Since Mr. Staples is gone there is no one to enforce the agreement and dads care is going way down.

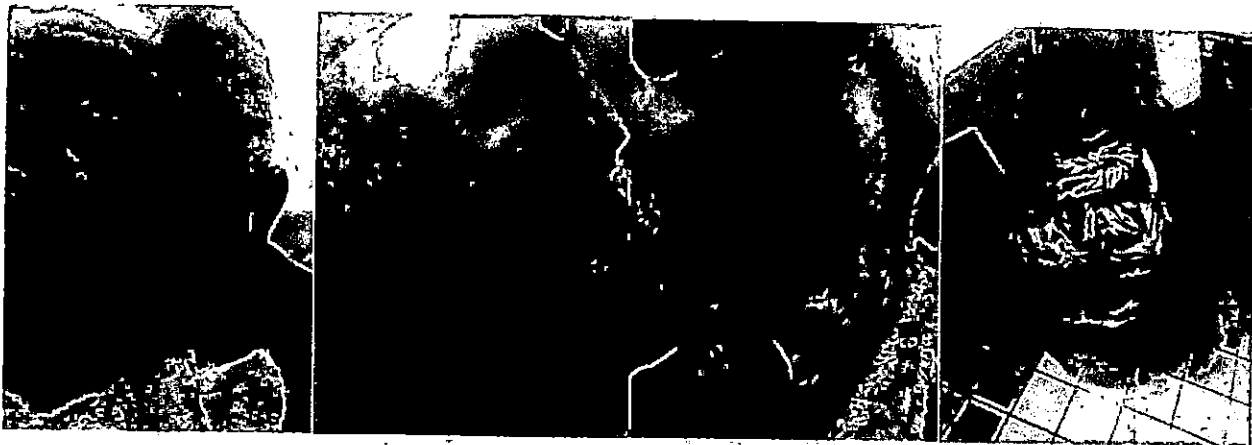


Dad's lips don't look right.. They are too dark and those scabs should not be there but look at the condition of the bottom teeth.. They need to be cleaned by a dentist and I have complained since June of this year.. This is going to lead my dad to a worse mouth condition if it is not attended to. He had some break down issues recently on his foot and rear end but I am not sure what the outcome has been since they do not keep me updated on any progress or anything dealing with my dad's care..

This rash has been spreading all over my dads face now for weeks.. It is aggressive and has covered his cheeks.. There are several nurses working and sitters and all of these things are not helping my dad to have a better Quality of Life. I feel that this rash is from unclean conditions. Too many times I have been to the Royal Park Nursing and Rehabilitation and my dad did not smell clean.. The nurses seem bothered or inconvenienced when you ask them to look at problems..

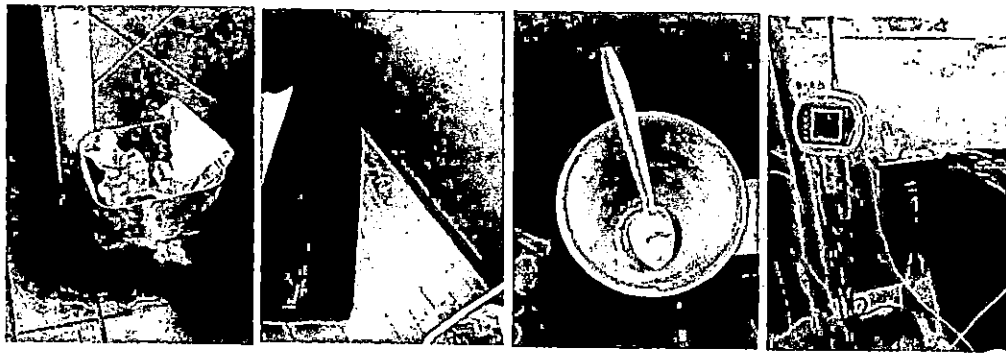


1. His mouth was dry and there has been a bad rash on his face now for weeks..
2. The room was not clean and my dads face was not clean..
3. I have complained and complained for weeks regarding my dads mouth hygiene since back in June of this year I started requesting that my dad have a dentist come in and work on his mouth so he can keep his teeth..
4. The management of Royal Park just ignored my request regardless of how many times I ask they just were not trying to get my dads mouth clean and even on Christmas day this was his condition.



5. My Dads room was not clean there was empty cups and garbage on his bed.. I have been so upset about my dad's mouth it hurts me because he always had a really nice smile..
6. My sister made a bad agreement when daddy got hurt with Mr. Staples.. They worked out an agreement of some type to put Daddy in a private room in my opinion to keep our family from filing a law suit and that my sister would speak kindly of the facility.. Through all of my attempts to bring attention to the isolation there has been no movement or result.. I tried to go to social security to have the check sent directly to the nursing facility so they would not have any reason to be so one-sided.
7. But my concern is greater now because Mr. Staples is no longer the administrator and Dads care in my opinion has really deteriorated and I feel that there is no one with any interest any longer..
8. I would like for my dad to be in a semi private room so he can see other people and hear other sounds and not be isolated because he is not doing well in this private room... I cannot overtake the facility and most of my family seems to be not interested or have other reasons for not getting involved by I am not going to sit back any longer..

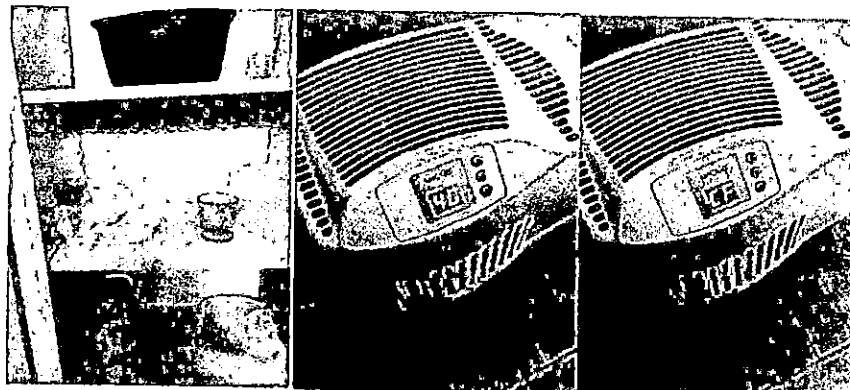
Daddy needed me to fight for him and I am trying to reach out to ask the State to come and see about my father's care.. I would like for my dad's monies to be sent to the facility so there is an account for where his money going.



1. Trash cans were overflowing and cups with spoons uncovered.. I didn't let that spoil Christmas for us though I kept trying to go on, but then I looked behind daddys ear..



1. there is a sore behind dads ear in the picture above..
 - a. The facility is not watching areas of dads body they are just whiping the surface areas.. This is caused because of moisture behind dads ear..
2. Wiping his face and not around where the oil is collecting behind his ear...
3. The room was very unkept.
4. My father had a rash all over his face and all over his cheeks..
5. If there was a roommate in my dads room more nurses would have traveled in and may have noticed all these things and together may have been better chances for a cleaner room.



65

Before I left the room on Christmas Day 2019.. This picture below is how my dad looked before I left..



Joe L. Adams Sr.

His face relaxed because it was clean.. His lips were not dried out because I put some grease on his mouth... I feel helpless in this.. My sister began working for the nursing center providing some type of rehabilitation services according to the nursing center physical therapist who called me and explained.. Im not sure how far all of that has gone and I don't care.. I just want my dad to get that rash off his face and see a dentist about his teeth and get him out of the private room. I am not against anyone growing but I am really upset that I would have to see this kind of thing... The private agreement with Mr. Staples... the sub contracting.... I would accept more if they were taking care of Daddy... but I don't care about any of it if they not gonna keep my dad clean and room clean and make sure his Quality of Life don't diminish..

Last Thanksgiving 11/27/2019

I had come to the Royal Park Nursing and Rehabilitation center to cut dad's hair that morning.. I had ask the nurses so many times to see about my dad's mouth that he had gingivitis on his teeth and that I did not want him to be sitting in the room with his mouth nasty..

1. They just acted as if I was not standing there and I started to complain more because of all the time that had passed.
2. Initially in June of 2019 I ask about having my dad's mouth cleaned so he does not develop pyorrhea and other problems..
3. These are the issues that I had problems regarding in his mouth..
 - a. The nursing center is not cleaning dad's teeth and soon the gum infection and poor hygiene will make him loose them..
 - b. Dads mouth smells bad



4. Daddys gums were red at the top..
5. His teeth were so dirty and I could see the facial rash was getting worse..
6. There have been repeated problems with Ring worms and recently break down on his foot area.. I feel that I cannot sit and watch this happen to daddy..

66

1912

I need for the authorities to take a look and see that my dad gets out of that isolated environment so he can Live!! I would like to see him do better. Even though I put in complaints to the nursing home they do not respond to me directly.. I would like for them to answer my complaints directly to me and not expect any messages to be relayed.. If I make the complaint they should address the concern with me instead of letting it go on and on till it gets this bad.

1. They feel that their only obligation is to tell my Betty Ogbunke.
 - a. I feel like it is my complaint..
 - b. I have no way of knowing what is being done to correct the problems..
2. So I ask repeatedly from June 2019 all the way down through the end of 2019!!
 - a. They just ignore my complaints no matter what because my sister gives them a check that makes it seem like she is paying the bill but the payments are coming from my dads social security..
 - b. They still send my sister the check and it needs to be sent to where my dad lives and has his own account where there is some accountability and tracking of his funds.
3. My dad has been in the nursing center for many years but these last 3 years have been consistantly becoming worse for my dads Quality of Life. I want him to have better care than this..



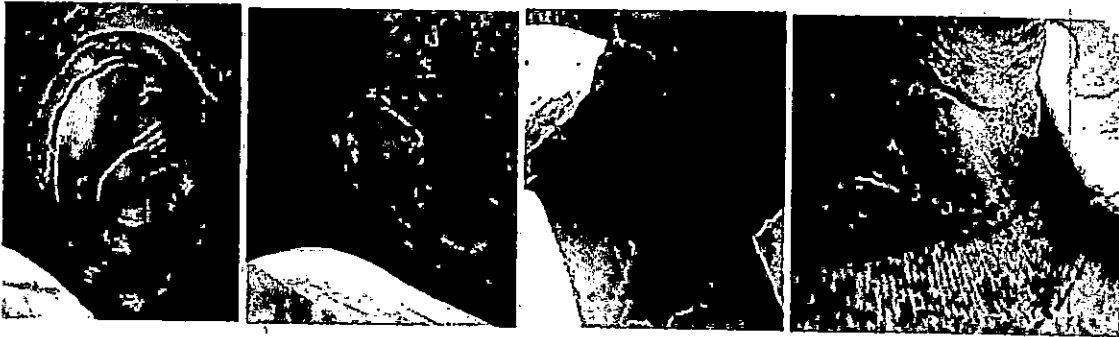
My dad has had many probles with his digestion but has been able to have a releif valve, but so many times I have seen his stomach still swollen and tight to the touch like in the picture below.. Dad has unexplained cuts in his head from time to time.. Although I have requested that the head board be covered with a padding they still somehow manage to hit his head anyway..



I came to the Department of Health in Rahleigh NC in 2017 and comlained of these conditions as well as left copies of all the pictures.. then I came to the Royal Park Nursing facility to meet with the state investigators and gave them the pictures of my dads ears at that time were full of wax.. Although I presented pictures of the current state at that time during the meeting, they still did not find any violations from what I understand.. I did not get any follow up on that particular complaint..

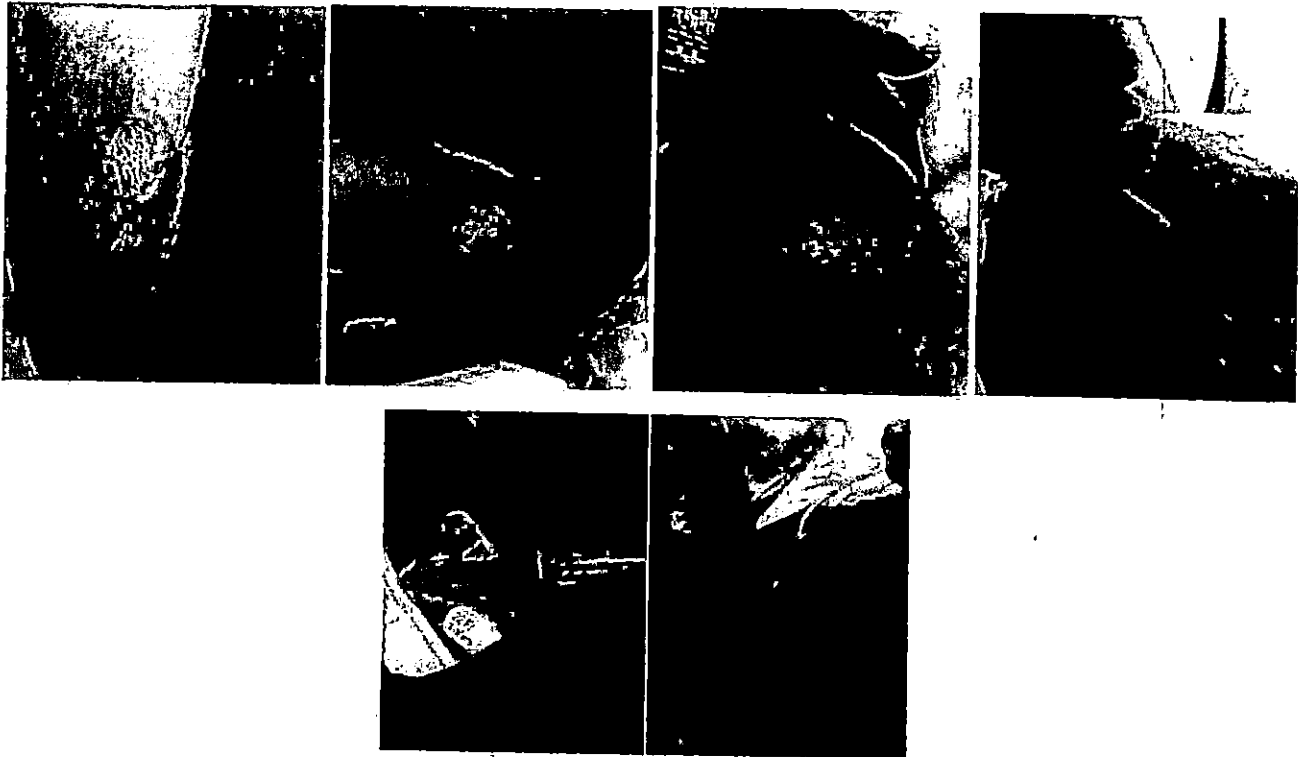
2018

In 2018 there were several issues that I put in complaints about.. There were problems with the salava and more problems with uncleanliness.. Please see the pictures of the dirt on my dads neck when I was trying to shave him.. The dirt was thick enough to roll up on dads neck..



Poor Hygiene

There have been several ring worm and leaking tube events over the years.. Here are pictures of my Dads ring work battle that takes a very long time to resolve.. The ring worm spread into dads face after it was not able to be resolved during the onset.. There was a lack of any infomormation available so I took the photographs to be able to keep up with the healing rates and if there was progress being made.. I presented these photographs to the State representatives when they contacted me that they were at the nursing home but nothing happened.. There are several intake documents that I have listed but not all of them had any follow up or reply.



Accident during October – November 2017

During October November time frame my dad was injured in an accident at Royal Park Nursing and Rehabilitation.. The management Mr. Howard Staples gave daddy a private room as if that was good for him in repayment of the accident.. I tried to fight the whole move for my dad to a private room but Betty Ogbneke and Mr. Staples had already made an agreement and by the time I heard anything my dad was already being admitted into a private room.. This was the worst accident for my dad and is a clear reason why silence is the worst enemy. I have been trying to fight for daddy but no one is listening.. I went to the Social Security office and tried to get them to cut the check from going to my sister who at the time was not paying the bill on time. I tried to get the check sent direct deposit to the Royal Park Nursing and Rehabilitation Center so there was a record of my dad's social security and his real residence and his balance if any would be in an account in my dad's name with his balance shown. I spoke to the new administrator about having the deposit form sent to me or to social security with the account information so my dad's payments will be made and no one will be able to manipulate or have obstacles in paying on time.. After this much time there is no reason for anyone to be responsible when the personal resident's account is available. The rest of the residents that are long term resident's accounts are set this way. Otherwise this presents a power position for the person who is taking the check due to the ability not to pay if their wishes are not granted..

I feel that this is where the power to control the nursing center is coming from and I need for someone to come and see about my dad.. I cannot get myself into trouble fussing and getting upset all the time looking at these pictures feeling helpless.. So I am fighting again to see what can be done.. I feel that my dad is being subjected to abuse and neglect due to isolation. Now that Mr. Howard Staples is not at the nursing center to hold up his end of the bargain they are not being concerned about my dad's declining condition. I have enclosed prior correspondence with the State and my complaint submitted about my dad's mouth and hygiene.. Please look into how this had affected my dad.. His eye is still not right and it is just a lot for him to have to endure in a room with no roommate.. A sitter but no in and out like in regular life.. I feel that my dad is in isolation and he is being subjected to less care.. The room is being used as a Triage sometimes with nurse's information left out in plain sight.. These problems become more concerning after looking at my dad's suffering and what is going on.

Dad had been having a hard time even after the Accident in 2017

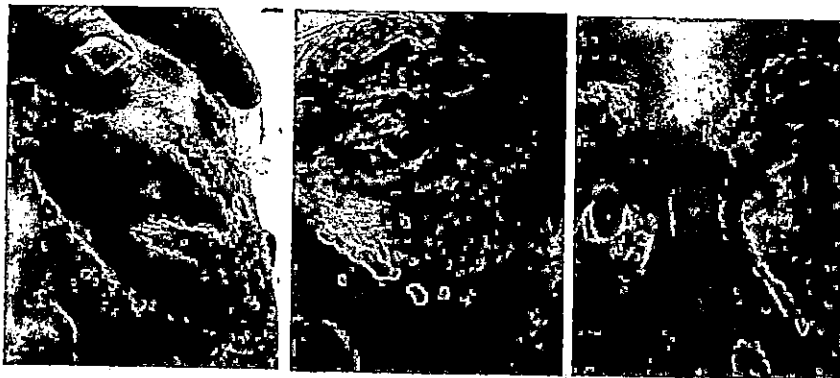
In September to October time frame of 2017, my dad was being turned by one nurse.. Although the instructions clearly stated that there would need to be a second nurse the nurse attempted the turn alone.. Due to my dad's weight and an absence of the second nurse, when the nurse pushed too hard on one side of the bed she could not hold my dad from rolling over the side of the bed and hitting his face and eye on the corner of the table.. This caused my dad to have a permanent injury of his eye that has never healed..

1. Daddy rolled off the bed because there was no second nurse to catch him on the other side and hit his face..
2. It was a bad accident one that I will never be able to stop complaining about because they gave daddy that private room as if it was enough to quiet the family down and it was as if I had no power to do anything.. no matter how many time I called wrote to the state.. nothing.. now look at his condition.. no one sees him in isolation and I fear the worst..



I kept looking at my dad during this time and I went to Raleigh NC and showed these pictures of the accident.. I was not aware of the outcome at that time due to lack of communication in the family and other reasons with the mailing issues from the state.. I have included mailings that were sent to me on December We have recently worked that out hopefully and I sure do hope that my complaint is kept confidential to be answered to my questions and reasoning and not allow anyone else to take over and try to get my complaint taken out or try to stop me for self interest... I have to fight for my dad even if I have to fight alone.. Mr. Staples is gone now and all these injuries are almoste healed.. but the effects of the accident will never be healed.. Dads eye will never be right again.

The pictures below are a direct result of the injury that my dad suffered.. The nursing home administrator would not speak to me directly but I did witness him speaking with my sister at later than 11:00pm after the accident when he ask her not to speak bad about the Rehabilitation Center and he would give my dad a private room.. I was furious.. but they isolated me and it was all done.. But now Staples is gone but my dad is still suffering the damages that were done to his eye.



I had a hard time the last time I saw dad.. trying to act like it didn't hurt.. I just cleaned him up myself.. I wiped his dry lips off and put some grease on his lips.. I washed his face with clear water and dad looked a lot better... I just think they are trying to hurry things up by letting dads care go and he slip into a depression cause nobody fighting for him...



After the horrible accident in 2017 my dad was never able to get full control of his eye.. My sister did not support moving him to another facility and Mr. Staples was completely unresponsive to anything I had to say due to the agreement that I was not included in.. The nursing manager and all the rest of the nursing staff turned a rehab room into a room for my dad complete with lounge chair and refrigerator.. I really didn't see any reason for a lounge chair or a refrigerator cause my dad cant eat or drink he is on a feeding tube so that was for the sitters that sit with my dad during the day that never use it I don't think.. The sitter is a very nice woman and I have no complaint whatsoever with her.. but if needed she can still sit in a semi private room and that will also make it nicer for her as well and add a community presence that I think my dad would like more than being in a room alone day in and day out with only a few nurses and a nursing sitter (I don't know what the real name is and mean no disrespect to the job title).. He usually is asleep, but my sister insist that a sitter is needed.. But through all of these accidents and problems there have been multiple sitters and they are not preventing or reporting anything

that is making my dads life any better!! I think that my dad needs to be out of that isolation and someone needs to take over and help my dad with his eye and his rash and his oral hygiene and they not washing him either like they should in my opinion.. I would like the nursing center to recognize my position as my dads son and stop ignoring my request. I took care of my dad for years before he went into the nursing center and I know when he does not look right.

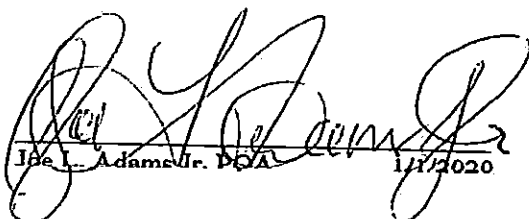
I went to the Social Security Office in August of 2019. They said they did not recognize my Power of Attorney paperwork and said that I had no authority to put in a complaint. I need to be able to have some type of say so when I need to report anything like this again.. I told social security all these things.. I told them about the pictures and injuries to my dads face his eye and I requested that they direct the paymnet of my dads account to the Nursing Center so there is no tardy or late payments with letters coming regarding his bill not being paid..

I need the State Agencies or the Elederly Agencies, the State of North Carolina for helping senior citizens or any agency concerned to please take a look at my dad and help make sure he is taken better care of.. I have already been fussing so much they may try to bar me from the facility and I don't want that.. I want them to move my daddy where more nurses can see him.. where he can get better care other than living in the triage room alone.. He needs more people to be seeing him and he needs to see people too and to have as much of a normal life as possible.. its not fair not to brush his teeth and let his face get covered with rash while a sitter and other employees paid for by my sister are sitting right there.. I think the facility is a nice facility but the care is suffereing due to the constant turn over of doctors, nurses and administrators. I had to open up, fight and send this infomration hoping the Division of Health Service Regulation or other concerned agencies will see to it things are good and clean and haelthy for my father physically and psychologically.. I don't like that rash on his face... he cant scratch his face his hands contracted... I don't want him lying there with his teeth sore... his mouth smelling bad and his bottom teeth covered in plaque... its not far to him... I need help with this... the nursing home is working with my systers wishes too much and now things are turning for the worse no matter who had what intentions originally... its worse than ever right now... This is who my dad was before he got sick.. He loved my mom.. We had a family.. I am trying to make it best for him now not wait...



Joe L. Adams Sr. & Betty Louise Adams

Sincerely,


Joe L. Adams Sr. DCA 1/1/2020



DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF HEALTH SERVICE REGULATION

ROY COOPER
GOVERNOR

MANDY COHEN, MD, MPH
SECRETARY

MARK PAYNE
DIRECTOR

November 17, 2017

Mr. Joe Adams
721 Ogden Road
Rock Hill, SC 29730

Dear Mr. Adams:

You contacted the Complaint Intake Unit with concerns about the care residents received at Royal Park Rehab & Health Center of Matthews in Matthews. The Nursing Home Licensure and Certification Section of the Division of Health Service Regulation investigates complaints in nursing homes in accordance with the Code of Federal Regulations, Title 42, §488.332 and North Carolina General Statute §131E-124.

A team of investigators inspected Royal Park Rehab & Health Center of Matthews in Matthews on October 17, 2017 to October 19, 2017. The team carefully investigated your specific concerns. Surveyors observed resident care, reviewed records and interviewed residents, staff and others, as needed. We substantiated one of the allegations and cited deficiencies. See tags F323 and F431 on the Quick Report. A substantiated finding means that noncompliance did occur and is verified by evidence. This could be based on the resident(s) you named, other residents, situations you described or similar situations. A substantiated finding could result in federal deficiencies, state deficiencies or no deficiencies. The reason a substantiated finding could result in no deficiencies is because at the time of the investigation, the nursing home had already taken action to correct the deficient practice. An unsubstantiated finding means that there is a lack of evidence to support that noncompliance existed. This determination is not intended to minimize your concerns. To the contrary, we believe findings of this type provide feedback to the nursing home regarding the quality of care and services received by healthcare consumers.

See the attached Quick Report for a summary of the deficiencies found at the nursing home. Plans of correction and a follow up visit may be required for deficiencies.

You may submit a Freedom of Information Act request form for any information not included with this letter. Information on how to file a CMS FOIA request can be found at: <https://www.cms.gov/Regulations-and-Guidance/Legislation/FOIA/filehow.html>. Sample letters and authorization forms are available. Submit your request to the Centers for Medicare and Medicaid Services, Bobby Cobb, Freedom of Information Group, 61 Forsyth Street SW Suite 4T20, Atlanta, GA 30303.

Thank you for sharing your concerns about the nursing home. We encourage you to notify us whenever you cannot

NURSING HOME LICENSURE AND CERTIFICATION SECTION

[HTTPS://WWW2.NCDHHS.GOV/DHSR/](https://www2.ncdhhs.gov/dhsr/)

TEL 919-855-4520 • FAX 919-733-8274

LOCATION: 1205 UMSTEAD DRIVE • LINEBERGER BUILDING • RALEIGH, NC 27603

MAILING ADDRESS: 2711 MAIL SERVICE CENTER • RALEIGH, NC 27699-2711

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

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Mr. Adams

November 17, 2017

Page 2

resolve a problem with the facility. If you have any questions concerning this investigation, please feel free to contact us.

Sincerely,

Dodi Beaver

Facility Survey Consultant

DB:skh

Investigation Number:

WBCT11

Intake Number:

NC00132330

Attachments:

Quick Report



DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF HEALTH SERVICE REGULATION

ROY COOPER
GOVERNOR

MANDY COHEN, MD, MPH
SECRETARY

MARK PAYNE
DIRECTOR

July 07, 2017

Mr. Joe Adams
721 Ogden Road
Rock Hill, SC 29730

Dear Mr. Adams:

You contacted the Complaint Intake Unit with concerns about the care residents received at Royal Park Rehab & Health Center of Matthews in Matthews. The Nursing Home Licensure and Certification Section of the Division of Health Service Regulation investigates complaints in nursing homes in accordance with the Code of Federal Regulations, Title 42, §488.332 and North Carolina General Statute §131E-124.

A team of investigators inspected Royal Park Rehab & Health Center of Matthews in Matthews on June 4, 2017 to June 8, 2017. The team carefully investigated your specific concerns. Surveyors observed resident care, reviewed records and interviewed residents, staff and others, as needed. We did not substantiate the allegations. A substantiated finding means that noncompliance did occur and is verified by evidence. This could be based on the resident(s) you named, other residents, situations you described or similar situations. A substantiated finding could result in federal deficiencies, state deficiencies or no deficiencies. The reason a substantiated finding could result in no deficiencies is because at the time of the investigation, the nursing home had already taken action to correct the deficient practice. An unsubstantiated finding means that there is a lack of evidence to support that noncompliance existed. This determination is not intended to minimize your concerns. To the contrary, we believe findings of this type provide feedback to the nursing home regarding the quality of care and services received by healthcare consumers.

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NURSING HOME LICENSURE AND CERTIFICATION SECTION

[HTTPS://WWW2.NCDHHS.GOV/DHSR/](https://www2.ncdhhs.gov/dhsr/)

TEL 919-855-4520 • FAX 919-733-8274

LOCATION: 1205 UMSTEAD DRIVE • LINEBERGER BUILDING • RALEIGH, NC 27603

MAILING ADDRESS: 2711 MAIL SERVICE CENTER • RALEIGH, NC 27699-2711

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Mr. Adams
July 07, 2017
Page 2

Thank you for sharing your concerns about the nursing home. We encourage you to notify us whenever you cannot resolve a problem with the facility. If you have any questions concerning this investigation, please feel free to contact us.

Sincerely,

Elizabeth Schneider, RD
Facility Survey Consultant

ES:ddm

Investigation Number: 16Z811
Intake Number: NC00126095

Attachments:
Quick Report

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NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**
Division of Health Service Regulation

ROY COOPER • Governor
MANDY COHEN, MD, MPH • Secretary
MARK PAYNE • Director

September 4, 2018

Mr. Joe Adams, Jr.
721 Ogden Road
Rock Hill, SC 29730

Dear Mr. Adams:

Thank you for contacting the Division of Health Service Regulation about the care residents received at Royal Park Rehabilitation & Health Center Of Matthews. We regret you have not been pleased with the care at this facility.

The information you shared has been forwarded to our Nursing Home Licensure and Certification Section for investigation. An attempt will be made to contact you by telephone during the investigation. The investigator will send you a letter, thirty days after the investigation, indicating whether your allegation(s) were substantiated. In addition, a report of any deficiencies, cited for the facility, will be provided to you. If you have any questions about this investigation, you may contact our Nursing Home Licensure and Certification Section by telephone at 919-855-4520. You may refer to the intake number at the bottom of this page when you contact this office.

Please feel free to contact our Complaint Intake and Health Care Personnel Investigations Section at any time if you have concerns about the care provided by a health care facility/agency in North Carolina. It is through such efforts as yours that we are better able to monitor the level of care being provided by health care facilities/agencies.

Sincerely,

Diana Romaine
Administrative Specialist I

Intake Number: NC00142591

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION

COMPLAINT INTAKE AND HEALTH CARE PERSONNEL INVESTIGATIONS

LOCATION: 1206 Umstead Drive, Linberger Building, Raleigh, NC 27603
MAILING ADDRESS: 2711 Mail Service Center, Raleigh, NC 27699-2701
www.ncdhs.gov/dhsr • TEL: 800-624-3004/919-855-4600 • FAX: 919-715-7724
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NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**
Division of Health Service Regulation

ROY COOPER • Governor
MANDY COHEN, MD, MPH • Secretary
MARK PAYNE • Director

December 3, 2019

Mr. Joe Adams, Jr.
721 Ogden Road
Rock Hill, SC 29730

Dear Mr. Adams Jr:

Thank you for contacting the Division of Health Service Regulation about the care residents received at Royal Park Rehabilitation & Health Center Of Matthews. We regret you have not been pleased with the care at this facility.

The information you shared has been forwarded to our Nursing Home Licensure and Certification Section for investigation. An attempt will be made to contact you by telephone during the investigation. The investigator will send you a letter indicating whether your allegation(s) were substantiated. If you have any questions about this investigation, you may contact our Nursing Home Licensure and Certification Section by telephone at 919-855-4520. You may refer to the intake number at the bottom of this page when you contact this office.

Please feel free to contact our Complaint Intake and Health Care Personnel Investigations Section at any time if you have concerns about the care provided by a health care facility/agency in North Carolina. It is through such efforts as yours that we are better able to monitor the level of care being provided by health care facilities/agencies.

Sincerely,

Diana Romaine
Administrative Specialist I

Intake Number: NC00158684

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION
COMPLAINT INTAKE AND HEALTH CARE PERSONNEL INVESTIGATIONS

LOCATION: 1205 Umstead Drive, Lineberger Building, Raleigh, NC 27603
MAILING ADDRESS: 2711 Mail Service Center, Raleigh, NC 27699-2701
<https://info.ncdhhs.gov/dhsr/> • TEL: 800-624-3004/919-855-4500 • FAX: 919-716-7724
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NC DEPARTMENT OF
HEALTH AND
HUMAN SERVICES
Division of Health Service Regulation

ROY COOPER • Governor
MANDY COHEN, MD, MPH • Secretary
MARK PAYNE • Director

September 21, 2018

Mr. Joe Adams
Post Office Box 35271
Charlotte, NC 28235

Dear Mr. Adams:

You contacted the Complaint Intake Unit with concerns about the care residents received at Royal Park Rehab & Health Center of Matthews in Matthews. The Nursing Home Licensure and Certification Section of the Division of Health Service Regulation investigates your complaint in accordance with the Code of Federal Regulations, Title 42, §488.332 and North Carolina General Statute §131E-124.

A team of investigators inspected Royal Park Rehab & Health Center of Matthews in Matthews on August 20, 2018 to August 23, 2018. The team carefully investigated your specific concerns. Surveyors observed resident care, reviewed records and interviewed residents, staff and others, as needed. We substantiated one of the allegations and cited a deficiency. See tag F658 on the Quick Report. A substantiated finding means that noncompliance did occur and is verified by evidence. This could be based on the resident(s) you named, other residents, situations you described or similar situations. A substantiated finding could result in federal deficiencies, state deficiencies or no deficiencies. The reason a substantiated finding could result in no deficiencies is because at the time of the investigation, the nursing home had already taken action to correct the problem. An unsubstantiated finding means that there is a lack of evidence to support that noncompliance existed. This determination is not intended to minimize your concerns. To the contrary, we believe findings of this type provide feedback to the nursing home regarding the quality of care and services received by its residents.

See the attached Quick Report for a summary of the deficiencies found at the nursing home. The deficiencies may not be about the person for whom you filed the complaint. Every complainant receives the deficiency statement because it is a public record.

Your specific complaint investigation details are stored in a federal database and the Nursing Home Section is not authorized to release them. In order to receive the details of your specific complaint investigation, you must submit a letter to the Centers for Medicare and Medicaid Services, Bobby Cobb, Freedom of Information Group, 61 Forsyth Street SW Suite 4T20, Atlanta, GA 30303. Sample request letters can be found at <https://www.cms.gov/Regulations-and-Guidance/Legislation/FOIA/filehow.html>. Reference the intake number at the bottom of this letter and indicate \$0 for the fee. If you do not have computer access, call this office and ask for a manager to assist you.

We hope that the complaint investigation details help you understand how we arrived at our complaint results, however, if you need to discuss the results, call a manager at the Nursing Home Section. The Nursing Home Licensure and Certification telephone number is 919-855-4520.

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DIVISION OF HEALTH SERVICE REGULATION • NURSING HOME LICENSURE AND CERTIFICATION SECTION

LOCATION: 1205 UMSTEAD DRIVE • LINEBERGER BUILDING • RALEIGH, NC 27603
MAILING ADDRESS: 2711 MAIL SERVICE CENTER • RALEIGH, NC 27608-2711
www.ncdhhs.gov/dhsr • TEL: 919-855-4520 • FAX 919-715-3290

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER
208

Mr. Adams
September 21, 2018
Page 2

Thank you for sharing your concerns about the nursing home.

Sincerely,

Penny Ramsey, MSW
Facility Survey Consultant

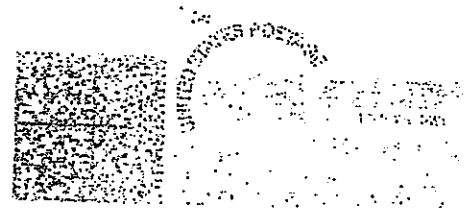
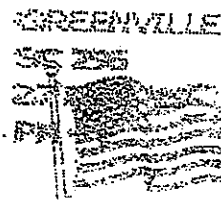
PR:ddm

Investigation Number:	9HBI11
Intake Number:	NC00142282

Attachments:
Quick Report

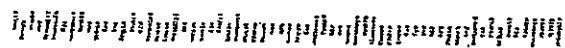
88

NC DHHS Division of Health Service Regulation
NH Licensure & Certification Section
Western Regional Office
952 Old US Hwy 70
Black Mountain, NC 28711



Mr. Joe Adams
P.O. Box 35271
Charlotte, NC 28235

28235-527171



20

20



Liberty Healthcare
& Rehabilitation Services
Caring with Excellence

Form Title: Grievance Report Form

Date: <u>11/17/2019</u>	Person filing grievance:
Date of Occurrence: <u>11/17/2019</u>	Name: <u>Joe L. Adams Jr</u>
Resident Name: <u>Joe L. Adams Jr</u>	Phone #: <u>704-438-7397</u>
Room number:	Relationship to resident: <u>Father Son</u>

Please describe your concern (may use back of form if needed):

Poor Care to my dad. His hygiene is failing and today I noticed again his body smells. His eye has pink eye and his face is covered with a rash. I have complained several times regarding the isolation of my father and his poor care. I do not like coming to see my dad and he smells bad and breath smells as if his mouth has not been cleaned in days.

Signature of person filing grievance: _____

Date: _____

Note: May be submitted anonymously if desired. Once completed, please sign and give to Nurse, Administrator or Social Worker. Your concerns will be reviewed and you will be notified of the outcome.

Facility Response:

Finding reviewed with: _____

By: _____

Via: Phone In Person Meeting

Copy: Offered but grievant did not require Offered and received Mailed

Revision Information: _____

86

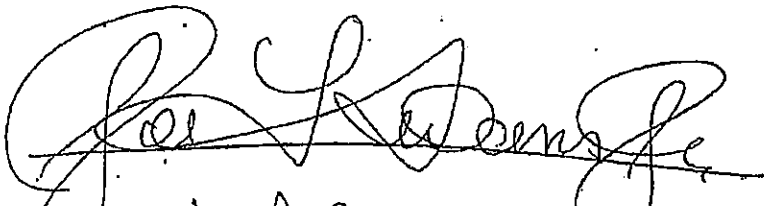
211

I spoke to the nurse and she said they have
looked @ the rash and have cream. Well the
"Pink Eye" is still evident. I am disappointed
and expect answers directly by mail
only. Please mail response to

Joe L. Adams Jr
1721 Ogden Rd
Rock Hill SC 29730

} Please include
Reason for
Rash and
lack of
Oral hygiene

Regards,



Joe L. Adams Jr 11-17-2019
Power of Attorney

DATE	TIME	RECORD PROGRESS OF CASE, CHANGE IN DIAGNOSIS, CONDITION ON DISCHARGE, AND INSTRUCTIONS TO PATIENT.	ABBREVIATIONS
1/31/08		Please excuse Joe L. Adams, Jr. from work beginning 1/31/08 due to his father's hospital stay. He stayed with his father assisting with care and safety. May return to work after Feb 7, 2008. For questions/concerns, please call 704-355-2000	USE DO NOT USE
		He will also be facilitating home care for the patient.	units u. or U.
		Thanks, S Banks RN	Inter-national units IU
		Ala For RN	X mg (Never use a trailing zero) X.0 mg
			0.X mg (Always use a leading zero) X mg
			daily QD
			every other day QOD
			Morphine MS or MSO
			Mag-nesium Sulfate MgSO



Carolina's HealthCare System

PROGRESS RECORD

PATIENT LABEL

C08031-03046
C000521-24-46
ADAMS, JOE LEWIS
ATT PHY: 99908 CMC, MEDICINE B
01/31/08 DOB 06/26/36 M 71Y

213



3217

JOE ADAMS
CMC VISITOR



Valid Until 11/12/2020



10126

JOE ADAMS
CMC VISITOR



Valid Until 11/26/2020



10126

JOE ADAMS
CMC VISITOR



Valid Until 11/25/2020

Valid Until 11/27/2020

Atrium Health



CMC VISITOR

JOE ADAMS

10126



10126

JOE ADAMS

CMC VISITOR



Atrium Health

Valid Until 11/19/2020



10110

JOE ADAMS

CMC ICU



Atrium Health

Valid Until 10/14/2020

10126

JOE ADAMS

CMC VISITOR



Atrium Health



Valid Until 11/18/2020

10-110

JOE ADAMS JR.

CMC VISITOR



Atrium Health



12-20-1965

Valid Until 10/20/2020

RSP-411 GRIEVANCE REPORT FORM

RESIDENT/RESPONSIBLE PARTY/VISITOR SECTION

Today's Date: 6/14/2015

Date of Occurrence: 6/12/16/13

Resident Name: Joe Adams

MR # Rm # 203-B

Person(s) filling grievance (Grievant):

Name: Joe L. Adams Jr

Address: 721 Ogden Rd

City: Rock Hill St: SC Zip: 29730

Phone #: (858) 848-7311

Relationship to resident: SON

THE FOLLOWING SECTIONS (A, B, & C) ARE TO BE COMPLETED BY THE PERSON MAKING GRIEVANCE

A. Concern(s): My father has a bad cut on his head where his head was injured by one of the nurses. The staff did not report the injury. I found the cut this morning. I also noticed several cuts on my father's cheeks and chin from improper shaving. The cut on Dads head has a knot where the injury happened. This is Abuse and will not be tolerated.

**Use additional paper and attach to this document if necessary

B. Describe anything you have done about the Grievance/concern: This is my initial report and I need for this to be addressed. If the nurse cannot move or shave Dad properly please get something in place to avoid this "EVER" happening again.

**Use additional paper and attach to this document if necessary

C. Please list any suggestions/comments for resolution: Training. Additional help. Monitoring his care. Be honest and let our family know when something like this happens and don't try to hide an accident and expect our family not to notice. We will see because we love our Dad.

**Use additional paper and attach to this document if necessary

Once completed, please sign and give to the Administrator. If you are a staff member, please sign and give to the Administrator. If you are a resident or family member, please sign and give to the Administrator. If you are a staff member, please sign and give to the Administrator. If you are a resident or family member, please sign and give to the Administrator.

Signature of person making grievance

[Handwritten Signature]

Date: 6/14/2015

GRIEVANCE

In the Employee's presence

be reviewed per

14/2015

REPORT FORM

Continued on Reverse



LIBERTY HEALTHCARE - LONG TERM CARE

RSP-411 GRIEVANCE REPORT FORM

RESIDENT/RESPONSIBLE PARTY/VISITOR SECTION

Today's Date: 6/15/2015

Date of Occurrence: 6/14/2015

Resident Name: SOE Adams Sr

MR #: _____ Rm #: 203-B

Person(s) filing grievance (Grievant):

Name: SOE L Adams Sr

Address: P.O. Box 3501

City: CHARLOTTE St: NC Zip: 28235

Phone #: (888) 848-1311

Relationship to resident: Son

THE FOLLOWING SECTIONS (A, B, & C) ARE TO BE COMPLETED BY THE PERSON MAKING GRIEVANCE.

A. Concern(s): CONCERNED ABOUT: NURSES AID did not Report Dads Injury. Injury WAS CAUSED by sharp edge of HEAD Board. Patients head hit HEAD board and was cut by sharp edge. Also, Each time I visit my Dad, the Feeding tube contents is All over the floor from leaking. Nurses putting towels under my Dads Arm SATURATED with feeding tube contents. Very Worrisome!

**Use additional paper and attach to this document if necessary.

B. Describe anything you have done about the Grievance/concern: I have reported this cuts on Dads face and head need to be fixed. Several nurses saw the wound and agree it has been Reported. Wound At Least 1/2 inch long And new soft scab.

**Use additional paper and attach to this document if necessary.

C. Please list any suggestions/comments for resolution: When accident happens nurses should be receptive to family concerns. Board needs to be changed or padded. Nurses Aide need some mechanical Assistance when lifting Patient. A monitor needs to be present during heavy lifting.

**Use additional paper and attach to this document if necessary.

Once completed, please sign and give to the Administrator or Social Worker. If after hours or weekend, place in the Suggestions Box. If you feel this is an emergency, please contact the nursing supervisor on duty. Your grievance will be reviewed per our Grievance Program procedures and you will be notified of the outcome. Please sign below.

Signature of person making Grievance: SOE Adams Sr

Date: 6/15/2015

NORTH CAROLINA MEDICAL BOARD

Attn: Complaint Department

PO Box 20007

Raleigh, NC 27619

Complaint Department Telephone Numbers

(919) 326-1109 or 1-800 253-9653, Extension 232 or 236

E-mail: complaints@ncmedboard.org

RECEIVED
NC MEDICAL BO.

MAR 24 2017



Complaint Form

NAME OF PERSON MAKING COMPLAINT

Your **FULL** Name:

(Mr. Mrs. Ms.)

Soe L. Adams Sr

Your Mailing Address:

P.O. Box 35271

Charlotte NC. 28236

Your Daytime Phone#

704-468-3171

Your EMAIL Address:

tj-malik@yahoo.com

Patient's **FULL** Name:

(if different than complainant)

Soe Louis Adams

Your relationship to patient:

Son

INFORMATION ABOUT THE LICENSEE YOU ARE REPORTING

Licensee's **FULL** Name:

Royal Park Rehabili

tion

Licensee's Practice Address:

2700 Royal Commons

Place

Matthews, NC 2810

Licensee's Practice Telephone #:

704-849-6980

(M)

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STATEMENT OF YOUR COMPLAINT

Typically you will not be contacted by the Board unless clarification or additional information is needed so please provide a **concise account of your major concern** related to the licensee listed on your complaint form. If you do not have sufficient space then you may attach a separate **typed** document. Please also answer the **questions** at the bottom of this page.

- I am complaining that the nursing center is not providing proper care for my dad.
- ① Constant wet shirt from feeding tube ^{leak}
 - ② Staff & Sitters cursing, calling profane language in community ^{areas}
 - ③ Staff indulging in eating in room when patient cannot eat
 - ④ Pillows are imprisoning my dad. Pillows excessive, too many behind ^{head.}
 - ⑤ Bed Sores - Bed sores being hidden until too late. Requested dad ^{hospital} so and he refused to send dad to hospital for sores
 - ⑥ Ring Worms & Rashes - Dad constantly has to battle Ringworm and rashes because nurses not sanitizing hands
 - ⑦ Injuries to dad's butt because nurses pulling hard to split ^{skin.}

1. When did this event occur? Please list specific dates of service.

All pictures from Jan 2016 - March 2017 individual pictures ^{files have status}

2. Where did this event occur? Please provide full name of practice or hospital(s).

Royal Park Nursing & Rehabilitation

3. Have you contacted the licensee about your concerns? If yes, what was the licensee's response?

Yes, several times. They do not respond they hide

4. What would you consider to be a fair resolution to your complaint? Dad's injury.

Whatever is the best to help my dad and provide transparent ^{medical status}

5. How did you hear about the NC Medical Board? (circle one or list "other")

Internet Search

Friend/family physician/PA attorney pharmacist other healthcare professional
Internet other

- ⑨ Administrator said that in more grievances were submitted that my dad would be put out.
- ⑩ @ several health care meetings the same issues are still present.
- ⑪ Dad has to go out of the facility each time he pulls his feeding tube out. All other patients are getting theirs replaced @ the nursing home. Each time he goes out it takes 3-5 hrs to get seen once he arrives at the hospital - 15 min for the procedure and another 3-5 hr wait to be returned to the center. The doctors are doing this because they say my sister ordered it. This is abusive to my dad to go through this so my sister can use the opportunity to network with the doctors and staff. It's not necessary and abusive.
- ⑫ The nursing center keeps my father's television on 24 hrs a day. He never gets any quiet time. His overhead light is on all day and all night. It's not fair to daddy. He never gets to relax.
- ⑬ There is a unhealthy relationship that has developed. None of my questions, phone calls, emails, or letters are addressed. I have ask several times for my father's schedule for care plan meeting. The center purposely hid the enclosed notification for 1 whole month so I could not attend. I ask for a reschedule and was refused.

- (14) The nurses cut daddy real bad when they shave him. I purchased a new shaver and for some reason I am still seeing blood on my dad's face. I have requested several times over and over that they do not shave dad too rough but they still injure him.
- (15) When I come to see my dad his mouth is wet around the outside. There is saliva that is always dripping and sometimes turns color.
- (16) I have spoken to the management regarding the fights, allegations, and refusal of 5 or more nurses to give care to my dad. There is conflict all the time. Over and over they argue. I spoke up and was cut off from all information by Mr. Harold Staples.
- (17) People from the outside have called in to get someone on staff on the phone successfully. Each time I ask to speak to Mr. Staples he refuses to accept. I have called more than 6 times during 2016 to speak with the administrator and they always refuse to have a meeting or give me an update on my dad's care. Because so many of the nurses are working in fear they are reluctant to give me information when I take care of my dad through this complete experience until he was admitted to Liberty Healthcare before it became a real pain in the butt.

- (18) my dad constantly has sores on his scrotum. the nurses are handling him too rough. they pull so hard @ his hips that they tear the skin. He constantly has sores on his bottom. He never gets a break.
- (19) I have requested to speak to the last 3 doctors regarding my dad's care. None of them have ever contacted me to date.
- (20) I have spoke with Nekosia hynne of Liberty Rehabilitation but nothing has been done as far as I can see. He constantly promises changes and they will get better, and that she handles everything. but nothing.

NORTH CAROLINA MEDICAL BOARD

PO Box 20007
Raleigh, NC 27619



AUTHORIZATION FOR RELEASE OF MEDICAL INFORMATION

Joe Louis Adams Sr

Print **FULL** Name of Patient

6-26-1936

Patient's Date of Birth

PRINT NAME OF LICENSEE or PRACTICE THAT IS TO RELEASE INFORMATION TO THE BOARD:

Royal Park Rehabilitation, Liberty Health & Rehabilitation

NAME OF AGENCY TO WHOM THE INFORMATION IS TO BE RELEASED:

North Carolina Medical Board
Attn: Complaint Department
PO Box 20007
Raleigh, NC 27619

I hereby request and authorize the licensee or practice noted above to release a copy of the patient's medical records for the purpose of reviewing my complaint. This information should include but is not limited to: patient histories, discharge summaries, operative notes, office notes, examination and test results and any reports or information prepared by other persons that may be in your possession.

I understand that this authorization is voluntary. I understand that the agency receiving the information is not a health plan or health care provider and that the released information may no longer be protected by federal privacy regulations. I understand that I may revoke this authorization at any time by notifying the providing organization, except to the extent that action has already been taken to comply with it. This consent will automatically expire within one year from the date of signature.

Joe Louis Adams Sr.

Signature of Patient or Legally Responsible Person

3/20/2017

Today's Date

Legal Power of Attorney / Son

If you are not the patient state your relationship to the patient

EXHIBIT XIV

ESTATE REPAIR AND UPKEEP REQUIRED EXPENSES

Appellant financial investment overview of ongoing maintenance requirement and investment of time and sweat.

Circuit File 145557

8.22.23

EXHIBIT XII

Evidence Submission

Repair work and Repair Expenses. More information is available but time restraints are effecting looking for files.

All Documentation and Exhibits are Considered Confidential and

Not for Public Viewing

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G.V. Roofing Services Inc.

6604 E. WT. HARRIS BLVD SUITE C-2

CHARLOTTE NC, 28215

252-773-2042

ROOFING AGREEMENT

Submitted to Homeowners. Joe Adams	Home (704) 419-3171	Work (704) 222-9618	Date 1-21-2012
Street 721 O'Brien Rd.	Cell ()	Other ()	Referred by Victor
City State, Zip Rock Hill SC 29730	Insurance Company		

Specifications and cost as follows:

SHINGLES: 30 yr. ☒ GAF ☒ O.C. ☐ Other ☐ 3-Tab ☐ Dimensions

Color: Remove: 32 Layers: 2

☐ Install Decking: ☐ Replace Rotten Decking at: per S.F. Up to 64 S.F. No-Charge

☒ Install ☒ 15# ☐ 30# Base underlayment to all removed areas, Other:

☐ Install Drip Edge at all rakes ☐ Install Gutter Apron at all eaves, Color:

☒ Replace Plumbing Pipe Boots at all plumbing vents and vent jacks as needed, Other:

☐ Closed Valley System ☐ Open Metal Valley Systems, Color: ☐ Ice & Water shield around chimney

☐ Install Step Flashing needed ☒ Flash Chimney ☐ Counter Flash Chimney

☐ Remove Debris & Haul off ☒ Magnetically Sweep Property ☐ Other:

☐ Ventilation # Turtle Vents # FT. Ridge Vent, Other:

☐ SIDING: Brand Style Size Color

☐ Capping Cleaning Gutters

☐ GUTTERS & DOWNSPOUTS INSTALLING RIBBON

Removal of Old - Flashed

☐ MISCELLANEOUS Stain - 01-28-12

ADDITIONAL TERMS AND CONDITIONS ON REVERSE ARE INCORPORATED HEREIN AND ARE PART OF THIS AGREEMENT.

() propose to furnish all material and labor as specifies in the final insurance company scope of repairs, for the sum paid by the homeowners insurance company, plus any supplement associated with the work performed by (). The Homeowners are responsible only for the deductible and any extras requested by homeowner that are not paid from homeowners proceeds. The representation and Repair Agreement entered into on 20, between these parties is incorporated herein by reference.

Total price of all work described above, excluding any extras or supplemental. \$ 6700.00 Cash
Payments due upon completion of each phase. Roof \$ Siding \$ Gutters \$

You, the buyer, may cancel this transaction at any time prior to midnight of the third business day after the date of this transaction. See the attached notice of cancellation for an explanation of this right.

Acceptance of Contract:

Submitted by Contractor:

The specifications, conditions and cost contained herein are satisfactory and hereby accepted.

Signature of Homeowner:

Signature of Homeowner:

Date: 1-21-2012

Date: 1-21-2012

Victor Ojivara V.O.S. 1.28.5

PROPOSAL HOSPITALITY

Heating & Air Conditioning Inc.

2835 Lesslie Hwy.
Rock Hill, SC 29730
Rock Hill 803-980-4677
Lancaster 803-286-8900
Chester 803-377-7971

Owner's Name Del Adams Jr. Date 1/26/2012 Name of Tenant: _____
Address 701 Ogden Rd Customer # _____ Installation Address: _____
City Rock Hill State SC Zip 29730 City _____ State _____ Zip _____
Home Phone 704-222-9618 Work/Cell Phone _____ Tenant's Phone _____ Work/Cell _____

Type of Permit: ☒ Residential ☐ Town Home ☐ Condominium ☐ Commercial ☐ Other _____
Replacing: ☐ Pkg ☒ Split ☒ Gas to Gas ☐ Electric to Gas ☐ Oil to Gas ☐ Split to Package ☐ Hybrid ☐ Other _____

A/C	Ton	H/P	Ton	Pkg. H/P	Ton	Gas Furnace	BTU	Air Handler Only	Ton
_____	_____	_____	_____	_____	_____	115	80K	Standard	_____
_____	_____	_____	_____	_____	_____	95 %	80K	Variable	_____
_____	_____	_____	_____	Gas Pac	Ton	_____	_____	Condensing Unit Only	_____
_____	_____	_____	_____	_____	_____	_____	_____	Heat Pump	_____
_____	_____	_____	_____	_____	_____	_____	_____	Air Conditioner	_____

American Standard 95% gas furnace. Includes scheduling finance and
mobile units. 10 year service agreement on furnace.

Miscellaneous: ☒ Gas Pipe ☒ Drain Line ☐ Secondary Drain ☒ Condensate Pump

☐ New Pad ☐ Clean Up Site ☒ Other outlet, switch

Duct Systems: ☒ Modification ☐ New Grills ☐ New Returns # _____ ☐ New Supplies # _____ ☐ Other _____

Electrical: ☒ Included when using existing breaker panel ☐ Electrical Upgrade

Air Filtration: ☐ Air Scrubber ☐ Electronic Air Cleaner ☐ Mechanical Air Cleaner

Humidification: ☐ By-Pass Humidifier ☐ Fan Powered Humidifier

Thermostats: ☐ Programmable Thermostat ☒ Standard Thermostat ☐ Other _____

Warranty: ☒ 10 YEAR Parts ☒ 10 YEAR Labor

☒ Lifetime Heat Exchanger Part Warranty (No Labor Included)

☐ _____ Compressor Factory Part Warranty (No Labor Included)

Equipment Cost: \$ 3100

Duct System Cost: \$ 0

Electrical Cost: \$ 0

Accessories Cost: \$ 0

Warranty Cost: \$ 0

Service Agreement Savings: \$ 0

Advertised Savings: \$ 700 (1.25% off)

Sub Total: \$ 3100

Less Deposit: \$ 0

Total Due Upon Completion: \$ 3,100.00

Terms: FULL PAYMENT IS DUE UPON COMPLETION

Scheduled Installation Date 01/28/2012

Payment by: ☒ Cash ☐ Check ☐ Visa ☐ Master Card ☐ Discover ☐ American Express

Card Number: _____ Exp. Date: ____/____ Security Code: _____

Financing: _____

Acceptance: Steve Lucas
Hospitality's Technician

1/26/2012
Date

Del Adams Jr.
Customer Name (print)

[Signature]
Customer Signature
1/26/2012
Date

The Above Quote is Subject to Change After 60 Days

In the event payment is not paid as spelled out in the terms and conditions above, and placed with an attorney for collection, then the customer agrees to pay all reasonable attorney fees and costs of collection. Payments not made within five days of due date shall be subject to a late charge of 1.5% per month of said payment.

Where your business is always welcome!

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HOSPITALITY

Heating & Air Conditioning Inc.

2863 Lesslie Hwy. • Rock Hill, SC 29730
Rock Hill 803-980-4677
Lancaster 803-286-8900
Chester 803-377-7971

Invoice 0463 -I 102		PAY CODE
JOB PHONE		1-28-12
JOB LOCATION		
CITY		
OCCUPANT'S NAME		
727		OWNER'S PHONE- 22-7618
BUSINESS PHONE		730
OF WORK		
NO STATEMENT RENDERED		
er. Ex.	☐ Debit Card Bank Name:	
cover	☐ Other Credit Card:	
Exp.	Auth#	
JOB NUMBER:	0327-I	
CUSTOMER NUMBER:	5120.00	
JOB COST:	DEPOSIT:	
AMOUNT COLLECTED:	AMOUNT FINANCED:	
BALANCE DUE:		

Extended Warranty: Confirmation



Thank You for your Extended Warranty Order,
print this for your records.

Submitted on 6/8/2012 6:43:39 PM by Gene Lucas

Your Confirmation Number is AHB8648

This order is an Application only. The Extended Warranty will become effective when accepted by the American Standard Company. The American Standard Company will notify the Equipment Owner by sending the Extended Warranty Agreement that provides Coverage for the Extended Warranty Model listed above. If you do not receive a confirming agreement from American Standard within the next 45 days, please call 800-554-8005.



Extended Warranty Model Number	Description	Product Application	Equipment Covered	Coverage Length	Coverage Type
AAYWAR0004	1-5T PKG OR SPLT SYST. (W 5 YR LIM PARTS WAR)	RESIDENTIAL	SYSTEM	PARTS AND LABOR yr	<10
Installation / Startup Date				04/28/2012	
Promotion Stamp Number					
PO Number				0327-I	
Remarks:					

Product Information

Equipment Model Number	Equipment Serial Number	Equipment Type
ADC1B080A9421AD	11506Y7P7G	90 AFUE HZ/DNFL COND

Equipment Owner

Last Name	ADAMS
First Name	JOE
Owner Address	721 OGDEN RD.

City	State	Postal Code	Country
ROCK HILL	SC	29730	USA
Phone Number	E-Mail Address		
704-222-9618			

Equipment Location

<https://www.asdealernet.com/EBiz/Application/warrantyCenter/extended/submit.asp>

6/8/2012

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Location Name ADAMS, JOE
721 OGDEN RD.

Location Address

City	State	Postal Code	Country
ROCK HILL	SC	29730	USA
Phone Number	E-Mail Address		
704-222-9618			

Servicing Dealer

Dealer Name HOSPITALITY HTG & A/C INC.
2863 LESSLIE HWY

Dealer Address

City	State	Postal Code	Country
ROCKHILL	SC	29730	USA
Phone Number	E-Mail Address		
803 980 4677			



Printer Friendly Version



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115566738

Job Site

ADAMS, JOE LOUIS JR
721 OGDEN RD
ROCK HILL SC 29730-5021

Office: 803-366-1081 Job: 803-366-1081

ADAMS, JOE LOUIS JR
721 OGDEN RD
ROCK HILL SC 29730-5021

Customer #	: \$# 1007020689
Agreement Date	: 11/08/13
Rental Out	: 11/08/13 03:14 PM
Scheduled In	: 11/09/13 03:14 PM
UR Job Loc	: SAME
UR Job #	:
Customer Job ID	:
P.O. #	:
Ordered By	:
Written By	: WILLIAM BUTLER
Salesperson	: HOUSE ACCOUNT

RENTAL ITEMS:

Qty	Equipment	Description	Minimum	Day	Week	4 Week	Estimated Amt.
1	828154	HARDWOOD 8IN DRUM SANDER W/ DUST BAG Make: SILVERLINE Model: SL-8V Serial: 15680	34.00	46.35	139.05	417.15	46.35
ALL TOOLS RATED 10 TO 20 AMPS, 120 VOLTS SHOULD USE 10/3 GUAGE CORD NO LONGER THAN 50'. FAILURE TO USE PROPER SIZE EXTENSION CORD WILL RESULT IN EQUIPMENT DAMAGES. ALL DAMAGES WILL BE THE CUSTOMER S FINANCIAL RESPONSIBILITY.							
1	828153	SANDER FLOOR EDGER 7 IN Make: SILVERLINE Model: SL-7 Serial: 19581	24.00	32.96	98.88	296.64	32.96
ALL TOOLS RATED 10 TO 20 AMPS, 120 VOLTS SHOULD USE 10/3 GUAGE CORD NO LONGER THAN 50'. FAILURE TO USE PROPER SIZE EXTENSION CORD WILL RESULT IN EQUIPMENT DAMAGES. ALL DAMAGES WILL BE THE CUSTOMER S FINANCIAL RESPONSIBILITY.							

SALES/MISCELLANEOUS ITEMS:

Qty	Item	Price	Unit of Measure	Extended Amt.
4	SANDPAPER, 40-GRIT W/VELCRO	[40SL8V/ESSEX]	(EA) EACH	17.94
5	SANDPAPER, 60-GRIT W/VELCRO	[60SL8V/ESSEX]	(EA) EACH	17.58
5	SANDPAPER, 100-GRIT W/VELCRO	[100SL8V/ESSEX]	(EA) EACH	16.71
5	SANDPAPER, EDGER 100-GRIT	[7516D100/ESSEX]	(EA) EACH	2.27
5	DISC, #40 7 X 5/16	[7516D40/ESSEX]	(EA) EACH	2.75

PAYMENT HISTORY

DATE	TYPE	REF #	AUTH #	TRANS TYPE	AMOUNT	APPLIED
11/08/13	VISA	**1519	142551	CHARGED		195.00

Sales/Misc Subtotal: 57.25
Agreement Subtotal: 136.56
Tax: 9.56
Estimated Total: 146.12
Deposit: 195.00

CONTINUED

* ENVIRONMENTAL CHARGE: The items indicated above are subject to an environmental charge which is designed to recover United's direct and indirect expenses for the handling, managing and disposing of waste products, hazardous related administrative costs. This is not a government-mandated charge. FUEL: Fuel charges do not include federal, state, or local excise taxes.

OPTIONAL RENTAL PROTECTION PLAN

THE RENTAL PROTECTION PLAN IS NOT INSURANCE! Upon accepting the optional Rental Protection Plan, Customer agrees to pay a charge equal to 14% of the rental charges on Equipment Customer wants covered by the Rental Protection Plan. In return, as set forth in Addendum 1 to the Rental Agreement, United agrees to waive certain claims for accidental damage to or theft of such covered Equipment occurring during normal and careful use. Customer remains liable for all other damages as set forth in the conditions found in Addendum 1 to the Rental Agreement.

NOTICE FOR RENTAL OF A MOTOR VEHICLE: THIS CONTRACT OFFERS, FOR AN ADDITIONAL CHARGE, A DAMAGE WAIVER TO LIMIT YOUR FINANCIAL RESPONSIBILITY FOR DAMAGE TO OR THEFT OF THE MOTOR VEHICLE. BEFORE DECIDING WHETHER TO PURCHASE THE DAMAGE WAIVER, YOU MAY WISH TO DETERMINE WHETHER YOUR OWN INSURANCE AFFORDS YOU COVERAGE. THE PURCHASE OF THIS DAMAGE WAIVER IS NOT MANDATORY AND MAY BE WAIVED OR DECLINED.

READ BEFORE SIGNING: By signing below, Customer (x) Agrees to the terms and conditions contained in this rental agreement; (x) Agrees that the equipment is in the condition as stated on the condition report(s); (x) Agrees to the terms and conditions of the Optional Rental Protection Plan, if applicable; and (x) Authorizes United to charge Customer's credit card listed above or on file, if applicable. Customer also acknowledges that it is fully familiar with the operation and use of the equipment and has received (a) the equipment in good working order; (b) all safety bulletins; (c) all operator manuals; and (d) all manufacturer's tabulated data for the for the protective system equipment listed above.

X

CUSTOMER SIGNATURE DATE CUSTOMER NAME PRINTED UNITED RENTALS REPRESENTATIVE/DELIVERED BY DATE

A LARGER FONT COPY OF THE TERMS AND CONDITIONS IS AVAILABLE UPON REQUEST.

Page:

8730



115566738

Job Site

ADAMS, JOE LOUIS JR
721 OGDEN RD
ROCK HILL SC 29730-5021

Office: 803-366-1081 Job: 803-366-1081

ADAMS, JOE LOUIS JR
721 OGDEN RD
ROCK HILL SC 29730-5021

Customer #	: \$# 1007020689
Agreement Date	: 11/08/13
Rental Out	: 11/08/13 03:14 PM
Scheduled In	: 11/09/13 03:14 PM
UR Job Loc	: SAME
UR Job #	:
Customer Job ID	:
P.O. #	:
Ordered By	:
Written By	: WILLIAM BUTLER
Salesperson	: HOUSE ACCOUNT

SALES/MISCELLANEOUS ITEMS:

Qty	Item	Price	Unit of Measure	Extended Amt.

COMMENTS/NOTES:

Amount refunded to customer: 48.88

A CLEANING CHARGE WILL APPLY TO EQUIPMENT RETURNED WITH EXCESSIVE
DIRT, CONCRETE, AND/OR PAINT. CUSTOMER IS RESPONSIBLE FOR ALL
DAMAGE INCLUDING TIRES. THERE WILL BE AN ADDITIONAL CHARGE FOR
MISSING KEYS. A FUEL CHARGE WILL BE APPLIED TO ALL UNITS NOT
RETURNED FULL OF FUEL



FORM 1524-084

FLOOR SANDER SAFETY

12/98

Any piece of equipment can be dangerous if not operated properly. You are responsible for the safe operation of this equipment. The operator must carefully read and follow any warnings, safety signs and instructions provided with or located on the equipment. Do not remove, defeat, deface or render inoperable any of the safety devices or warnings on this equipment. If any safety devices or warnings have been removed, defeated, defaced or rendered inoperable, DO NOT USE THE EQUIPMENT!!!!

1. Do not use power in damp or wet locations. Do not expose sander to rain. Failure to follow these instructions increases risk of electrocution.
2. Avoid gaseous areas. Do not operate machine in explosive atmospheres in presence of flammable liquids or gases. Motors in machine spark, which could ignite fumes. Hitting a nail while sanding can cause sparks and create a fire or explosion. Always use a hammer and punch to countersink nails before sanding.
3. Do not wear loose clothing or jewelry. Wear safety glasses, ear protection, and dust mask.
4. Always inspect machine for frayed or damaged cords. Do not use if machine is not in proper working order.
5. Avoid accidental starting. Be sure the switch is in the OFF position before plugging into outlet. Do not operate without all guards in place.
6. Do not use machine as a step or furniture. Do not ride on this machine.
7. Serious damage can result if machine is left running in one spot while the sanding drum is in contact with the floor. Always sand at a constant rate. Do not use sanders on cement. This machine is for use on wood floors only.
8. Never over fill dust bag or leave machine unattended with dust in bag.
9. Practice first in a closet or on a less visible area of floor.

If the person receiving this handout will not be the user of the equipment, forward these instructions to the operator. If there is any doubt as to the operation or safety of the equipment, DO NOT USE!!!
CALL US IMMEDIATELY!!!

FAILURE TO FOLLOW THESE INSTRUCTIONS COULD RESULT IN INJURY OR DEATH



P.232

A. Simmons Construction Co. LLC
1465 Orr rd.
McConnells, SC 29726

Date 10/24/2018
Invoice # 23

Bill To

Joe Adams
721 Ogden Rd
Rock Hill Sc 29730

Ship To

P.O. #
Terms

Ship Date 10/24/2018
Due Date 10/24/2018
Other

Item	Description	Qty	Price	Amount
0001	North Side, East Corner @ porch door-remove and repair facial and soffit,	1	100.00	100.00
0001	North side @ west end of porch house- repair facial and soffit, remove shingles in valley and bad decking, install new decking and shingles**	1	250.00	250.00
0001	West side of house- Replace bad soffit and facial	1	200.00	200.00
0001	West side of house- remove and replace bad lap siding	1	150.00	150.00
0001	South Side of house-remove bad facial and soffit, remove the shingles on roof and bad decking at bottom of valley and replace with new	1	250.00	250.00
0001	East side of house- Header over north garage end need repair, install soffit and facial, cut the tree at dog house	1	250.00	250.00
These prices is LABOR ONLY. Does not include Painting				Subtotal \$1,200.00
				Sales Tax (0.0%) \$0.00
				Total \$1,200.00
A. Simmons Construction Co. LLC anthonyssimmons123@gmail.com				Payments/Credits \$0.00
803-417-1815 803-417-4905				Balance Due \$1,200.00

(9)

P.233

York County Assessors Office
P.O. Box 57
York, South Carolina 29745
Telephone: 803-684-8526

Date: 8/1/11

JOE L. ADAMS JR.
721 OGDEN Rd.
Rock Hill - S.C 29730

Dear Sir/Madam:

Please be advised that our office has reviewed your property located on York County Tax Map number (s) 600-22-01-021 and have made the following change:

Original Land Value		New Land Value	
Original Bldg Value		New Bldg Value	
Original Total Value	~~\$48,500~~	New Total Value	~~\$16,000~~

The re-determined property tax assessment will become final unless you are still in disagreement with this appraisal and would like to continue the appeals process, please state this to us in writing **within thirty (30) days of the date of this letter.**

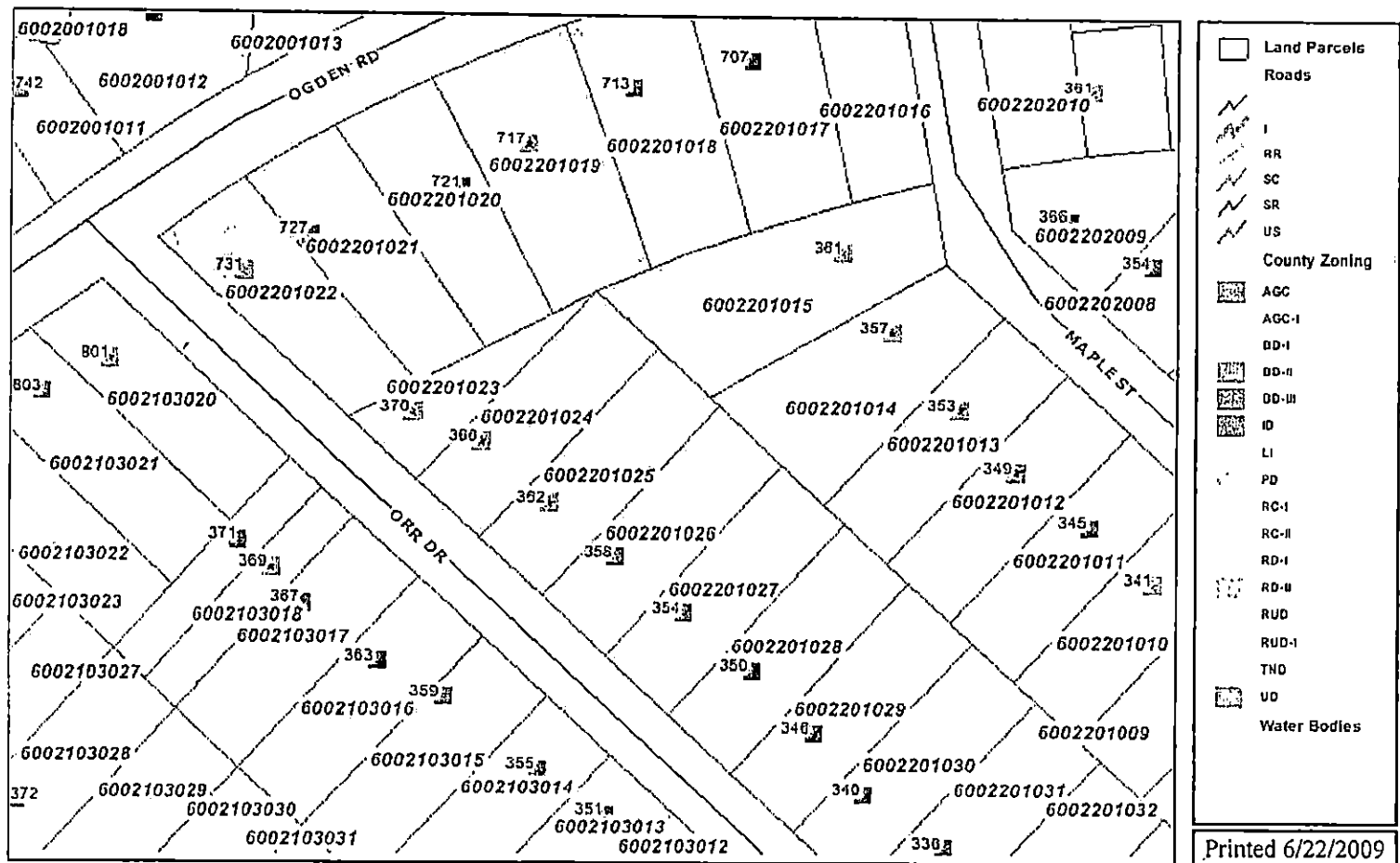
Our office will then send you a copy of the South Carolina code of Laws pertaining to the appeals process and procedures. The Chairman of the Appeals Board will contact you with a date for your hearing usually within thirty (30) days after the date of receiving a notice of appeal, or as soon thereafter as practical as required by Section 12-60-2530 of the SC Code of Laws.

Sincerely,

Riley Hendrix

Appraiser
York County Assessor's Office

York County GIS



YORK COUNTY GOVERNMENT SOUTH CAROLINA, AND ITS MAPPING CONTRACTORS DO NOT WARRANT THE ACCURACY OF THE DISPLAYED INFORMATION AND SPECIFICALLY DISCLAIM ANY WARRANTY FOR MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE. THIS MAP IS NOT A LEGAL SURVEY.

PICKUP DATE: 2/12/11

TIME

9:45

A.M.

P.M.

DRIVER:

Kenny

NOT AVAILABLE

Customer Name: ADAMS, JOE
Pickup Address: 721 OGDEN RD0416 LOWE'S HOME CENTERS, INC.
1350 SPRINGDALE ROAD
ROCK HILL, SC 29730
(803) 324-3170Phone #: ROCK HILL, SC 29730
Alt Phone #: (803) 326-4219
(803) 326-4219

Pickup #: 872

Pickup Instructions: GO DOWN DAVE LYLE. DAVE LYLE RUNS INTO FREEDOM. BARE OFF TO LEFT FOR OGDEN RD.
HOUSE IS ON THE CORNER OF ORR DRIVE AND OGDEN. HOUSE INSIDE THE FENCE ON THE LE
FT. ADD TO INVOICE #05036

Scheduled Pickup Date: 02/12/2011 Pickup Time Period: MORNING

INITIAL	ITEM DESCRIPTION	QTY
	CHEST FREEZER ITEM# 90724	

CREATED: S0416RM2

PRINTED: S0416JS3 02/12/2011 7:11AM

PAGE: 1 OF 1

Please check the merchandise that you are returning to ensure that all items are picked up by the delivery driver as Lowe's can not issue credit for items that were not returned with this shipment. Your signature acknowledges that the items notated on the Pickup Ticket have been provided to the delivery driver and are being returned. Credit for these items is subject to final count and inspection. Descriptions and quantities provided are used for pick up purposes only and may not exactly match the description and quantity of the product being returned. Your not signing acknowledgment of pick up, however, does not mean that such merchandise was not picked up.

PICKED UP AND ACKNOWLEDGED BY:

ASSOCIATE SIGNATURE

DATE: 2/12/11

PURCHASE MONEY SECURITY AGREEMENT
A Consumer Credit Sale Document

0310

Seller APPLIANCE CITY Telephone 327-6146 — 903 W. Main St. Rock Hill, S. C.			Salesman 		
			Date	Day	Month Year
Buyer (Full Name)			Residence Phone:		
Residence Address			Business Phone:		
			Mailing Address		
City	State	Zip Code	Directions		

SELLER sells BUYER the CONSUMER GOODS described below (hereinafter called the GOODS) retaining a purchase money security interest therein, upon the terms and the conditions set forth herein on the face and reverse of this the original Purchase Money Security Agreement. The security interest of SELLER includes the goods previously sold BUYER(S) as described in Purchase Money Security Agreements Number(s). A copy of each of which BUYER is to have.

QUAN.	MFGR.	NO.	DESCRIPTION OF GOODS	CODE	SELLING PRICE

BUYER agrees to pay to SELLER the TOTAL OF PAYMENTS (as shown in item 11) in _____ monthly payments consisting of _____ payments of \$_____ and a final payment of \$_____; the first such payment shall be due on or before _____, and thereafter on the same day of each successive month until the TOTAL OF PAYMENTS has been paid in full; together with a delinquency charge of five (5%) percent of each payment, or five (\$5.00) dollars, whichever is the lesser, if any payment is not paid in full within ten (10) days after the day on which any payment is due.

Further, if suit be instituted upon BUYER'S default to enforce collection of any unpaid balance hereunder or to enforce any of BUYER'S obligations including, but not limited to, reasonable attorneys fees (as provided by statute), reasonable costs of repossessing the goods herein described or referred to, bond costs and court costs.

If TOTAL OF PAYMENTS is paid in full by cash, refinancing, consolidation with subsequent purchase from SELLER, acceleration as herein provided, or otherwise, prior to the date when the last payment is due, BUYER shall receive a rebate of the unearned FINANCE CHARGE computed under the Rule of 78's.

1. Price \$_____
2. Sales Tax . . . \$_____
3. Cash Price \$_____
- Less: (1+2)
- (A) Cash Down Payment . . \$_____
- (B) Trade In \$_____
4. Total Down Payment \$_____ (3A+3B)
5. Unpaid Balance of Cash Price . . \$_____ (3-4)
6. Other Charge, if any \$_____
- (A) _____ (Description of Charge)
7. (A) Unpaid Balance of Prior Contract(s) (If Any) Being Refinanced \$_____
- Less:
- (B) Unearned Finance Charge Computed Under Rule of 78's \$_____ (7A-7B)
8. Amount Financed \$_____ (5+6+7)
9. FINANCE CHARGE \$_____ (Computed upon items 5, 6 and 7)
10. Deferred Payment Price \$_____ (3+6+7+9)
11. Total Payments \$_____ (8+9)
12. ANNUAL PERCENTAGE RATE %

NOTICE: THIS AGREEMENT IS SUBJECT TO THE ADDITIONAL PROVISIONS AS SET FORTH ON THE REVERSE SIDE HEREOF, THE SAME BEING INCORPORATED HEREIN BY REFERENCE.

I (We) have received a copy of each of the Purchase Money Security Agreements in which Seller has retained a security interest in goods previously sold to me (us).

I (We) acknowledge receipt of a copy of this agreement on the day and month as shown above, which agreement was completed prior to execution.

The above sale is subject to verifications of and approval of BUYER'S credit by SELLER'S Credit Department.

28

 Buyer (SEAL)

 Buyer (SEAL)

1237

☐ SERVICE ☐ WILL CALL ☐ INSTALL ☐ DELIVER		PHONE _____ MAKE <u>CHRYSLER</u> MODEL <u>Tempo</u> SERIAL <u>D1784907</u>
		NATURE OF SERVICE REQUEST _____

[illegible]

Evicture
Home Upkeep
~~721~~ 721 + 727
Ogden Rd



SPECIAL SERVICES CUSTOMER INVOICE

Store 1114 ROCKHILL
2815 HOME DEPOT BLVD
ROCK HILL, SC 29730

Phone: (803) 909-2420
Salesperson: JMJ6520
Reviewer:

Page 1 of 3

No. 1114-247120

VALIDATION AREA

This is only a QUOTE for the merchandise and services printed below. This becomes an Agreement upon payment and an endorsement by a Home Depot register validation.

SOLD TO	Name		Home Phone	
	ADAMS JOE		(704) 469-3171	
	Address 721 OGDEN RD		Work Phone (704) 469-3171	
			Company Name	
	City ROCK HILL		Job Description QUOTE	
State SC		Zip 29730-5021	County YORK	

QUOTE is valid for this date: 07/30/2012

CUSTOMER PICKUP #1		MERCHANDISE AND SERVICE SUMMARY		We reserve the right to limit the quantities of merchandise sold to customers	
REF # W02		SKU # 515-664		Customer Pickup / Will Call	
STOCK MERCHANDISE TO BE PICKED UP:					
REF #	SKU	QTY	UM	DESCRIPTION	PI. TAX PRICE EACH EXTENSION
R01	251-297	1.00	EA	52" BRISTOL LANE POL NICKEL C-FAN /	A D \$159.00 \$159.00
SCHEDULED PICKUP DATE: 08/01/2012					MERCHANDISE TOTAL \$159.00
END OF CUSTOMER PICKUP - REF #W02					

TOTAL CHARGES OF ALL MERCHANDISE & SERVICES

Policy Id (PI):	ORDER TOTAL	\$159.00
A: 90 DAYS DEFAULT POLICY	SALES TAX	\$11.13
	TOTAL	\$170.13
	BALANCE DUE	\$170.13
*** CONTINUED ON NEXT PAGE ***		

WILL-CALL MERCHANDISE PICK-UP

Will-Call Items will be held in the store for 7 days only.

Check your current order status online at

www.myhdorder.com

FOR WILL CALL
MERCHANDISE PICK-UP
PROCEED TO WILL CALL OR
SERVICE DESK AREA
(Pro Customers, Proceed To The Pro Desk)



(9801) 0100370249

**TOTAL CHARGES OF ALL
MERCHANDISE & SERVICES**

#1

(Continued)

'The Home Depot reserves the right to limit / deny returns. Please see the return policy sign in stores for details.'

END OF ORDER No. 1114-247120

PROJECT ESTIMATE

ROOFING

CONTACT: ADAMS, JOE
CUST #: 86185836SALESPERSON: TIMBS, STEVEN
SALES #: 1574867

PROJECT NUMBER: 353483875

DATE ESTIMATED: 06/04/12

QTY	ITEM #	ITEM DESCRIPTION	VEND PART #	PRICE
60	68513	TAMKO BLACK HERITAGE		1053.00
20	34137	1/2 4X8 GOLD BOND HS LITE GYPS GB0009		146.40
			TOTAL FOR ITEMS	1199.40
			FREIGHT CHARGES	0.00
			DELIVERY CHARGES	0.00
			TAX AMOUNT	83.96
			TOTAL ESTIMATE	1283.36

This Quote is valid until 07/04/12.

MANAGER SIGNATURE

DATE

THIS ESTIMATE IS NOT VALID WITHOUT MANAGER'S SIGNATURE.
THIS IS AN ESTIMATE ONLY. DELIVERY OF ALL MATERIALS CONTAINED IN THIS
ESTIMATE ARE SUBJECT TO AVAILABILITY FROM THE MANUFACTURER OR SUPPLIER.
QUANTITY, EXTENSION, OR ADDITION ERRORS SUBJECT TO CORRECTION. CREDIT
TERMS SUBJECT TO APPROVAL BY LOWES CREDIT DEPARTMENT.

LOWES IS A SUPPLIER OF MATERIALS ONLY. LOWES DOES NOT ENGAGE IN THE PRACTICE
OF ENGINEERING, ARCHITECTURE, OR GENERAL CONTRACTING. LOWES DOES NOT ASSUME
ANY RESPONSIBILITY FOR DESIGN, ENGINEERING, OR CONSTRUCTION; FOR THE
SELECTION OR CHOICE OF MATERIALS FOR A GENERAL OR SPECIFIC USE; FOR
QUANTITIES OR SIZING OF MATERIALS; FOR THE USE OR INSTALLATION OF MATERIALS;
OR FOR COMPLIANCE WITH ANY BUILDING CODE OR STANDARD OF WORKMANSHIP.



Vehicle Rental Agreement

Agreement 31791

Store # 411

Vehicle Number
License Number

Date/Time Rented
Date/Time Returned
Time Used

Rental Charges
Sales Tax
Total Charges

Renter (Last)	(First)	(MI)
Home Address		
City	State	zip
Date of Birth	Home Phone	
Employer's Name	Employer's Phone	
Driver's License No.	State	Expires

Rates
\$ 19.00 1st 75 minutes
\$ 5.00 per every 15 minutes thereafter
Gas & mileage included

Credit Card, circle

Mastercard Visa AMEX Discover Lowe's

Number
Expires

Fill out insurance information or attach photocopy of insurance card

Insurance Company	Policy Number	
Agent's Name	Phone Number	
City	State	Zip

Renter is responsible for all loss of and damage to cargo placed in or on vehicle.

Read ramp operating instructions prior to using ramp.

Load heaviest items at front. Maximum load capacity 1500 pounds.

Renter is responsible of all tire repair or replacement including flats and punctures.

Cleaning charge of at least \$20.00 applies to vehicles returned excessively dirty.

Renter agrees that Capps does not furnish insurance coverage of any type to renter. Renter further agrees that he/she has automobile insurance that will cover renter's use and operation of the vehicle. Renter's insurance is primary coverage with respect to the vehicle rental, use and operation. Renter agrees that Capps may process a claim in his/her behalf to recover damages to the vehicle. Renter agrees to reimburse Capps for any damage renter's coverage may not cover.

This rental agreement does not permit the rental of the vehicle for more than one day or past the time at which Capps demands return of the vehicle.

All rental charges are subject to final audit

The vehicle must be returned before store closes.

X
Renter's Signature



Invoice



Improving Home Improvement

LOWE'S HOME CENTERS, LLC
FMS 2442
1640 HIGHWAY 160 WEST
FORT MILL SC 29708

Please check the merchandise you are purchasing to ensure all items are received as Lowe's cannot be responsible for shortages after you leave Lowe's warehouse. Your signature acknowledges Lowe's delivery and your receipt of the date set forth below of all items of merchandise, except those items noted as being for later delivery (e.g., LD=Lowe's Delivery; PL=Pick-up Later; SOS=Special Order Sale; or WH=Warehouse or back of store pick-up). Not signing acknowledgement of receipt, however, does not mean that such merchandise was not delivered. All claims and return merchandise MUST be accompanied by this invoice and made within 30 days of delivery for credit or refund. This document may also evidence a return of merchandise described below if "Return" is printed with reference to an item. In such instance you will be given credit or cash as described and your signature represents your acknowledgment of the accuracy of the terms and conditions of the return. SEE BELOW FOR [1] PAYMENT TERMS AND CONDITIONS FOR CERTAIN PURCHASES AND [2] WARRANTY INFORMATION AND AGREEMENTS. DO NOT SIGN THIS INVOICE UNTIL COMPLETE AND YOU HAVE RECEIVED AND ACCEPTED THE MERCHANDISE CURRENTLY BEING DELIVERED TO YOU AND YOU HAVE READ THIS DOCUMENT. YOUR SIGNATURE CONSTITUTES YOUR AGREEMENT WITH APPLICABLE PROVISIONS LISTED BELOW. YOU ARE ENTITLED TO A COPY OF THE INVOICE.

TRANSACTION		CUSTOMER		DATE	PAGE	PURCHASER SIGNATURE	
R A/R SALE		JOE ADAMS		02/28/17	1	244205991759	
		RR		S2442JS1			
# LOADED	LOAD	QTY/UNIT	ITEM #	DESCRIPTION	UNIT PRICE	EXT. PRICE	
	LD	6 EA	489210	2-10-12 TC TREATED #2 PRIME	11.26	67.56	
				MODEL NUMBER: TC21012T225E			
	LD	14PCS	77080	2-8-14 TOP CHOICE #2 SYP PRIME	8.19	114.66	
				MODEL NUMBER: 37025			
	LD	6PCS	12244	23/32 CAT RATED SHEATHING	22.37	134.22	
				MODEL NUMBER: NA			
				SUBTOTAL		316.44	
				TAX		22.15	
PURCHASE ORDER		REF. NO.	BUYER CODE	SALES PERSON	TOTAL		
15:23:26		02/28/17 CUS			338.59		
SALES #: 000077419		A/R SALE	338.59				
				JIMMY ACCT#: 0020368-2442-001193			

PAYMENT TERMS AND CONDITIONS: The following terms and conditions apply to [1] Business Charge Account purchases [but without limiting or negating the complete terms and conditions of such Business Charge Account] and [2] purchases not paid for in full at time of purchase, and [3] any purchase involving a purchase order or other document [unless the terms and conditions of such have been expressly approved in writing by Lowe's]. Any open-end or credit card account available from or through Lowe's (including Lowe's Revolving Credit Agreement and Lowe's Business Revolving Credit Account Agreement) is not subject to these payment terms and conditions, but is subject to the payment terms and conditions of such account. Lowe's regular billing date is the 25th of each month, with the balance due and payable net by the 10th of the following month. If your Business Charge account balance or purchase is paid by the 10th of the month next following billing or the purchase of merchandise, respectively, only the NET AMOUNT of the billing statement or purchase, respectively, will be payable. If not paid by the 10th, the account or your obligation to pay for the purchase is past due and in default, and A LATE CHARGE OR SERVICE CHARGE MAY BE MADE IN THE AMOUNT OF 1.25% PER MONTH OR 18% ANNUALLY, CALCULATED ON THE 25TH DAY OF EACH MONTH ON THE BALANCE AS OF THE 25TH DATE OF THE PREVIOUS MONTH (less payment and credits to said balance) UNTIL PAYMENT IN FULL IS MADE. DIFFERENT SERVICE CHARGE IS APPLICABLE TO PURCHASES IN THE FOLLOWING STATES: AR AND TX - 8.33% monthly, 10% annually; MD - 1% monthly, 12% annually; PA - 1.25% monthly, 15% annually; MS - 1.75% monthly, 21% annually; IL - 1.8% monthly, 21.6% annually; DE - 2% monthly, 24% annually.

LIMITED WARRANTY: This consumer product warranty is applicable to products used for personal, family or household purposes. It is not applicable to commercial transactions or products purchased for purposes of resale. Lowe's will repair or replace defective products, where necessary, for ninety (90) days after purchase. ALL EXPRESS AND IMPLIED WARRANTIES INCLUDING EXPRESS WARRANTIES OF FITNESS FOR PARTICULAR PURPOSE AND IMPLIED WARRANTY OF MERCHANTABILITY ARE LIMITED FOR THE SAME 90 DAY PERIOD. Some states do not allow limitation on how long an implied warranty lasts so such limitation may not apply. OR CONSEQUENTIAL DAMAGES ARE EXCLUDED FROM THE WARRANTY. Some states do not allow exclusion or limitation of incidental or consequential damages so such exclusion may not apply. This warranty gives you specific legal rights and you may have other rights which vary from state to state. In event of defect or for further information regarding warranty performance, please contact your local Lowe's Store Manager or Lowe's Companies, Inc., Customer Relations, Box 1111, North Wilkesboro, NC 28656, Telephone (336) 658-4000.

WARRANTY FOR COMMERCIAL PURPOSES: This constitutes the agreement between Purchaser named on the face hereof and Lowe's (also referred to as Seller). The following provisions apply notwithstanding Purchaser's not signing of the face hereof if Purchaser accepts delivery of merchandise:

1. Purchaser agrees that its sole and exclusive remedy against Seller shall be for repair or replacement of any defective merchandise as provided herein. Purchaser agrees that no other remedy, including but not limited to incidental or consequential damages for lost profits, sales, labor, injury to person or property or any other incidental or consequential loss, shall be available to Purchaser. This warranty shall be IN LIEU of any other warranty, expressed or implied, including but not limited to ANY IMPLIED WARRANTY OF MERCHANTABILITY OR FITNESS FOR PARTICULAR PURPOSE.

2. In event of dispute, if Purchaser either properly and lawfully rejects merchandise which does not conform to agreement or properly and lawfully revokes acceptance of such merchandise, Seller shall have a reasonable time after notification by Purchaser of any problems or defects to substitute conforming merchandise either by replacement of such non-conforming merchandise with conforming merchandise or by effecting repair or adjustment to the original merchandise. Merchandise to be returned must be accompanied by the original invoice or proof of purchase by the original Purchaser for refund or replacement. This shall include the repair or replacement of any necessary essential parts. In the event non-conforming merchandise cannot be made conforming or conforming merchandise cannot be furnished in substitution thereof, the non-conforming merchandise may be returned by the Purchaser to Seller at point of sale by Seller to Purchaser. THE LIABILITY OF SELLER IN THIS EVENT IS LIMITED TO ACCEPTANCE OF RETURNED NON-CONFORMING MERCHANDISE AND REFUND OF PURCHASE PRICE OR BY CREDIT OF THE PURCHASE PRICE TO PURCHASER'S BUSINESS CHARGE ACCOUNT OR BALANCE OWING TO SELLER, PLUS A PROPORTIONATE AMOUNT OF ANY FINANCE CHARGES INCURRED.

3. Even when Purchaser has the right to return non-conforming merchandise, this right is contingent upon notice to Seller, at least ten (10) days prior to date of proposed return. This to alert Seller of the time and place of the proposed return, along with a description of what merchandise is in fact to be returned. It is expressly agreed that Seller may decline to permit return of non-conforming merchandise and direct other disposition of the merchandise by Purchaser at Seller's expense.

4. Seller's liability for non-conforming merchandise shall be limited either to conforming or replacing defective or non-conforming merchandise with conforming merchandise at Seller's election. Seller's obligation to conform or replace non-conforming merchandise shall terminate ninety (90) days after purchaser's receipt of the merchandise.

5. The above remedies are expressly agreed to be the sole and exclusive remedies available to Purchaser. This to protect Purchaser with respect to the merchandise listed on the face hereof and not to protect or in any way with respect to the value or market price of the merchandise or with respect to the intended use or consequences of any furnishing or intent to furnish to third persons by Purchaser in the conduct and course of business.

6. Any action by Purchaser instituted against Seller for any breach of this agreement must be commenced within one year from the accrual of cause of action. The terms and conditions of this agreement shall be binding upon the successors and assigns of the parties. THERE MAY BE NO MODIFICATION OR RESCISSION OF THIS AGREEMENT EXCEPT BY WRITTEN INSTRUMENT.

7. PURCHASER AGREES TO INDEMNIFY LOWE'S OF AND FROM ANY AND ALL DAMAGE WHICH MAY OCCUR, WHETHER A RESULT OF LOWE'S NEGLIGENCE OR NOT, TO THE LOCATION AT THE PLACE OF DELIVERY.

8. Lowe's is a supplier of merchandise only. Lowe's does not engage in the practice of engineering, architecture or general contracting. Lowe's does not assume any responsibility for design, engineering or choice of materials for a general or specific use; for quantities or sizes of materials; for the use or installation of materials or for compliance with any building code or standard of workmanship.

CONSUMER AWARENESS PROGRAM: Lowe's has established a voluntary Consumer Awareness Program for its customers. The federal government has determined that some products sold by retailers could be harmful to your health. These manufacturers should supply Lowe's with information concerning the chemicals in the products, the safe use of said products, and medical treatment information. Information received from your local Lowe's Store Manager.

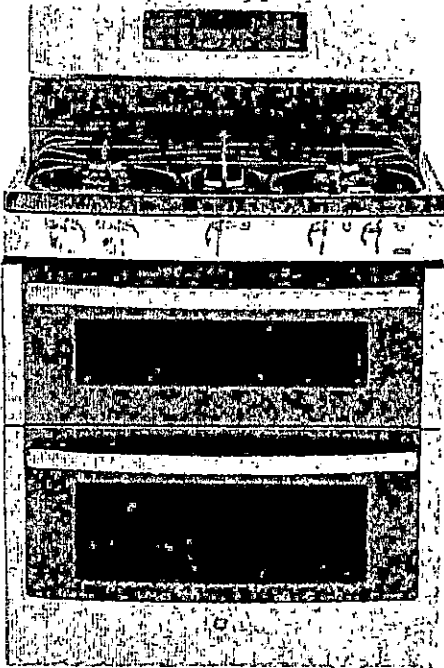
8244

The one below is the gas grill with the griddle in the middle.. I love this one for stainless steel gas stove. This one would be my choice if it is not too too much more to have it installed.



Printer-Friendly Page

GE® 30" Free-Standing Gas Double Oven Range with Convection
JGB870SEFSS



47 1/4 in x 30 in x 29 1/2 in

TOTAL CAPACITY
6.8 cu ft

Page No.

9-17-2017

Ja'Quan GATHER → Paid 40.00 Help with Pecan tree
Limbs. Moving Limb to street pile up Street Stock
Still less than half Pending

PAID

Ja'Quan GATHER

Ja'Quan GATHER 9-17-2017

10/28/2017

Paid to Ronald Phillips for Building
Dog house. Still Pending Shingles & cosmetic
improvements. Plan to finish 11-4-2017.

Paid 70.00 for Job Ronald Phillips

Ronald Phillips

10/28/2017

Paid Darrel Canty -

153.00

Water Pump

36.00

Thermostat

15.00

Water Pump Belt - supplied Belt?

18.00

Coolant

300.00

522.00

- PAID 525.00 - 11-25-2017

Additional Parts

- 120.00 11-26-2017

645.00

PAID to

Darrel Canty

Replaced Water Pump. Still making noise but not as bad. Quiet when warm.

Still pending Main Belt, over steering Pump

Spark Plug & Wires

Ordered for Dumpster for debris and old City to clean out
4-29-2019 delivered to my yard. 10.00

To Page

Witnessed & Understood by me,

Date

Invented by

Date

Recorded by

823

From Page No. _____

~~Pa'd Saguan~~ ^{Saguan} Gather for labor. Removed all dirt in
cleaned entire back yard. Piled broken limbs
summer by fence. Also helped with all other
needed.

Pa'd 100⁰⁰ 4-13-2019 Ja'quan T. Golt
@ Saguan Gather

City of Rock Hill

Joanne Peas - delivered several wood pieces
and paint to satisfy agreement made by yr
William regarding situation issued through it
from Mr. Hollenhorst the city inspector.
118 pieces for undressed 4 gallons of paint.

2 pieces of fascia
3 boxes

signed paperwork - no due to

4-30-2019 @ home

yard
then

Pa'd Saguan Gather 5-3-2019

Removed rotten wood from rear of house. Wood needed
be removed the day of and for Manet ball yard.
change removed. New dumpster was delivered
Pa'd 50⁰⁰ for labor help.

Received by Saguan Gather 5-3

signed Ja'quan T. Golt her

Witnessed & Understood by me,

Date

Invented by

Date

Recorded by

To Pa

TITLE

Project No.

Book No. 0233

From Page No.

2019-7-27 - Big Day!!!

Home renovations started to fix vanity problems with
toilet and toilet board. New tiles to replace the ones
that were the wrong color and installed incorrectly.
We found 2 more squirrels today. Some dry house.
Go. Your vision home renovations has started and should
be complete soon. Owner Bill Bass. Bill Bass.
Paid \$200.00 on 7-27-2019 for repair deposit.

And \$200.00 deposits to Bill Bass Bill Bass.

7-27-2019

Witnessed & Understood by me,

Date

Invented by

Date

Recorded by

To Page No.

TITLE

From Page No.

Redesign Work and Repair 2008 11-26-2008
 Ronnie McClure - 250.00 for Prime Coat of Paint
~~10-27-2008 250.00 for Prime Coat of Paint~~
 10-27-2008 250.00 for Prime Coat of Paint Labor
 95.00 advance - 11-20-2008
 10.00 advance - 11-22-2008
 35.00 advance - 11-26-2008
 Ronnie McClure 11-26-08

Advance against additional Coats of paint on full
 extra coat and front porch from left of addl
 coat 100.00.
 Ronnie McClure 11-26-08

Danny Patterson
 25.00 advance - 11-20-2008
 10.00 advance - 11-22-2008
~~65.00~~
 65.00 advance 11-23-2008
 60.00 advance 11-26-2008
 150.00 Total
 Payments for Roof
 Roofing Garage
 and 100.00 and 100.00
 for 100.00 and 100.00
 for 100.00 and 100.00
 for 100.00 and 100.00
 for 100.00 and 100.00

Tyrone Nelson - 20.00 - 11-26-2008 - Help for Dan
 1235 Fiddler St. Tyrone Nelson 11-26-08
 Tyrone Nelson 11-26-08

Danny Patterson - 25.00 - 11-20-2008 - Danny Patterson 11-20-08
 10.00 - 11-22-2008 - Danny Patterson 11-22-08
 65.00 - 11-23-2008 - Danny Patterson 11-23-08
 60.00 - 11-26-2008 - Danny Patterson 11-26-08
 50.00 - 11-26-2008 - Danny Patterson 11-26-08
 210.00 Total

Witnessed & Understood by me,	Date	Invented by	Date
		Recorded by	

Page No.

11-28-2008 Danny Patterson

Advance \$30.00 on \$100.00 garage roof job - \$10.00 paid
 \$40.00 total including today's advance. Balance \$60.00
 Danny Patterson - 11-28-2008 - \$30.00 - Danny Patterson 11-28-08
 Danny Patterson - 12-3-2008 - \$40.00 - Danny Patterson 12-3-08

Pennie McClure - 12-13-2008 - 20.00 advance against 100.00
 \$70.00 paid \$30.00 balance - \$10.00 remaining
 Signed Pennie McClure 12/3/0
 Danny Patterson - added \$50.00 for reimbursement of value
 of lost. New Balance \$70.00 - advance
 \$40.00 - \$30.00 Balance \$40.00.
 Danny Patterson \$40.00 12-4-2008 paid
 in advance → Danny Patterson
 12-4-0

Pennie McClure: \$100.00 Balance → Advance \$20.00 for
 paid off first job. 10th on painting second job
 which consists of paint 7270 per 100.00
 6 Paint three silver 300.00
 290⁰⁰ Balance on part B of Rehabilitation
 Project - 11-4-2008 - Paid 20.00
 Pennie McClure - 11-4-2008
 Received Pennie McClure 12/4/0

Danny Patterson - \$20.00 advance on Studio in
 Sound Room. \$35.00 total. \$15.00 Balance.
 Received Danny Patterson 12-12-0.
 Danny Patterson - \$35.00 Built cabinet for Studio
 Received Danny Patterson 12-12-0.

Danny Patterson - Sound Room - \$15.00 Balance Paid 15 adua
 on next Project
 \$30.00 Received Danny Patterson 12

To Page No.

Witnessed & Understood by me,

Date

Invented by

Date

Recorded by

2250

Page No. _____

Kenneth McMullen - \$10.00 touchup finish - \$35.00 advance
\$35.00 balance after 12-13-2008.
Received Kenneth McMullen 12-13-08

12-15-2008

Moses Gardner - Repair light to Garage door
under Carshed. Install 2 lights and 2 lights
under Garage. Repair 2 light bulbs
Recan Tree. \$75.00 - Paid 75.00

Received by Moses Gardner 12/15/08
12-15-2008 Kenny McMullen - Payment for touchup job
Paid for 721. \$35.00 advance now
\$35.00 Payment for touchup - \$40.00 agreed
Pay for window touchup.
Received \$35.00 from Kenneth McMullen
Received \$35.00 for T.U. Kenneth McMullen 12/15/08

12-19-2008

Larry Aldridge Larry Aldridge - \$35.00 -
Post clean up of construction site. Organize
full lumber into piles and Yellow
transfer full lumber from porch area to
garage. Put small lawn scarer Edge
in Storage Room. Moved 3/4" Plywood
& R. Vance to under shed. Swept floor and
organized tool area, loaded shingles bundles
* pending - help with fresh new
city cleanup before Christmas
Received Larry Aldridge Dec 19-08
Received Larry Aldridge Dec 19, 2008

note: shingle count came up short by 4 bundles.
Made police report on shingles and fence that was
broken. Paid Larry \$35.00. Waiting for information and
report about stolen shingles. Explained to Kenny and he
that it intended to press charges for the shingles. 12-19-2008
Happened. Police Officer came to house and talked to Kenny.

Witnessed & Understood by me,	Date	Invented by	Date
49		Recorded by	

9251

Page No. _____

Barney who explained it was Raymond Messer who kept coming around the Regien Club that he left with while he was gone. He suggested that when the ship were stolen. Jim from Kirby Daddy's December appointment to Philately.

12-27-2008 Danny Patterson completed repair of garage area. \$20.00 advance on 12-26-2008 for work done on 12-27-2008 (removal of undersides over door & utility house. Returns on 12-27-2008 @ 11:00am to continue on repair. Installed new rafters and support framing. Still pending install of undersides. Completed frame of outer undersides. Advanced \$40.00 on 12-27-2008 @ 4:27pm making total of \$60.00 paid against 120.00 repair of garage undersides and enclosure.
 Balance as of 12-27-2008 \$60.00
 Received by: 12-27-08 Danny Patterson

1-7-2009 - James Barnes - Repair hot and cold faucet valves for large Bathroom (21). Sink previously leaked through overhead. Conditionally loose. Repair made, Sink not leaking. Replaced valve and seat.
 Paid \$12.00
 James R. Barnes 1-07-09

Note: Barney Durham - broke outside water out off to house today. Police said visit Officer Orloff.
 8-2006 - James Barnes - Completed repair bathroom @ (21). Rep Bathroom @ 727 Upper Rd. Sink fallen off wall. Toilet needed full around back side. James Barnes repaired toilet and began

To Page No. _____

Witnessed & Understood by me, _____

Date _____

Invented by _____

Date _____

Recorded by _____

And refilled door sheet rock - (prior cond.
door case) cracked and damaged. Repaired
door and addressed to put new casing around
the door, and corner leading to make more
finished. \$15.00 charged \$15.00 labor cost.
Received - \$15.00 - James R. Barnes 1-08-09

Premier Dress Set - 5pc - 4 symbols, Cowbell, stick, stand
self found that great. No good cl. can return
for refund from Daniel Alnilskiy. Purchased for
Joe Adams of Regit Smade Productions @
\$550.00 total for Band Sam Smith

Keyboard - Roland Phantom X6 - Keyboard, Power
Cable, Case for \$800.00
Total of Purchase 1350.00 paid in
cash and Received by Daniel Alnilskiy
on 4-9-2009 @ 5:10pm. Sam Smith

Witness: Antonio Walton - Antonio Walton 04

Received by Daniel Alnilskiy → \$1350.00

Sam Smith
Paid to Antonio Walton - \$800.00 for 3 deep landscape, cut grass
edge yard. Still pending back yard and other jobs.
Received by: Antonio Walton 4-11-2009

Antonio Walton Jan 29, 2009 APRIL 11, 2009

Paid to Antonio Walton 20.00 for assisting in rebuilding garden
deck. Received by Antonio Walton 5-13-2009
Signed: Antonio Walton

From Page No. _____

Paid June 19, 2009 \$20.00 to Antonio Walton for help with gutter, Gars, removing debris, and edging up yard. Received June 19, 2009 by

Antonio Walton Antonio Walton June 19

Paid August 18, 2009 150.00 to Ronald Phillips for finishing repair on Rear deck. Deck needed additional boarding and railing. Also needed upper railing checked and hand rails on steps installed and leveled. Mr. Phillips installed additional railing and repaired supports for main body of deck. Replaced one installation of pickets on stairs. Replacement of backboard and support to level out upper boarding.

Ronald Phillips

RONALD PHILLIPS
8/17/09
8/18/09

Received by:

8/17/09
8/18/09

Rent

Ronald Phillips

RONALD PHILLIPS

Paid August Sept 4, 2009 \$60.00 to Ronald Phillips for repairing Boxer and Facial Board. One more boxer repair. Bender & Open Hinge for Dog House still pending. Also built dog house 4x4 for outside dog crates. Paid for second box repair @ \$30.00. Will put hinge for open top for dog house when we get the hinges. Received

Ronald Phillips 10/4/09

Witnessed & Understood by me,

02

Date

Invented by

Date

Recorded by

To Page No.

0254

Form Page No. _____

Paid to Taiwan Walton 30.00 for moving construction wood from back deck area. Transferred wood to new location on trailer.

Paid 30.00 for labor.

Received by Taiwan Walton 9/6/09

Taiwan Walton 9/24/09

TAIWAN WALTON 9/26/09

Paid to Leonard Gayten 10/3/09 30.00 for Repair of Pull out frame @ 721 Oak Rd. Frame was damaged from busted pipe under sink caused wood to swell (previously drove for opening). Leonard removed frame and cut side for readjustment. Added new frame on trailer for 30.00 on 10/3/09.

Received by Leonard Gayten
Leonard Gayten

Paid to Antonio Walton: 4-17-2010 - \$25.00 for yard work and maintenance. Job completed May 1, 2010. Complete.

Received by Antonio Walton 4/17/10
Antonio Walton 4/17/10

Paid to Antonio Walton: 5-7-2010 - \$40.00 for help w/ yard. Had to reshallow because red clay was now broke down. Broken Belt. Help with cleaning back area of the house and pick up loose lumber.

Received by Antonio Walton 5/7/10
Antonio Walton 5/7/10

Witnessed & Understood by me,

53

Date

Invented by

Date

Recorded by

825

From Page No. _____

6-25-2011 → cut front yard 721 & 727 complete good job
Gary Minor Paid \$5.00
received Gary D. Minor 6/25/11

7-2-2011 → cut back yard in the field and outside of the
fence down the driveway Paid \$40.00 to Gary Minor
received Gary D. Minor 7/2/2011

7-15-2011 → cut front yard for 721 & 727, complete good job. (gar
was cut this week. Gary Minor paid \$30.00
received Gary D. Minor 7/16/11

7-30-2011 → cut front yard for 721 & 727, also cut side on
the drive outside of fence. Paid \$50.00 for cut.
received 7/30/2011
Gary D. Minor 7/30/11

8-12-2011 - Paid \$25.00 for Pate's & Sink for Bathroom in master
bath for Steve McCollum.
received by Steve McCollum 8/12/11

8/13/2011 Paid \$30.00 lawn cut by Gary Minor. Cut front of
721 and side partial back cut front and side 727
back.
received by Gary D. Minor

To Page No. _____

Witnessed & Understood by me,

Date

Invented by

Date

Recorded by

84

Q256

9-3-2011 cut back yard and front yard (last week)
8-27-2011 - cut by Gary Miner. Budget \$5.00 - Paid \$5.00
Due 5.00 with agreement to clean up last Friday 9-9-2011
9-3-2011 Received by Gary Miner *John D. Min*

9-10-2011 Paid Gary Miner for cut of back & front yards.
Trimmed back as part of previous week and on
front. Good job. Paid \$2.00
Received by Gary Miner
Amy M 9/10/2011

10-1-2011 Paid Gary Minor for cut of front and back yards
outside of fence for 721 and 727 Aspen Rd. \$5.00 Paid
Received by Gary Minor 10-1-2011
\$5.00
Gary Minor 10-1-2011

4/7/2012
 Complete Paid to Severe McCallum for Pedestal Sink
 Severe was not \$5.00 cash as payment in full
 Severe for balance paid
 full money
 to her
 done
 Received by

From Page No. 6

Paid 6700⁰⁰ for labor & repair to G.V. Roofing Services
Cash for roof replacement. Paid in full 6700⁰⁰ to
Victor Olivares @ 6:30pm
Received by N.O. S.O.P.

4-28-2012

Victor Olivares

Paid to Gary Miner for cut of front yard and
back yard for 721 Ogden Rd and 727 Ogden
and back. Ken dug out on outside on left blue side

Sam Wilson 2/2
"GARY MINER"

Paid to Samuel Wilson 70.00 for cutting grass
721 and 727 Ogden Rd. Also removed old weeds
and weeds from back as well as shoveling
debris and move to street for pick up

70.00 bucks and received by

863-370-677

Sam Wilson

4-27-12

Paid to Samuel Wilson 30.00 for cutting grass in back
field behind houses and the side of fence.

Received by:

Sam Wilson

5-19-2012

To Page 15

Witnessed & Understood by me,

Date

Invented by

Date

Recorded by

P. 258

Page No. _____

Paid to Samuel Wilson 30.00 for cutting front yards of 727
and 727 Ogden Rd. Cut behind house and front to house
Received by

Sam Wilson
SAM WILSON

5/24/2012

Paid to Samuel Wilson 20.00 for trim of yard. Cut back
area and outside fence on Old Drive
Received by

Sam Wilson

6/4/2012

Paid to Samuel Wilson 50.00 for back and front yard @ 727
and 727 Ogden Rd. Rock Hill. Cut outside fence on Old Drive
Received by

Sam Wilson

6/15/2012

Paid to Samuel Wilson 50.00 for Back and front yard @ 727
and 727 Ogden Rd. Rock Hill. Cut outside fence on Old Drive
Received by

Sam Wilson

6/29/2012

Paid to Samuel Wilson 65.00 for cut & trim front & back yard
727 and 721 Ogden Rd. Trim outside fence as well
Received by

Sam Wilson

7/26/2012

Page No. _____

Witnessed & Understood by me.

Date

Invented by

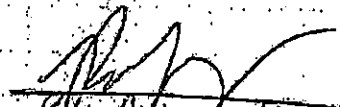
Date

Recorded by

Paid 50.00 to remove chimney line and replace
with spinner on top of house. Will be closing
into one hole with tile or sheet rock lining.
received Pete Gillispie

10-12-2013
Pete Gillispie
PETE GILLISPIE

Paid 40.00 for Tree trim to ~~Rog~~ RogRicus Neely


RogRicus Neely 11-28-2015

Arborist Plus tree service - cut down tree from behind
727 Ogden Rd. Paid 1700.00

Don't forget to get Mr. Simmons to sign book for \$500.00 floor
repair. Did not get receipt but do have pictures, pictures
and times.

Mr Adams sorry I missed your call can I please get a contact number and your address. We are having a Traffic Commission meeting this week at City Hall Thursday, May 26th in Room 373. The meeting begins at **10:30am** and we would like for you to come and address the Commission with your concerns. Please bring any information that will illustrate your concerns. We where unable to see the pictures you sent because our network doesn't like zip files.

I will have you added to our agenda for this meeting please let me know if you will not be able to attend

Laddie Parrish
Line Crew Supervisor
City of Rock Hill
P.O. Box 11706
349 Columbia Ave.
Rock Hill SC 29731
803-329-5530
Fax 803-326-2448
lparrish@cityofrockhill.com

Joe L. Adams Jr.
721 Ogden Rd
Rock Hill SC 29730

My name is Joe Adams,

I live at 721 Ogden Rd. in Rock Hill SC. I would like to bring to your attention a serious issue that is causing an unsafe condition for passing pedestrians and unsanitary condition on my property and on the outside of my fence. I came to code enforcement a couple of months ago complaining about the parking issue that is getting worse and worse on Orr Drive at the bottom corner of my yard. I was able to speak with Mr. Parrish about these issue, since then I have been calling the police with no relief until the 4th of April. My neighbors, the Bowens are constantly having 16-20 cars at their home at least 2 or 3 times a week or at least 12 - 13 times a month for the last 2 years. I have been documenting this by photograph and I have also called the police department on numerous occasions to complain about the litter, the noise, and the threats. My neighbors are having parties continually that take up both sides of the street that cause cars not to be able to pass each other and make the pedestrians have to walk in the street when passing. I was able to catch two of the pedestrians on camera walking in the street because the cars are taking up so much of the walk space. Mr. Bowens guest are dumping their beer bottles, cans, plates, and other products outside my fence as well as throwing the cans and bottles across the fence in efforts not to drive with the open containers in their Cars. The police issued a noise ordinance ticket to which I have to appear as a witness for on the 26th of this month..

During that time, I was threatened because I complained about the parking that is causing the litter in my yard, as well as the noise. There are Trailer trucks parking on the side of my yard that break the limbs of my pecan tree and make alot of noise in the mornings when they start up the truck..

My house is almost 200-250ft from Mr. Bowens house and I can hear the screams and hollering inside my house.. The police came on the 4th of April and listened to the noise radiating from the parties in the back yard. You could tell what they were saying, screaming and hollering extremely loud, beer bottles and cans, and impeding the flow of traffic causing pedestrians to have to walk in the street and cars to have to wait their turn to pass.

I am writing this letter to ask for help and relief from the city in installing official "No Parking Anytime" Signs on this side of the street. This will help us in preventing violence and will help relieve the traffic flow and provide a safer walk area for people to pass when walking up and down Orr Drive.. I am not sure if my neighbors guest will continue to litter and throw their garbage in my yard but at least the blocking my driveway, breaking down my pecan tree, and maybe the noise levels will decrease due to the parking restrictions(not as many cars). This has become a real issue because I am being confronted outside of my home by the Bowens friends and associates with threats, name calling, and just plain out rudeness. I have attached a .zip file of pictures that I have compiled during the last couple of years of the parking issues.. Please notice the number of cars and how they line up on both sides of the street preventing traffic from passing. Your help will greatly help our neighborhood be a much safer place and hopefully restore the peace that we had before Mr. Bowens and his family moved in..

62

D.262

James River Equipment - Rock Hill

380 Anderson Road
Highway 21 Bypass
Rock Hill, SC 29730
803.325.1555

Parts Invoice



JOHN DEERE

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CASH SALE ROCK HILL

US

PAGE

1

CASH CHG. OTHER

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ACCT. NO

22000003

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CASH SALE ROCK HILL

SALESMAN 31	ORDER NO.	RO. NO. 02560842	PHONE	INVOICE DATE 04JUN10	TIME 10:33	INVOICE NO. 25 7658077
QUANTITIES				PRICES		
ORDERED	SHIPPED	B/O	PART NUMBER	DESCRIPTION	LIST	EXTENSION
6			MAKE: JD	MODEL:	SERNO:	HRS:
1			19M7786	SCREW	D3A23	1.56 9.36
4			GY20785	SPINDLE	20003	47.44 47.44
			GX20234	SCREW	D4F05	.81 3.24
PHONE # 803-325-1555 TOLL FREE # 866-277-8119 ELECTRIC PARTS ARE NON-RETURNABLE ALL OTHER RETURN PARTS ARE SUBJECT TO A 25% RESTOCKING FEE						



PK
CK 9121
3424
CC 3000

SHIP VIA

DESCRIPTION

ACCOUNT

AMOUNT

PARTS TAXABLE

60.04

PARTS NONTAXABLE

MISC TAXABLE

MISC. NONTAXABLE

SALES TAX

4.20

PLEASE PAY THIS TOTAL ►

64.24

Point Due Upon Receipt. Interest will be charged after 30 days on remaining balance at a
of 1.5% per month and associated collection costs including court cost and reasonable
pay fees.

5200026130

CUSTOMER COPY

P.263

06/04/2010

RECEIPT

James River Equipment Virginia, LLC
11047 Leadbetter Drive
Ashland, VA 23005
Phone 803-325-1555
rmorgan@jrenet.com

Order Number : 1275662255277
Transaction Type : Sale

Authorization Code : 173576
AVS Result : I - Address not verified.

STANDARD : SHIPPING

Duty :
Purchase Order Number :
Tax :
Tax Exempt : NO

Total : 30.00 USD

Cardholder Information

Name REGIT PRODUCTIONS
Credit Card Type : Visa
Credit Card Number : #####6179

Customer ID :
Company :
Phone :
Email :

Billing Address :

Signature :
X

P.264

James River Equipment - Rock Hill

380 Anderson Road
Highway 21 Bypass
Rock Hill, SC 29730
803.325.1555

Parts Invoice



JOHN DEERE

S
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JOE ADAMS

US

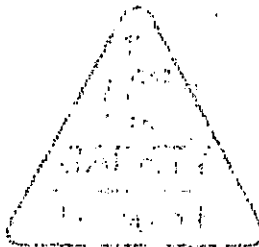
PAGE 1 1		
CASH X	CHG.	OTHER
ACCT. NO 22000003		

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CASH SALE ROCK HILL

SALESMAN	ORDER NO.	RO. NO.	PHONE	INVOICE DATE	TIME	INVOICE NO.
31		02560741		02JUN10	10:21	25 7657994

QUANTITIES				PART NUMBER	DESCRIPTION	BIN	PRICES		
ORDERED	SHIPPED	B/O	✓				LIST	NET	EXTENSION
1				MAKE: JD GX20305	MODEL: FLAT BELT BLT093	SERNO: BLT093		37.93	HRS: 37.93
PHONE # 803-325-1555 TOLL FREE # 866-277-8119									
ELECTRIC PARTS ARE NON RETURNABLE									
ALL OTHER RETURN PARTS ARE SUBJECT TO A 25% RESTOCKING FEE									



PD
CK
9/17/0

SHIP VIA

DESCRIPTION	ACCOUNT	AMOUNT
PARTS TAXABLE		37.93
PARTS NONTAXABLE		
MISC TAXABLE		
MISC NONTAXABLE		
SALES TAX		2.66
PLEASE PAY THIS TOTAL ►		40.59

Amount Due Upon Receipt. Interest will be charged after 30 days on remaining balance at a rate of 1.5% per month and associated collection costs including court cost and reasonable attorney fees.

RECEIVED BY

CUSTOMER COPY

P.265

James River Equipment - Rock Hill

380 Anderson Road
Highway 21 Bypass
Rock Hill, SC 29730
803.325.1555

Parts Invoice



JOHN DEERE

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CASH SALE ROCK HILL

US

PAGE

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CASH CHG. OTHER

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CASH SALE ROCK HILL

SALESMAN	ORDER NO.	RO. NO.	PHONE	INVOICE DATE	TIME	INVOICE NO.
31		02560743		02JUN10	10:22	25 7657996

QUANTITIES				PRICES			
ORDERED	SHIPPED	B/D	PART NUMBER	DESCRIPTION	LIST	NET	EXTENSION
1			MAKE: JD	MODEL:	SERNO:		HRS:
1			B1DL100	BLADE H	DP0101	9.97	9.97
			41337134101	FC-EDGE	D10E08	2.52	2.52
PHONE # 803-325-1555 TOLL FREE # 866-277-8119							
ELECTRIC PARTS ARE NON RETURNABLE							
ALL OTHER RETURN PARTS ARE SUBJECT TO A 25% RESTOCKING FEE							



SHIP VIA

Amount Due Upon Receipt. Interest will be charged after 30 days on remaining balance at a rate of 1.5% per month and associated collection costs including court cost and reasonable attorney fees.

DESCRIPTION	ACCOUNT	AMOUNT
PARTS TAXABLE		12.49
PARTS NONTAXABLE		
MISC TAXABLE		
MISC NONTAXABLE		
SALES TAX		.87
PLEASE PAY THIS TOTAL ▶		13.36

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LF-1137D Ver.5200026130

CUSTOMER COPY

P. Hale

RECEIPT

06/02/2010

James River Equipment Virginia, LLC
11047 Leadbetter Drive
Ashland, VA 23005
Phone 803-325-1555
rmorgan@jrenet.com

Order Number : 1275488687917
Transaction Type : Sale

Authorization Code : 162547
AVS Result : I - Address not verified.

STANDARD : SHIPPING

Duty :
Purchase Order Number :
Tax :
Tax Exempt : NO

Total : 13.36 USD

Cardholder Information

Name REGIT PRODUCTIONS
Credit Card Type : Visa
Credit Card Number : #####6179

Customer ID :
Company :
Phone :
Email :

Billing Address :

Signature :

X

P.267

79

James River Equipment - Rock Hill

380 Anderson Road
Highway 21 Bypass
Rock Hill, SC 29730
803.325.1555

Parts Invoice



JOHN DEERE

Ask us about Mobile Service!

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JOE L ADAMS, JR.
P.O. BOX 802

ROCK HILL SC 29731 US

PAGE 1		
CASH	CHG.	OTHER
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ACCT. NO 22003716		

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JOE L ADAMS, JR.

SALESMAN 60	ORDER NO.	RO. NO. 02538933	PHONE 704-706-9974	INVOICE DATE 07MAY08	TIME 17:35	INVOICE NO. 25 7640016

QUANTITIES				PRICES			
ORDERED	SHIPPED	B/O	IN	PART NUMBER	DESCRIPTION	LIST	NET

1				MAKE: JD AM132174	MODEL: ALTERNATOR	SERNO: 030702	35.94	HRS: 35.94
STORE HOURS MON - FRI 7:00 A.M. - 5:00 P.M. SATURDAY - 7:00 A.M. - 4:00 P.M. PHONE # 803-325-1555 TOLL FREE # 866-277-8119 ELECTRIC PARTS ARE NON RETURNABLE ALL OTHER RETURN PARTS ARE SUBJECT TO A 25% RESTOCKING FEE								



SHIP VIA

DESCRIPTION	ACCOUNT	AMOUNT

PARTS TAXABLE		35.94

PARTS NONTAXABLE		

MISC TAXABLE		

MISC NONTAXABLE		

SALES TAX		2.43

PLEASE PAY THIS TOTAL	38.37

Receipt of the above-described merchandise and/or labor at the prices specified is hereby acknowledged. In the event the same is not fully paid for within 30 days, I agree to pay a monthly periodic FINANCE CHARGE at the rate of 1 1/2% which is an ANNUAL PERCENTAGE RATE of 18% on the unpaid balance.

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CUSTOMER COPY

D268

James River Equipment - Rock Hill

380 Anderson Road
Highway 21 Bypass
Rock Hill, SC 29730
803.325.1555

Parts Invoice



JOHN DEERE

Ask us about Mobile Service!

JOE L ADAMS, JR.

P.O. BOX 802

ROCK HILL SC 29731

US

PAGE

1

CASH CHG. OTHER

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ACCT. NO

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JOE L ADAMS, JR.

SALESMAN	ORDER NO.	RO. NO.	PHONE	INVOICE DATE	TIME	INVOICE NO.
31		02539063	704-706-9974	10MAY08	14:59	25 7640128

QUANTITIES	ORDERED	SHIPPED	E.O.	PART NUMBER	DESCRIPTION	BIN	PRICES	EXTENSION
							LIST	NET

1

MAKE: JD

MODEL:

SERNO:

AM133094

SOLENOID K

010902

16.68

HRS:

16.68

STORE HOURS MON - FRI 7:00 A.M. - 5:00 P.M.

SATURDAY- 7:00 A.M. - 4:00 P.M.

PHONE # 803-325-1555 TOLL FREE # 866-277-8119

ELECTRIC PARTS ARE NON RETURNABLE

ALL OTHER RETURN PARTS ARE SUBJECT TO A 25%

RESTOCKING FEE



SHIP VIA

DESCRIPTION

ACCOUNT

AMOUNT

PARTS TAXABLE

16.68

PARTS NONTAXABLE

MISC TAXABLE

MISC NONTAXABLE

SALES TAX

1.13

PLEASE PAY THIS TOTAL ▶

17.81

81.

Receipt of the above-described merchandise and/or labor at the prices specified is hereby acknowledged. In the event the same is not fully paid for within 30 days, I agree to pay a monthly periodic FINANCE CHARGE at the rate of 1 1/2% which is an ANNUAL PERCENTAGE RATE of 18% on the unpaid balance.

RECEIVED BY _____

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CUSTOMER COPY

P.289

James River Equipment - Rock Hill

380 Anderson Road
Highway 21 Bypass
Rock Hill, SC 29730
803.325.1555

Parts Invoice



JOHN DEERE

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JOE L ADAMS, JR.
P.O. BOX 802

ROCK HILL SC 29731 US

PAGE 1		
CASH	CHG.	OTHER
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ACCT. NO 22003716		

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JOE L ADAMS, JR.

SALESMAN 910	ORDER NO.	RO. NO. 02573871	PHONE 704-706-9974	INVOICE DATE 30JUL11	TIME 10:43	INVOICE NO. 25 7668508

QUANTITIES		PART NUMBER		DESCRIPTION	BIN	UNIT	PRICE	NET	EXTENSION
ORDERED	SHIPPED	B/O							

1

MAKE: JD MODEL: SERN0:
40017133801 GRASS C ST01 15.54 15.54
PHONE # 803-325-1555 TOLL FREE # 866-277-8119
ALL ELECTRIC PARTS ARE NON RETURNABLE
ALL OTHER PARTS SUBJECT TO 20% MINIMUM RESTOCKING FEE



SHIP VIA

DESCRIPTION	ACCOUNT	AMOUNT
PARTS TAXABLE		15.54
PARTS NONTAXABLE		
MISC TAXABLE		
MISC NONTAXABLE		
SALES TAX		1.09
PLEASE PAY THIS TOTAL		16.63

Amount Due Upon Receipt. Interest will be charged after 30 days on remaining balance at a rate of 1.5% per month and associated collection costs including court cost and reasonable attorney fees.

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P.270

RECEIPT

James River Equipment Virginia, LLC
11047 Leadbetter Drive
Ashland, VA 23005
Phone 803-325-1555
rmorgan@jrenet.com

07/30/2011

Order Number : 1312036839394
Transaction Type : Sale

Authorization Code : 264786
AVS Result : U - System not available.

Merchant-Defined Data Fields

STANDARD : SHIPPING

Total : 16.63 USD

Cardholder Information

Name JOE ADAMS JR
Credit Card Type : MasterCard
Credit Card Number : #####4299

Customer ID :
Company :
Phone :
Email :

Billing Address :

Level II Fields

Tax Exempt : NO

Signature :
X

James River Equipment - Rock Hill

380 Anderson Road
Highway 21 Bypass
Rock Hill, SC 29730
803.325.1555

Parts Invoice



JOHN DEERE

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JOE ADAMS JR
721 OGDEN ROAD
ROCK HILL NC 29730

PAGE 1		
CASH	CHG.	OTHER
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ACCT. NO 22000003		

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CASH SALE ROCK HILL

SALESMAN	ORDER NO.	RO. NO.	PHONE	INVOICE DATE	TIME	INVOICE NO.
910		02573863		30JUL11	09:43	25 7668501

QUANTITIES				PRICES			
ORDERED	SHIPPED	B/O	IN	PART NUMBER	DESCRIPTION	NET	EXTENSION
2				MAKE: JD 41337134101	MODEL: FC-EDGE SERNO: D10E08	3.92	HRS: 7.84
PHONE # 803-325-1555 TOLL FREE # 866-277-8119							
ALL ELECTRIC PARTS ARE NON RETURNABLE							
ALL OTHER PARTS SUBJECT TO 20% MINIMUM RESTOCKING FEE							
							

SHIP VIA

Amount Due Upon Receipt. Interest will be charged after 30 days on remaining balance at a rate of .5% per month and associated collection costs including court cost and reasonable attorney fees.

DESCRIPTION	ACCOUNT	AMOUNT
PARTS TAXABLE		7.84
PARTS NONTAXABLE		
MISC TAXABLE		
MISC NONTAXABLE		
SALES TAX		.55
PLEASE PAY THIS TOTAL		8.39

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CUSTOMER COPY

2272

RECEIPT

James River Equipment Virginia, LLC
11047 Leadbetter Drive
Ashland, VA 23005
Phone 803-325-1555
rmorgan@jrenet.com

07/30/2011

Order Number : 1312033240894
Transaction Type : Sale

Authorization Code : 258962
AVS Result : U - System not available.

Merchant-Defined Data Fields

STANDARD : SHIPPING

Total : 8.39 USD**Cardholder Information**

Name JOE ADAMS JR
Credit Card Type : MasterCard
Credit Card Number : #####4299

Customer ID :
Company :
Phone :
Email :

Billing Address :

Level II Fields

Tax Exempt : NO

Signature :
X

P273

James River Equipment - Rock Hill

380 Anderson Road
Highway 21 Bypass
Rock Hill, SC 29730
803.325.1555

Service Invoice



JOHN DEERE

SOLD TO:

JOE ADAMS
721 OGDEN RD

ROCK HILL, SC 29730

INVOICE DATE	BRANCH	INVOICE NO.
27 MAR 14	25	7905831

PAGE

1

SALE TYPE

OTHER

CUSTOMER NO.

22005199

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PURCHASE ORDER NO.	PHONE NUMBER	WORK ORDER NO.	SEG.	DATE OPENED	SALESPRN
	858-848-7311	7905831	02	13 JAN 14	
MAKE	MODEL	SERIAL NO.	EQUIP. NO.	METER	AUTHORIZED BY
JD	Z445	1M0Z445CCCM126844		16	JOE ADAMS

DESCRIPTION	AMOUNT
BACK TIRE FLAT	
>>--> SEG# 02 PRT .00 LAB .00 MSC .00 TOTAL .00	
TRACKING MISADJUSTED	
>>--> SEG# 03 PRT .00 LAB .00 MSC .00 TOTAL .00	
JDCSP SERVICE #1	
* PARTS *	
* LABOR *	55.00
1 LESS DISCOUNT	107.80
1 SERVICE ACCESSORIES	25.32-
	6.00
>>--> SEG# 04 PRT 55.00 LAB 107.80 MSC 19.32- TOTAL 143.48	
PUSH MOWER- JS48- IGXJS48UKCC013021	
CLEANED CARB AND STRAIGHTENED ROD FOR WHEEL ADJUSTMENT.	
CHARGED BATTERY	
1 ** TOTAL LABOR **	96.25
SERVICE ONLY POLICY	96.25-
>>--> SEG# 05 PRT .00 LAB 96.25 MSC 96.25- TOTAL .00	
PICK UP AND DELIVERY	

Amount Due Upon Receipt, Interest will be charged after 30 days on remaining balance at a rate of 1.5% per month and associated collection costs including court cost and reasonable attorney fees.

DESCRIPTION	AMOUNT
TOTAL PARTS	
TOTAL LABOR	
MISC. CHARGES	
SALES TAX	
PLEASE PAY THIS TOTAL ➡	** CONTINUED **

RECEIVED BY

Q.274

James River Equipment - Rock Hill

380 Anderson Road
Highway 21 Bypass
Rock Hill, SC 29730
803.325.1555

Service Invoice



JOHN DEERE

SOLD TO:

JOE ADAMS
721 OGDEN RD

ROCK HILL, SC 29730

INVOICE DATE	BRANCH	INVOICE NO.
27MAR14	25	7905831

PAGE

2

SALE TYPE

OTHER

CUSTOMER NO.

22005199

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PURCHASE ORDER NO.	PHONE NUMBER	WORK ORDER NO.	SEG	DATE OPENED	SALESPRN
	858-848-7311	7905831	06	14JAN14	
MAKE	MODEL	SERIAL NO.	EQUIP. NO.	METER	AUTHORIZED BY
JD	Z445	1M0Z445CCCM126844		16	JOE ADAMS

DESCRIPTION						AMOUNT
1	DELIVERY CHG #1					75.00
1	LESS DISCOUNT					75.00-
>>-->	SEG# 06 PRT	.00	LAB	.00	MSC	.00
					TOTAL	.00



Amount Due Upon Receipt. Interest will be charged after 30 days on remaining balance at a rate of 1.5% per month and associated collection costs including court cost and reasonable attorney fees.

DESCRIPTION	AMOUNT
TOTAL PARTS	55.00
TOTAL LABOR	204.05
MISC. CHARGES	115.57-
SALES TAX	4.27
PLEASE PAY THIS TOTAL ➡	147.75

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P.275

RECEIPT

03/12/2014

James River Equipment Virginia, LLC
116 +7 Leadbetter Drive
Ashland, VA 23005
Phone 803-325-1555
rmorgan@jrenet.com

Order Number : 1394651187066
Transaction Type : Sale

Authorization Code : 140627
AVS Result : 1 - Address Verification service not supported for this processor or card type.

Merchant-Defined Data Fields

STANDARD : SHIPPING

Total : 147.75 USD

Cardholder Information

Name : joe adams
Credit Card Type : Visa
Credit Card Number : #####1519

Customer ID :
Company :
Phone :
Email :

Billing Address :

Level II Fields

Tax Exempt : NO

Signature :
X

Responsible Dealer : 011740-JAMES RIVER EQUIPMENT, Rock Hill, SC

Claim History

[Show/Hide](#)

Dealer	Claim # ☐	Type ☐	Fall Date ☐	Repair Date ☐	Process Date ☐	Ref # 1 ☐	Ref # 2 ☐	Measurement ☐
011740	<u>101785877</u>	NORMAL	03 Apr 2012	23 Apr 2012	03 May 2012	7899501-3	899501	1

PIP History

[Show/Hide](#)

[EXPORT TO EXCEL](#) | [BACK](#) | [PRINT](#)

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0.277



Reports



Search For?

Machine

PIN /Serial

: GX2548T012456

Customer

[50]

- Claim Information

JOE L ADAMS

Customer Number

: 300348829

Engine Option

721 OGDEN RD

Purchase Type

: RESIDENTIAL

Expiration Report

ROCK HILL SC US 297305021

End Use Code

: RESIDENTIAL

Feedback

Home

: US8038177529

Delivery Date

: 10 Apr 2002

Cell

:

Settlement Date

: N/A

Business

:

Invoice Date

: 01 Apr 2002

Registration Date

: 25 Nov 2002

Selling Dealer

: 05HDEP-HOME DEPOT,AA CARY,NC

Rock Hill

Responsible Dealer

: 011740-JAMES RIVER EQUIPMENT, Rock Hill, SC

Model

: L2548

Description

: L2548 SCOTTS LT -
25HP/48" DECK

Model : 0
Year

Latest Delivery Date

: 10 Apr 2002

Last Reported Registration
Measurement

: 0

Machine Build Date

: 22 Mar 2002

Last Reported Claim
Measurement

: 0

Approximate Cumulative
Rental Days*

: 0

JDLink Expiration Date

: N/A

Machine status 1

: Used Machine

*See John Deere Warranty System for accumulated rental days/detailed rental history

Warranty Coverage

Show / Hide

Warranty type ☐	Coverage term ☐	Expiration Date ☐	Days Remaining (may be estimate)	Hours Limit	Deductible Amount
Basic Warranty	24m/0h	10 Apr 2004	0		N/A
Emissions Warranty	24m/2000h	10 Apr 2004	0	2000	N/A

Component Serial Numbers

Show / Hide

Component ☐	Serial Number ☐
ENGINE, PURCHASED- GASOLINE	010910YG00003
TRANSAXLE	46AC0007566

Order BASE / Option Codes

Show / Hide

Customer History

Show / Hide

Customer 1 of 1

JOE L ADAMS

Customer Number

: 300348829

721 OGDEN RD

Purchase Type

: RESIDENTIAL

ROCK HILL SC US 297305021

End Use Code

: RESIDENTIAL

90

0.278

Home : US8038177529 Delivery Date : 10 Apr 2002
Cell :
Business :

Selling Dealer : 05HDEP-HOME DEPOT,AA CARY,NC
Responsible Dealer : 011740-JAMES RIVER EQUIPMENT,Rock Hill,SC

Claim History

Show/Hide

PIP History

Show/Hide

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P000016



Search For?

Machine

PIN /Serial

: 1M0Z445CCCM126844

Customer

| 60 |

- Claim Information

Engine Option

Expiration Report

Feedback

REGIT SMADA PRODUCTIONS

721 OGDEN RD

ROCK HILL SC US 297305021

Customer Number

: 346762214

Purchase Type

: RESIDENTIAL

End Use Code

: RESIDENTIAL

Home

:

Delivery Date

: 05 Apr 2013

Cell

:

Settlement Date

: 05 Apr 2013

Business

: US7044693171

Invoice Date

: 17 Sep 2012

Registration Date

: 05 Apr 2013

Selling Dealer

: 011337-JAMES RIVER EQUIPMENT, Danville, VA

Responsible Dealer

: 011740-JAMES RIVER EQUIPMENT, Rock Hill, SC

Model

: Z445

Description

: Z445 EZTRAK 25HP-
54"DECKModel : 2012
Year

Latest Delivery Date

: 05 Apr 2013

Last Reported
Registration
Measurement

: 1

Machine Build Date

: 31 Aug 2012

Last Reported Claim
Measurement

: 0

Approximate Cumulative
Rental Days*

: 0

JDLink Expiration Date

: N/A

Machine status 1

: Used Machine

*See John Deere Warranty System for accumulated rental days/detailed rental history

Warranty Coverage

[Show / Hide](#)

Warranty type	Coverage term	Expiration Date	Days Remaining (may be estimate)	Hours Limit	Deductible Amount
Default Warranty	120m/0h	04 Apr 2013	0		N/A
JD Promise	1m/0h	05 May 2013	0		N/A
Basic Warranty	48m/300h	05 Apr 2017	0	300	N/A

Component Serial Numbers

[Show / Hide](#)

Component	Serial Number
TRANSAXLE	2242D70109
ENGINE, PURCHASED- GASOLINE	120612YG67175
TRANSAXLE	2242D70237

Order BASE / Option Codes

[Show / Hide](#)

Code	Component	Base Machine Code
4997M0202	COUNTRY CODE- US/CANADA	4997M

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Customer History[Show / Hide](#)**Customer 1 of 1**REGIT SMADA PRODUCTIONS

Customer Number : 346762214

721 OGDEN RD

Purchase Type : RESIDENTIAL

ROCK HILL SC US 297305021

End Use Code : RESIDENTIAL

Home :

Delivery Date : 05 Apr 2013

Cell :

Business : US7044693171

Selling Dealer : 011337-JAMES RIVER EQUIPMENT,Danville,VA

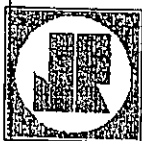
Responsible Dealer : 011740-JAMES RIVER EQUIPMENT,Rock Hill,SC

Claim History[Show / Hide](#)**PIP History**[Show / Hide](#)[EXPORT TO EXCEL](#) [BACK](#) [PRINT](#)

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**JAMES RIVER
EQUIPMENT**

www.jamesriverequipment.com

James River Equipment - Rock Hill
380 Anderson Rd. • Hwy 21 Bypass
Rock Hill, SC 29730
Phone: (803) 325-1555
Fax: (803) 325-1506



JOHN DEERE

Ship To: JOE ADAMS
858-848-7311

Bill To: CASH SALE ROCK HILL
TT 99999

Branch ROCK HILL			*REPRINT* CNNYYY		
Date 07/09/18	Time 10:03:34 (O)	Page 01			
Account No CASHS018	Phone No 0000000000	Inv No P10400			
Ship Via		Purchase Order			
Tax ID No					
		Salesperson 719			

PARTS INVOICE

ORDER#: 010318

Part#	Description	Bin	ORD	ISS	SHP	B/O	UTTTT	Price	Amount
41800071013	METAL BL	ST01	1	1	1		*	24.95	24.95
41127134203	CIRC. SA	OVRFLW4	1	1	1		*	24.95	24.95
SUB TOTAL==>									49.90
YORK COUNTY									3.49
TOTAL CREDIT CARD									53.39

103376 XXXXXXXXXXXXX1100

Please remit payment to:
James River Equipment, P.O. Box 745382, Atlanta, GA 30384-5382

All opened or installed electrical parts are non-returnable. All special ordered returned parts will be subject to a minimum 20% restocking fee.

Amount Due Upon Receipt. Interest will be charged after 30 days on remaining balance at a rate of 1.5% per month and associated collection costs including court cost and reasonable attorney fees.

X

Received By

Thank You For Your Business!

P282



**JAMES RIVER
EQUIPMENT**

www.jamesriverequipment.com

James River Equipment - Rock Hill
380 Anderson Rd. • Hwy 21 Bypass
Rock Hill, SC 29730
Phone: (803) 325-1555
Fax: (803) 325-1506



JOHN DEERE

Ship To: IN STORE PICKUP

Bill To: REGIT SMADA PRODUCTIONS
721 OGDEN RD
ROCK HILL SC 29730

Branch ROCK HILL			*REPRINT* CNYYYY		
Date 04/14/21	Time 15:22:08 (O)	Page 01			
Account No REGIT001	Phone No 7044693171	Inv No P60350			
Ship Via		Purchase Order			
Tax ID No					
		Salesperson 716			

PARTS INVOICE

ORDER#: 058613

UNIT 1: Z445,54C 1M0Z445CCCM126844 Z445

Part#	Description	Bin	ORD	ISS	SHF	B/O	UTTTT	Price	Amount
MIA12788	ARMATURE	B05EC	1	1	1		1 *	49.14	49.14

SUB TOTAL==> 49.14

YORK COUNTY 3.44

TOTAL CREDIT CARD 52.58

052159 XXXXXXXXXXXXX6484

APPROVED

Authorization Number:052159

Account Number:#####6484

Card Type:VISA

Account Holder:ADAMS JR/JOE L

APP:VISA DEBIT

TSI:6800

TID:0002

AID:A0000000031010

TVR:8080008000

MID:####9228

IAD:06010A03A00000

CEM:Chip

CVM:Signature

TRN:02f808d3af

Transaction Type:SALE

Entry Mode:Inserted

Please remit payment to:

James River Equipment, P.O. Box 745382, Atlanta, GA 30384-5382

All opened or installed electrical parts are non-returnable. All special ordered returned parts will be subject to a minimum 20% restocking fee.

Amount Due Upon Receipt. Interest will be charged after 30 days on remaining balance at a rate of 1.5% per month and associated collection costs including court cost and reasonable attorney fees.

X

Received By

2283
Thank You For Your Business!



**JAMES RIVER
EQUIPMENT**

www.jamesriverequipment.com

Ship To: IN STORE PICKUP

Bill To: REGIT SMADA PRODUCTIONS
721 OGDEN RD
ROCK HILL SC 29730

James River Equipment - Rock Hill
380 Anderson Rd. • Hwy 21 Bypass
Rock Hill, SC 29730
Phone: (803) 325-1555
Fax: (803) 325-1506



JOHN DEERE

Branch ROCK HILL			*REPRINT* C N N Y Y Y		
Date 04/14/21	Time 15:22:08 (O)	Page 01			
Account No REGIT001	Phone No 7044693171	Inv No P60350			
Ship Via			Purchase Order		
Tax ID No					
			Salesperson 716		

PARTS INVOICE

ORDER#: 058613

UNIT 1: Z445,54C 1M0Z445CCCM126844 Z445

Part#	Description	Bin	ORD	ISS	SHF	B/O	UTTTT	Price	Amount
MIA12788	ARMATURE	B05EC	1	1	1		1 *	49.14	49.14
SUB TOTAL==>									49.14
YORK COUNTY									3.44
TOTAL CREDIT CARD									52.58

052159 XXXXXXXXXXXXX6484

APPROVED

Authorization Number:052159

Account Number:#####6484

Card Type:VISA

Account Holder:ADAMS JR/JOE L

APP:VISA DEBIT

TSI:6800

TID:0002

AID:A0000000031010

TVR:8080008000

MID:####9228

IAD:06010A03A00000

CEM:Chip

CVM:Signature

TRN:02f808d3af

Transaction Type:SALE

Entry Mode:Inserted

Please remit payment to:

James River Equipment, P.O. Box 745382, Atlanta, GA 30384-5382

All opened or installed electrical parts are non-returnable. All special ordered returned parts will be subject to a minimum 20% restocking fee.

Amount Due Upon Receipt. Interest will be charged after 30 days on remaining balance at a rate of 1.5% per month and associated collection costs including court cost and reasonable attorney fees.

X

Received By

P.284

Thank You For Your Business!



**JAMES RIVER
EQUIPMENT**

www.jamesriverequipment.com

Ship To: IN STORE PICKUP

Bill To: CASH SALE ROCK HILL
TT 99999

James River Equipment - Rock Hill
380 Anderson Rd. • Hwy 21 Bypass
Rock Hill, SC 29730
Phone: (803) 325-1555
Fax: (803) 325-1506



JOHN DEERE

Branch ROCK HILL			*REPRINT* CNYYYY		
Date 05/25/21	Time 11:42:29 (O)	Page 01			
Account No CASHS018	Phone No 0000000000	Inv No P63161			
Ship Via		Purchase Order			
Tax ID No					
		Salesperson 716			

PARTS INVOICE

ORDER#: 061340

Part#	Description	Bin	ORD	ISS	SHP	B/O	UTTTT	Price	Amount
41127134201	CIRC SAW	ST01	1	1	1		*	24.95	24.95

SUB TOTAL==> 24.95

YORK COUNTY 1.75

TOTAL CREDIT CARD 26.70

014220 XXXXXXXXXXXXX6484

APPROVED

Authorization Number:014220

Account Number:#####6484

Card Type:VISA

Account Holder:ADAMS JR/JOE L

APP:VISA DEBIT

TSI:6800

TID:0002

AID:A0000000031010

TVR:8080009000

MID:####9228

IAD:06010A03A08000

CEM:Chip

CVM:Signature

TRN:c786d440d1

Transaction Type:SALE

Entry Mode:Inserted

Please remit payment to:

James River Equipment, P.O. Box 745382, Atlanta, GA 30384-5382

All opened or installed electrical parts are non-returnable. All special ordered returned parts will be subject to a minimum 20% restocking fee.

Amount Due Upon Receipt. Interest will be charged after 30 days on remaining balance at a rate of 1.5% per month and associated collection costs including court cost and reasonable attorney fees.

X

Received By

Thank You For Your Business!



**JAMES RIVER
EQUIPMENT**

www.jamesriverequipment.com

Ship To: IN STORE PICKUP

Bill To: CASH SALE ROCK HILL
TT 99999

James River Equipment - Rock Hill
380 Anderson Rd. • Hwy 21 Bypass
Rock Hill, SC 29730
Phone: (803) 325-1555
Fax: (803) 325-1506



JOHN DEERE

Branch ROCK HILL			*REPRINT* CNNYYY		
Date 03/29/21	Time 12:54:59 (O)	Page 01			
Account No CASHS018	Phone No 0000000000	Inv No P59022			
Ship Via		Purchase Order			
Tax ID No					
		Salesperson 719			

PARTS INVOICE

ORDER#: 057329

Part#	Description	Bin	ORD	ISS	SHP	B/O	UTTTT	Price	Amount
40027102108	AUTOCUT	ST01	1	1	1		*	22.99	22.99
LG269	MAINTENA	SHED	1	1	1		*	52.74	52.74
SUB TOTAL==>									75.73
YORK COUNTY									5.30
TOTAL CREDIT CARD									81.03

025454 XXXXXXXXXXXXX6484

Please remit payment to:
James River Equipment, P.O. Box 746382, Atlanta, GA 30384-5382

All opened or installed electrical parts are non-returnable. All special ordered returned parts will be subject to a minimum 20% restocking fee.

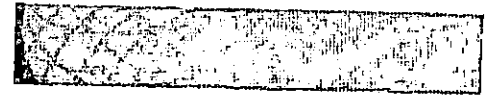
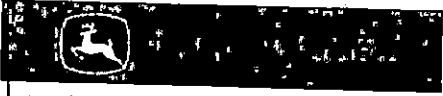
Amount Due Upon Receipt. Interest will be charged after 30 days on remaining balance at a rate of 1.5% per month and associated collection costs including court cost and reasonable attorney fees.

X

Received By

P. 286

Thank You For Your Business!



Search For?

Machine

PIN /Serial

: 1GXJS48UEBC010497

Customer

[50]

- Claim Information

JOE L ADAMS

Customer Number

: 300348829

Engine Option

721 OGDEN RD

Purchase Type

: RESIDENTIAL

Expiration Report

ROCK HILL SC US 297305021

End Use Code

: RESIDENTIAL

Feedback

Home

: US8038177529

Delivery Date

: 28 Mar 2012

Cell

:

Settlement Date

: N/A

Business

:

Invoice Date

: 18 Jan 2012

Registration Date

: 23 Apr 2012

Selling Dealer

: 05LOWE-LOWE'S - TODD VANTILBURG,AA CARY,NC

Rock Hill

Responsible Dealer

: 011740-JAMES RIVER EQUIPMENT, Rock Hill, SC

Model

: JS48

Description

: JS48 WBM - 50 STATE

Model Year : 2012

Latest Delivery Date

: 28 Mar 2012

Last Reported Registration Measurement

: 0

Machine Build Date

: 20 Jan 2012

Last Reported Claim Measurement

: 1

Approximate Cumulative Rental Days*

: 0

JDLink Expiration Date

: N/A

Machine status 1

: Used Machine

*See John Deere Warranty System for accumulated rental days/detailed rental history

Warranty Coverage

Show / Hide

Warranty type ☐

Coverage term ☐

Expiration Date ☐

Days Remaining (may be estimate)

Hours Limit

Deductible Amount

Default Warranty

120m/0h

27 Mar 2012

0

N/A

Basic Warranty

24m/0h

29 Mar 2014

0

N/A

Component Serial Numbers

Show / Hide

Order BASE / Option Codes

Show / Hide

Customer History

Show / Hide

Customer 1 of 1

JOE L ADAMS

Customer Number

: 300348829

721 OGDEN RD

Purchase Type

: RESIDENTIAL

ROCK HILL SC US 297305021

End Use Code

: RESIDENTIAL

Home

: US8038177529

Delivery Date

: 28 Mar 2012

Cell

:

Business

:

Selling Dealer

: 05LOWE-LOWE'S - TODD VANTILBURG,AA CARY,NC

7287

Product Type: Chain Saws

Model: MS180G

Serial Number: 512251533

Product Information

Registered To:
JOE ADAMS, 721 OGDEN RD, ROCK HILL, SC, 29730, USA

Date Purchased: 09/16/2017
Registration Date: 09/19/2017
Primary Use: Personal Home Use
Ultra Warranty: Yes
Expiration Date: 09/16/2019

REGISTER ANOTHER MACHINE TO THIS CUSTOMER

VIEW REGISTRATION

FILE NEW CLAIM

Export Results

Bill Bass
1981 Huntington Place
Rock Hill, SC 29732
(803) 524-0356

Date:

To:

For Job:

8/3/19

Joe Adams

127 Cedar

Description:

Front fascia and soffitt
top siding on back of garage

Total due:

200.⁰⁰ dollar payment on
\$60.⁰⁰ total balance \$100.⁰⁰

Q.289

Product Type: KombiTool Machines

Model: KM90R

Serial Number: 278289892

Product Information

Registered To:

JOE ADAMS, 721 OGDEN RD, ROCK HILL, SC, 29730, USA

Date Purchased: 08/29/2009

Registration Date: 09/10/2009

Primary Use: Personal Home Use

Ultra Warranty: N/A

Expiration Date: 08/29/2011

Bill Bass *WB*
1981 Huntington Place
Rock Hill, SC 29732
(803) 524-0356

Date:

To:

For Job:

8/2/19

for Adams

Opden

Description:

*Soffit and fascia on
left side of house by dog*

102
Total due:

\$ 300.00

by 8/2/19

8.291

EXHIBIT XV

Letter Prepared for Probate Court to Read

Letter to read at probate court as reasons for Consideration as Personal Representative.

Circuit File 145938

8.292

EXHIBIT XIII

Evidence Submission

Original Letter Prepared to be read as statement at trial but did
not get the opportunity.

All Documentation and Exhibits are Considered Confidential and

Not for Public Viewing

②

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To the Probate Court,

I (Joe L. Adams Jr.) would like to express the reasons why I feel that I should be the personal representative for my father Joe L. Adams Sr. I was born at 721 Ogden Rd and have been a residence since 2004 and prior to 2004 all of my high school and some college growing up. I have been living at the residence as I have been taking care of things while my father was transitioning and to maintain the estate as my father ask me to.. I have kept all the houses and land in great condition.. I have been paying for all the upkeep as well as the supplies and gas to run the lawn mowers and the repairs needed to keep the yard and equipment running safely.. I would also like to bring to the courts attention my sweat equity as I have been working tirelessly for many years with no help from any of my siblings or their children.. I have solely lived at this address and had no help paying the taxes and repairs needed. I have been able to keeps some of the prices down for professional help as I usually will work as well. I have paid for all the supplies to have the roof done as well as the heating and AC units in both houses.. It has been very hard to keep going without the moral support or physical support from anyone.. I would like to point out some of the reasons why I feel that I deserve the majority share of the property and point out reasons why I feel that I am a much better suited candidate:

1. Don't contest the will.. try to get the majority share.
 - a. Have to buy her out

Reasons Why I should be the personal representative:

1. I live in the residence
2. I have taken care of mom and dad during their sickness and transitions
3. Taken care fo the property and currently still taking care of the property
4. Better equipped to make filings with the courts and to continue to manage the estate.
5. I have paid all the taxes since 2004 and prior.
6. I have had both roofs replaced and AC units put in the residences.
7. I have maintained gas and electric for both houses and the estate.
8. I have maintained security lighting on the open property.
9. I have maintained the home owners insurance on 721 Ogden road as well as paid all the insurance payments for 3 vehicles.
10. I have replaced the soffet and facial board and roof repairs on 727 Ogden road as well as had the sub floors replaced in 3 rooms.
11. I have had the roof repaired at 727 Ogden Rd.
12. I have refinished the hard wood floors in 721 Ogden rd.

Concerns regarding stability and integrity of Mrs. Ogbuneke.

1. Mrs. Ogbuneke has a history of making fraudulent accounts and credit card fraud against my father.
2. Mrs. Ogbuneke has serious financial problems and is in Foreclosure.

D

7.294

3. Mrs. Ogbuneke has numerous judgments against her.. This is concerning as the judgments are in excess of 50,000:00
4. Mr. Ogbuneke also has judgments against him as well related to the Karolinas Care Nursing agency that they run.
5. Mrs. Ogbuneke also tried to have my father's house turned into a nursing home the same year my mother died..
 - a. Mrs. Ogbuneke secretly went to the city hall and filed an application to have the residence of 721 Ogden rd converted to a nursing home and put my father out..
 - b. Mrs. Ogbuneke submitted the application but my father was so upset he came to me crying asking where will I live if this is a nursing home..
 - c. The city of Rock hill Freedom of Information act representative sent the letter that Mrs. Ogbuneke sent to resend the application but the letter fails to mention anything about our father living in the home..
6. Mrs. Ogbuneke filed a fraudulent application with the York county probate during the same time that she was sent the notice of Foreclosure.
 - a. Mrs. Ogbuneke has a foreclosure hearing on October 13, 2021.
 - b. Mrs. Ogbuneke came to 721 Ogden Rd on August 12 with police on a fraudulent application that was stopped.
 - c. Mrs. Ogbuneke misrepresented our fathers location as well as his condition to become the personal representative fraudulently.

For all these reasons and more I would like to be the personal representative as I have maintained the property with no leans no loans.. no one tracking me down for payment... no lies... no deiept but out of love for my father and mother knoing their struggles and helping for so many years. I maintained the property because my father said I was the last of the Adams and I needed to take care of things.. He felt as though it was the responsibility of Mrs. Ogbuneke's husband to put her in a home and I would live at the estate and keep it in good condition to carry on. I have done all that I can and may have left out things due to trying to make the probate civil in hopes that one day me and Mrs. Ogbuneke can get past all that has happened. I have not done anything to abuse my fathers estate and have sacrificed the better part of my life to stay here and try to keep things as best I could.. For these reasons I am asking the court to grant majority share as well as Personal Representative status.

Thank You.

Joe L. Adams Jr.

8/31/2021

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EXHIBIT XVI

Opposition to Motion to Dismiss 1/31/2021

Circuit File

D.296

STATE OF SOUTH CAROLINA
COUNTY OF YORK

IN THE PROBATE COURT

Case No.: 2021-CP-460274

Joe Louis Adams Jr.

Applicant/Plaintiff

Betty Ogbuneke,

Respondent/Defendent

IN THE MATTER OF:
Joe Louis Adams Sr.

To the Probate Court of York County,

FILED-RECEIVED

2022 JAN 31 PM 3: 42

DAVID HAMILTON

C.G. & GS

YORK COUNTY, SC

Opposition

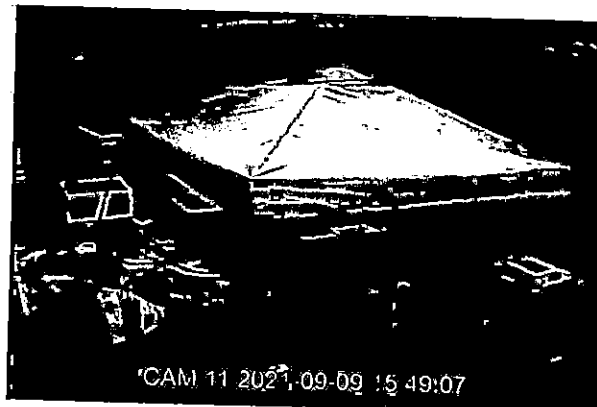
to

Motion to dismiss filed by Defendant

and

Appeal Supplemental Information

The plaintiff would like to submit more information regarding the appeal submitted on September 9, 2021 to clarify the exhibits and to further support the appeal through recent activities that have been executed. At the time the original appeal was filed we were inside the judges' orders for a 48 hour notification period that the plaintiff used to come to the courthouse and file the appeal. The plaintiff rushed to complete and filed the appeal and while doing so was alerted by his neighbors that there were police all round his yard and they were taking pictures. The plaintiff made a few errors and would like to submit more information for clarity and information background. The Neighbors submitted film of the views of what happened it was Mrs. Ogbuneke already had the police not even 24 hours since the filing of the judgement that does not provide for photographs.



8297
Page

The plaintiff submits the table of content to explain the EXHIBITS that were submitted to the court.

Table of Contents

The plaintiff would like to submit this table of content to the court regarding the exhibits that have been submitted as evidence. The plaintiff submitted the evidence but did not know he needed to include a table of contents so please accept this table of contents to review for the different content submitted with the original submission so there is clarity of each of the files. The plaintiff submitted the content to the defendant on the thumb drive with file numbers and names and the file numbers are also listed for the information on the disk to be defined and located.

Applicant would like to clarify each of the 13 EXHIBITS as they all are part of the appeal supporting documentation. Below is a list of EXHIBIT Numbers and Titles as they are submitted to the court as evidence of the continued maintenance that the applicant has done over the past 17 years and further explains what each of the files are and referenced to.

<u>EXHIBIT</u>	<u>FILE Number</u>	<u>FILE NAME</u>
I	141536	FOIA REQUEST City of Rock Hill SC 29730 Provided by City Hall Records Department Submitted by Betty Ogbuneke after mom died To convert dads house into a nursing home and put him out.
II	141627	Alzheimer's Association Proof of care from Alzheimer's Association as Caregiver for Dad
III	141649	Carolina Community Actions Agency to help with utilities and home weatherization for upkeep of home.
IV	141848	Guardianship Application to NC Plaintiff applied for guardianship to have dad moved to new location due to abuse and failing care
IV	142002	Continued Guardianship Application NC
VI	142506	Continued Financial Exploitation Belk Card Copies of Credit cards used by defendant unauthorized.
VI	142756	Continued Financial Exploration Continued exploitation of credit cards from Discover Lowes and others.
VI	143059	Tax Liens

These photographs were captured during the time that the plaintiff was in the York County Library trying to complete the appeal to stop the embarrassment and take over. Ms. Ogbuneke and the Rock Hill Police Department and a court person showed up unannounced and began taking pictures of the estate but the plaintiff was gone but the security cam caught the incident. The plaintiff was trying to get the appeal in to the court and stopped at the York County Library and utilized the computer systems and the copies to finish the appeal. The plaintiff felt and still does feel that he did not get a fair hearing through the initial hearing due to misinformation that may have been given to Judge Woodruff. The plaintiff contends that he was not viewed in a positive light in the trial and may have been the result of misinformation given to the judge.

The plaintiff was not allowed to present any of the evidence that he had at the time to show to the court as the letter stated to bring any information. The plaintiff did not understand what happened it happened so fast and sought to file an appeal to be able to submit his evidence of his struggles and present himself worthy to be responsible for my father's estate as I have been taking care of the estate for the last 17 years. The plaintiff responds to the defendants motion to dismiss and would like to present the motion that was served on the plaintiff on January 4, 2022 but filed on October 4, 2021. Please see EXHIBIT 1 The plaintiff also would like to state that through the holiday season without his father he did miss his sister tremendously and would like to have some type of family counseling to help us recover our family and our values. The plaintiff does not dispute the will but does dispute the appointment of the Personal Representative. The plaintiff believes that Judge Woodruff judged on what she had been told and how the information was presented to her but she never allowed herself to hear the plaintiffs side of the story and quickly ruled before seeing any of the evidence that the plaintiff had with him to show at the trial.. The plaintiff also believes that the way that the defendants attorney has served the plaintiff is substandard and the plaintiff contends that the defendant's attorney had his agents posting paperwork in the fence that is more than 50- 70ft away from the gates.. Leaving the unannounced paperwork in front of the estate on the sidewalk for everyone to see.. The plaintiff contends that this is below the standard of the court and will present evidence to prove. The plaintiff is a Pro Se litigant and through all of the searching for attorneys and joining agencies and going through the bar the plaintiff still was not able to come up with the required 2500.00 fee that all the attorneys charge and more.. The plaintiff ask for a continuance as the plaintiff was paying property taxes as well as an unexpected rental that cost the plaintiff the money to pay the attorney so the plaintiff again must come to the court and plead his case Pro Se.

Claim on which relief can be given:

Plaintiff believes that his investment is of a lifetime of savings, work and sweat. The plaintiff has maintained the property using his own monies and suffered through the remodeling and restorations that have been completed. The plaintiff has had the responsibility of paying all the taxes as well as cutting all the grass and fixing he roofs and floors and many other responsibilities and has not been able to ever go on vacations and out traveling as most single people would.

The plaintiff contends that the defendant has been able to realize all of her dreams raising a family, starting 3-4 businesses and putter her children through college while the plaintiff sacrificed these type opportunities because of the expense of the estate as well as the time he kept his father home while sick.. The plaintiff ask that the probate court review all the submitted files and information to see that the plaintiff has been a good steward to his fathers estate and deserves to be the Executor of the estate and or have Co-signing privileges so he is aware of what is happening and not be left in the dark until changes are on the cusp of being made.

The plaintiff ask that if the case is dismissed that it will not be dismissed with prejudice and will be remanded to the lower courts for reexamination. The Plaintiff comes to the court due to the best years of his life have been spent keeping the estate in Great Condition. The plaintiff contends that any of the photographs of the homes exterior are photographs of the plaintiff efforts to sustain his fathers legacy. The plaintiff was told by his father that all the land was his, but the plaintiff has no children and no family yet and does not wish to cut his sister in any way out of her inheritance because we have both had bad experiences with the loss of our loved ones inheritance so I do understand and don't mind sharing.. But the plaintiff contends that the defendant cannot be trusted at this time and would like the court allow signing privileges to the plaintiff if the plaintiffs request for removal is not considered.

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Copies of tax liens that the plaintiff believes influence the defendant to make the wrong decisions during dad's last days.

VI	143236	Continued Tax Liens Copies of tax liens that the plaintiff believes influence the defendant to make the wrong decisions during dad's last days.
VII	142751	Email: Pressure to fix floor and roof 727 Ogden Rd Email Correspondence from Mrs. Ogbuneke pressuring the plaintiff to fix the floors at 727 Ogden Rd a house on the same property that the plaintiff lived in and remodeled and still maintains.
VIII	144020	Helping Dad Fight For His Life Letters and Correspondence to Government Agencies regarding Abuse
VIV	144319	Adult Daycare for Dad Documentation from Park Ave Day care where dad went each day for adult activities. Plaintiff got the activities for Dad's social life.
X	144602	Medications and Visits Receipts of doctor visits to help with dad's appointments and care
X	144850	Continued Medication and Visits Receipts of doctor visits to help with dad's appointments and care
XI	145037	Dixon Automotive Appraisal to Medicaid Receipts of the value of dad's cars and truck
XI	145145	Dixon Automotive Appraisal for Medicaid (Best Copy) Better Copy of Scanned receipt information
XII	145557	Repair Work Done for 721 and 727 Ogden Rd Information on part of the continued and ongoing maintenance requirement and investment.
XIII	145938	Original Letter prepared to read at hearing; was not allowed. Copy of the original letter prepared to read at the hearing but didn't get a chance to read it.

Q301

Opposition to Motion

At the time when the plaintiff was preparing the appeal and submitting the documentation the respondent appeared unannounced to the residence of the applicant again with police and multiple persons outside of the orders that were set forth by the judge.

- 1) The plaintiff received documentation from the defendant through ordinary US Mail and was informed by neighbors of the activities that were happening while the plaintiff was at work or way from home..
- 2) The defendant served the plaintiff with a letter that had 3 separate case numbers.. Each of the case numbers were different.
- 3) Please see EXHIBIT I which is a copy of the letter that was served on the plaintiff through US mail.
- 4) Plaintiff contends that the defendant put unnecessary hardship on the plaintiff by instructing its process servers to affix the letters inside the chain of the chain link fence as service to the plaintiff.
 - a) Plaintiff contends that this was very embarrassing and was unnecessary when normal US mail was available for service.
 - b) Plaintiff contends that the process servers would come and put a letter on the fence and leave it there and then come back and take it off which caused the neighbors to notice the paperwork flying in the air on the front gate with no notice to the plaintiff that anything was left there.
- 5) Plaintiff contends that the respondent is making an unnecessary scene in the neighborhood and continuously uses the Rock Hill Police Department as escorts giving them false information on the orders permissions.
 - a) According to the police report obtained please see EXHIBIT III report received from records department reported on 9/09/2021. The next day after the order was filed on 9/08/2021.
 - i) Plaintiff contends that the report states that Mr. Joe L. Adams Jr. was supposed to be there according to Mrs. Ogbuneke but he was never informed.
 - ii) Plaintiff contends that the order from Judge Woodruff states that there is supposed to be a 48 hours notification given to the plaintiff prior to the visit.
 - iii) Plaintiff contends that the defendant ignored the order and appeared the very next day in less than 24 hours.

- (1) Plaintiff contends that the defendant purposely misinformed the police to be sure of having the police escort but the plaintiff was working on the Appeal within the 48 hours of the notice and was at the library when the neighbors called with the issues of police outside his home.
- 6) Plaintiff contends that the order was not signed until 9:45am on the 8th of September and by the 9th of September the respondent appeared at the residence of the applicant.
- a) Applicant contends that the order was not the required hours before the respondent came with police escort.
- b) Plaintiff contends that the defendant has done this in the past as well.. If the court will look at EXHIBIT I from the defendant there is a copy of the Motion to Dismiss.
- i) Please look at the last page of the motion to document.
- ii) Please see that the last page is the "Proof of Service" page and that it contains the wrong case number as well as the wrong case name..
- (1) Please see that the case was referred to as "Joe L. Adams Jr. vs Betty Ogbuneke and Green Funeral Home".
- (a) Plaintiff contends that this case originated during the time that the plaintiffs father passed during the funeral arrangements and execution of the burial.
- (b) Plaintiff contends that at the time when the plaintiff went to the Greens Funeral Home to set up Arrangements for the funeral that it was agreed that both the Plaintiff and the Defendant would bare equal responsibilities to half of the payment of the funeral.
- (c) The plaintiff was prepared to pay his half and unknowing to the plaintiff Mrs. Ogbuneke came to Rock Hill unannounced and went to the funeral home and paid the plaintiffs part of the bill so the plaintiff would have no say in what was to be done at the funeral or listed on the announcements to the family and publicly.
- (d) The plaintiff submitted the complaint as it was a once in a lifetime chance to be a part of the funeral and he did not request any help from the defendant to pay his part and did not say anything to the Mr. Dave Waters of Greens Funeral home who allowed the verbal contract between us to be broken without my consent.
- (2) Plaintiff found that during the hearing with Judge Woodruff the defendant claimed she had paid for the complete funeral for my father..

- (a) She never told the judge what the circumstances were that led to paying the bill.
 - (b) She never told Judge Woodruff that she tricked her brother and took his ability away to list any people on the obituary and lose all control in the planning.
 - (i) Plaintiff contends that there are audio recordings on file from the event that show that the defendant did come to Rock Hill unannounced and unethically paid Mr. Joe L. Adams Jr. part in the funeral then went and claimed to her attorneys and the judge that she paid for the funeral and the burial and left out why she did it.
- 7) Plaintiff contends that with Mrs. Ogbuneke as personal representative there will always be problems with information transparency so he is asking for Co-signing rights to be able to have information freedom as well as notification of what needs to be done and how.
- a) Plaintiff believes he is entitled to cosigning rights because he has lived in the residence for the past 17 years alone and no visit or help from Mrs. Ogbuneke and he is 50% vested into the estate and has contributed a lifetime of monetary investment as well as sweat investment working to maintain two houses and cut the grass sometimes 2 times a week on 4 acres of land.
 - b) Plaintiff does not intend to stop Mrs Ogbuneke from being a part but feel as though it should be done together instead of coming and taking over the estate and embarrassing the plaintiff after all the years of maintaining the property.
- 8) Plaintiff request the court to review the timeline of events from unexpected visits and the amount of hardship and embarrassment the plaintiff has to endure each time it happens.
- a) Plaintiff request that the court please see EXHIBIT II which documents the unexpected visits and the resources used to have this kind of unannounced visit conducted.
 - i) The plaintiff contends that the defendant was not instructed to photograph the property inside and out but was told to inventory.
 - ii) Plaintiff contends that the judge did not state that pictures were to be taken of the Plaintiffs personal items and life inside the home where he has invested so much.

Plaintiff would like to submit Table of Contents of EXHIBITS for this submission to the court.

EXHIBIT I Motion to Dismiss served on January 4, 2022.

EXHIBIT II Rock Hill Police Report from 9/09/2022

EXHIBIT III Documentation of Harassment

EXHIBIT IV Emails from Judge Woodruff explaining activities must stop

EXHIBIT V Complaint Emails regarding not being able to submit evidence and not testimony

EXHIBIT VI Copy of FOIA request submitted in original submission for appeal consideration.

The plaintiff has objections pending for the defendant's motion to dismiss. The plaintiff will go by the motion and plead his objections to the court. Plaintiff will formally reply to the statements made in the defendant's motion to dismiss.

I.

<u>MOTION TO DISMISS PURSUANT TO SOUTH CAROLINA CODE ANN. § 62-1-308(b)</u> Appellant appeals an Order from Probate Court pursuant to South Carolina Code Ann. §62-1-308(b). The statute requires that the appellant "must file with the clerk of the circuit court a Statement of Issues on Appeal (in a format described in Rule 208(b)(1)(B), SCACR)" Rule 208(b)(1)(B) provides: A statement of the issues presented for review. The statement shall be concise and direct as to each issue, and may be stated in question form. Broad general statements may be disregarded by the appellate court. Ordinarily, no point will be considered which is not set forth in the statement of the issues on appeal. Appellant has failed to comply with the requirements of Rule 208(b)(1)(B) and has not stated a single issue in particularity for this court to review. Appellant's Brief focuses on the idea that he 1 is receiving a second bite of the proverbial apple, which is not a standard for appeal.

Plaintiff Objects:

1. Plaintiff objects to the use of the "Proverbial Apple" statement as it is not accurate and is not why the plaintiff brought the appeal to the appellant court.

- a. The plaintiff submitted the appeal because the plaintiff was not given a fair hearing at the appeals hearing and was not allowed to testify or submit any of the documentation and proof of his supporting evidence before the judge ruled at the bench.
 - b. The plaintiff submitted the appeal because there was false and misleading statements made during the trial and the defendant was never asked to provide any information on the problems and allegations brought to the judge.
 - c. The plaintiff submitted the appeal because the ruling was not fair and the plaintiff was discouraged from filing the paperwork to have the Personal Representative removed and was refused the forms to pay the required fee.
 - i. Plaintiff was told by the staff that the paperwork he filed for the restraint was the first step and not that the judge would be ruling on both the restraint and if there was an application for removal.
2. The plaintiff also has objection as the Plaintiff is not the one waiting for a bite of the Proverbial Apple but if the court would please see EXHIBIT I from the first filings with the court listed in the table of contents for the original submission. The file is File number 141536 **FOIA REQUEST** and has been included as **EXHIBIT VI**.
- a. The plaintiff was able to get the request from Mrs. Betty Ogbuneke from the planning department of the City of Rock Hill of a application that was submitted shortly after the death of Betty Louise Adams.
 - b. The plaintiff would like for the court to examine the full document as it shows that the defendant had intentions even after my mothers death to get her hands on my fathers property and houses..
 - c. The defendant submitted an application to the city of Rock Hill to have my fathers house he was actively living in turned into an Assisted Living Home and he would have nowhere to live.
 - d. The defendant stated in the letter that it was with Tear that she had to rescind the letter due to my father coming to me crying asking where is he gonna live.
 - e. The plaintiff submits this evidence as proof of who wanted to get the bite of the proverbial apple as the plaintiff has been supporting and living at the residence for a lifetime.

3. The plaintiff never considered any bite of any apple because the plaintiff has been living at the address since birth and has contributed a life of monetary support to the estate and the defendant has not done the amount of work and paying bills and paying for supplies and outside labor..
4. The plaintiff contends that the defendant's agents have been very disrespectful to the plaintiff posting notices on the gates and coming back and take them back just for aggravation and unrest to the plaintiff regarding all the questions from neighbors and people who knew the plaintiff.

II.

MOTION TO DISMISS PURSUANT TO SOUTH CAROLINA CODE ANN. § 62-1-308(c)

Pursuant to S.C. Code Ann. §62-1-308, "The appellant's brief shall be in a format described in Rule 208(b)(1), SCACR." (Emphasis Added). Rule 208(b)(1) provides for the brief to contain "under appropriate headings and in the order here indicated" the following:

- A. Table of Contents and Cases
- B. Statement of Issues on Appeal
- C. Statement of the Case
- D. Standard of Review
- E. Argument
- F. Conclusion

Appellant's brief does not contain any of the required headings or sections above. Appellant's brief is disorganized and the only identifiable headings are "Applicant Objects:" followed by sections containing allegations that were not substantiated at the hearing in Probate Court.

Plaintiff Objects:

1. Plaintiff contends that he does not know how to do some of the things that the defendant is requesting to base the dismissal of the case.
2. Plaintiff tried to get an attorney to correct the documentation but was denied the continuance that was requested.
3. Plaintiff did go back and submit a table of contents for the items that were submitted as evidence in the case originally in this review of the motion to dismiss and the plaintiff stated the reasons for bringing the suit as well as a statement of what the case is about..

4. Plaintiff is not sure how to go about the standard of review and hopes that the judge will consider his efforts as a Pro Se Litigant and that the plaintiff is trying to argue the case with what he has and knows how to do.
5. The plaintiff submitted all the evidence to the defendant on a thumb drive as the second one was given to the court of appeals downstairs and the other upstairs at the Court of Common Pleas.

III.

MOTION TO DISMISS PURSUANT TO 12(b)(6) FOR FAILURE TO STATE A CLAIM

ACCORDING TO SOUTH CAROLINA CODE ANN. § 62-1-308(I)

Pursuant to S.C. Code Ann. §62-1-308(I), "The circuit court, court of appeals or Supreme Court shall hear and determine the appeal according to the rules of law. The hearing must be strictly on appeal and no new evidence may be presented." (Emphasis Added). The Appellant seeks to have the appeal consider evidence that he was unable to submit at the hearing. This evidence in the form of exhibits and statements in his appeal. The exhibits were not served on the Respondent for review. Further, the Appellant fails to state an issue of law for this court to consider and for that, his appeal should be dismissed.

Plaintiff Objects:

1. Plaintiff was under duress during the first submission of the appeal information.
2. During the time that the plaintiff was trying to prepare the appeal the defendant had the police at the home and neighbors calling and reporting there were police at the residence.
3. Plaintiff submitted the documentation and evidence to the appeals council that he had at the appeals hearing and submitted it because he never got a chance to do so during the hearing before it was closed.

WHEREFORE, Respondent Betty Ogbuneke moves this court for an Order dismissing this Appeal in its entirety with prejudice. This Motion is based on the SCRPC, statutory and case law as well as the Complaint that was submitted before the court. Due to the adversarial nature of this Motion, Counsel certifies that there is no duty to consult with the Appellant prior to filing this motion under Rule 11(a) SCRPC.

October 4, 2021

Chester, SC

s/ Cyrus Corbett
Cyrus Corbett BAR # 103156
GASTON, MARION & STUBBS, P.A.
124 Gadsden Street
P.O. Box 608
Chester, SC 29706
Phone: (803) 385-2114
Fax: (803) 385-2131
Attorneys for Plaintiff

Plaintiff Objects:

1. Plaintiff objects to the motion being dismissed with prejudice as the information contained in this appeal documents a lifetime of savings and work for the plaintiff.
2. Plaintiff objects because he has worked all this time 17 years my father needed me and I was a Good Caregiver and a Good Keeper of all his things until his death.
3. The plaintiff objects because he did not have any part in the suffering of his father at the hands of the nursing home and regrets that Mrs. Ogbuneke did not come at the final hours and days to be with my father during his transition.
4. The plaintiff objects because he was not given a fair hearing and the judge did not get a chance to see the plaintiff in a positive light and allow the plaintiffs information to be observed and examined prior to just making a judgement at the bench and allowing the defendant to do a home invasion of the plaintiff with authorized police escorts.
5. The plaintiff has so much money tied into the estate and objects to the motion:
 - a. The fixing of the roof
 - b. remodeling both houses on the inside and outside,
 - c. the upkeep and payment of the car insurance for the plaintiffs cars and his fathers cars..
 - d. The replacement of floors and repairs of internal structures of both homes
 - e. The installation of new AC and Heat in both houses
 - f. The upkeep of the yard equipment and tools

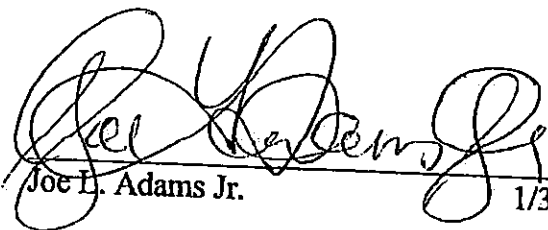
8.309

- g. The payment of all the property taxes alone for the last 17 years and during high school taxes were beign paid as well as my parents took my checks from driving the school bus to help out with things.. I didn't mind then and still don't mind today as we have been able to keep our property all these years and my father ask me to mix my money with his so we could make it and that is what I did and have been doing for the last 17 years of my life.

Concluding Statement

The plaintiff ask that the court look at all the problems the plaintiff is having already with the defendant and their attorney.. The attorney looks at this as a "Bite of the Proverbial Apple" while I am sure Mrs. Ogbuneke is deeply afraid of losing her inheritance which is the wish of the plaintiff.. The plaintiff objects to her being appointed as personal representative and ask the court to award the plaintiff to be the Personal Representative, or the Dual Personal Representative (*plaintiff would like to state that Mr. Joe L. Adams always wanted us to have equal power as he said it was stronger when we were together so he made us Dual Power of Attorneys which the court may consider as evidence of opinion whether dual responsibilities would have preference from him if he were here*), or have Co-Singing privileges. If all cannot be considered the plaintiff motions for the court to have the case sent back to probate court and start the procedure again to be heard in its entirety by a jury and not by just one person. The plaintiff ask that he be allowed time to get an attorney to help with the litigation as he may have time to afford an attorney if there was more time allowed.. The plaintiff ask all these things as alternatives to a "Motion to Dismiss with prejudice as the Defendants attorney has requested.

Sincerely,


Joe L. Adams Jr. 1/30/2022

Supplemental Information regarding Activities since the Order with Unnanounced Visits and Personal Space photographs

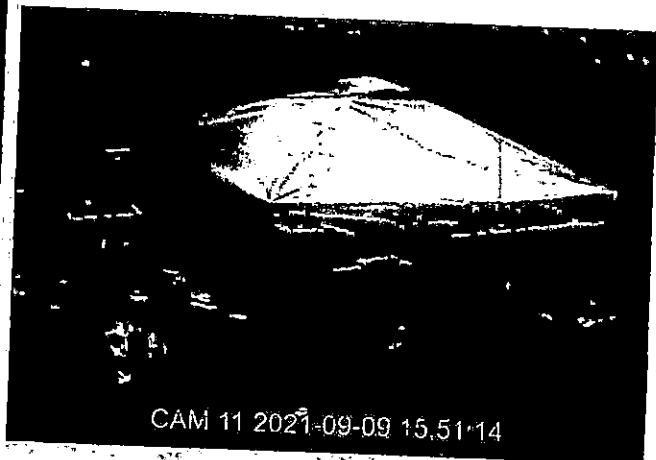
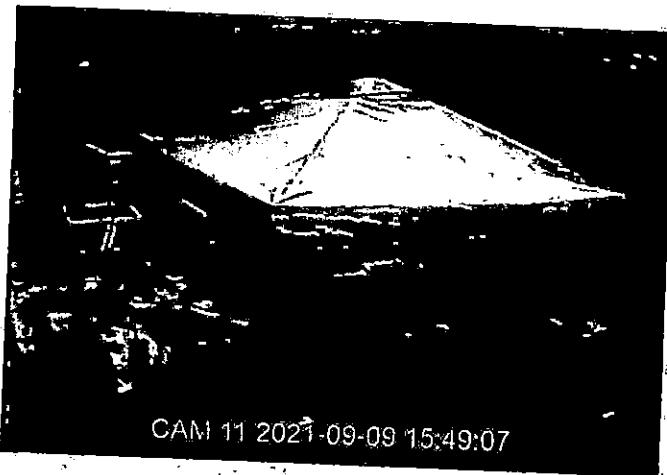
The plaintiff would like to show the court documentation regarding the performance of the Personal Representative during the probate of the estate. The personal representative has not adhered to the order given by Judge Woodruff and made unnanounced visits. The plaintiff did not want the pictures of his private possessions and the pictures they took show what the plaintiff has done, not the condition the houses or property would be in if the plaintiff had not lived there. The plaintiff submits this informaton and pictures to show how the court how things are in reality when the defendant visits unnanounced which represents further harrassment to the plaintiff and unnecessary attention and embarrassment to the estate and its residence. The plaintiff contends that through the next few pages the information is clear that this is very disruptive and would not be necessary if the plaintiff was the personal representative because he lives in the house and has maintained it for many years.



1. B. OGbuneke arrived on 9-9 2021 without the 48 notice and with 3 cars of police..
2. Plaintiff was at courthouse filing the appeal while Ogbuneke was causing this unsightly scene in front of the house.
3. Mrs. Ogbuneke always comes to Rock Hill and does a lot of unethical things and goes back to Charlotte and never have to hear all the questions from the neighbors and unrest in the neighborhood..
4. The judges orders stated that the plaintiff was to be given a 48 hour notice prior to the visit..
5. Ogbuneke also lied to the police department and explained to them according to the police report that she had already informed me of the visit which was a not true.

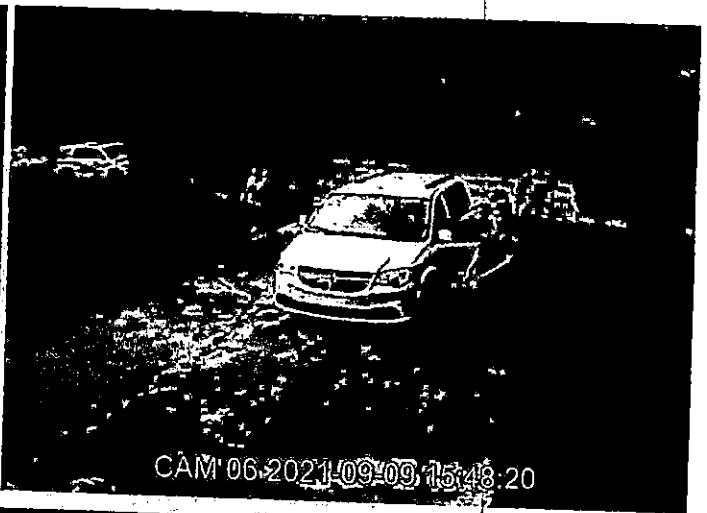


1. B.Ogbuneke taking pictures of the residence at 727 Ogden Rd after the plaintiff has completed all the repairs and pictures including the plaintiffs own personal property.
2. According to the judge there were to be no pictures taken and the order does not state that any photographs were to be taken..
3. The plaintiff went to the court house and complained about the pictures and the judge sent out an email to both parties to stop with the inventory.



1. Ogbuneke taking picture of the plaintiffs tools and other things used to work on car..
2. Ogbuneke was taking pictures of things that were not property of Joe L. Adams Sr. and it is an invasion of privacy for this kind of wanton behavior and being dishonest with the police.
3. Mrs. Ogbuneke does all these things and runs back to charlotte.
 - a. The police mentioned that she was late to the meeting and had to return a second time because Mrs. Ogbunke was not at the location on time..

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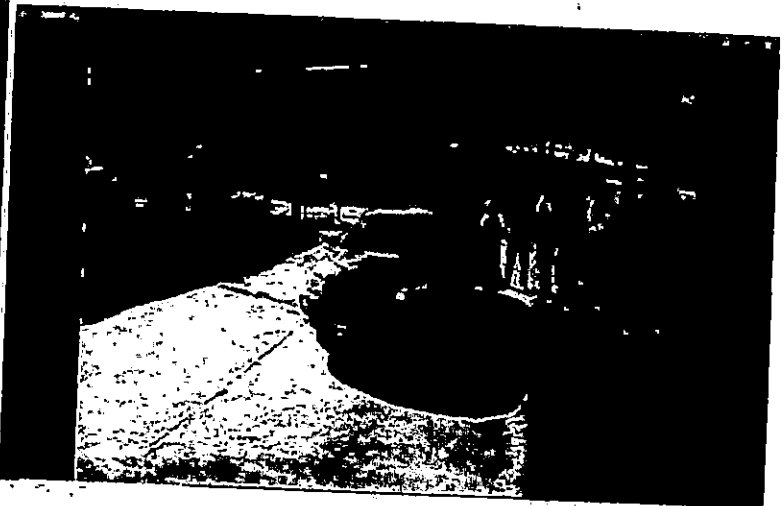


1. 9/09/2021 Ogbuneke and police spoke with the court and judge sent email for all activity to stop..
2. Plaintiff complains of all the commotion and Mrs. Ogbuneke gets to go home in charlotte and relax in her neighborhood with no complaints from neighbors or questions or embarrassment.
3. The police did not read the order and did not comprehend the details of the order stated that there was to be a 48 hour notice before the inventory was to take place.
4. Mrs. Ogbuneke according to the police report told the police that the plaintiff was supposed to be at the residence. Please see EXHIBIT III as the police explain as if the plaintiff has been notified and just was not available..

D.313



1. Ogbuneke was allowed to take pictures of the property and the plaintiffs personal belongings for 1 hour and 37 min in violation of the order given by the court and under untrue instructions to the police that the plaintiff had been notified 48 hours prior to the visit.
2. Plaintiff motions to be granted singing privileges to have every document has to bear the two signatures since he is 50% vested in the estate he should be able to have some knowledge of what is going on and not allow a person from anther state that has not been to the residence in over 17 years control the estate and everyone has to deal with late meeting and expenses to the state using police escorts that were not necessary.



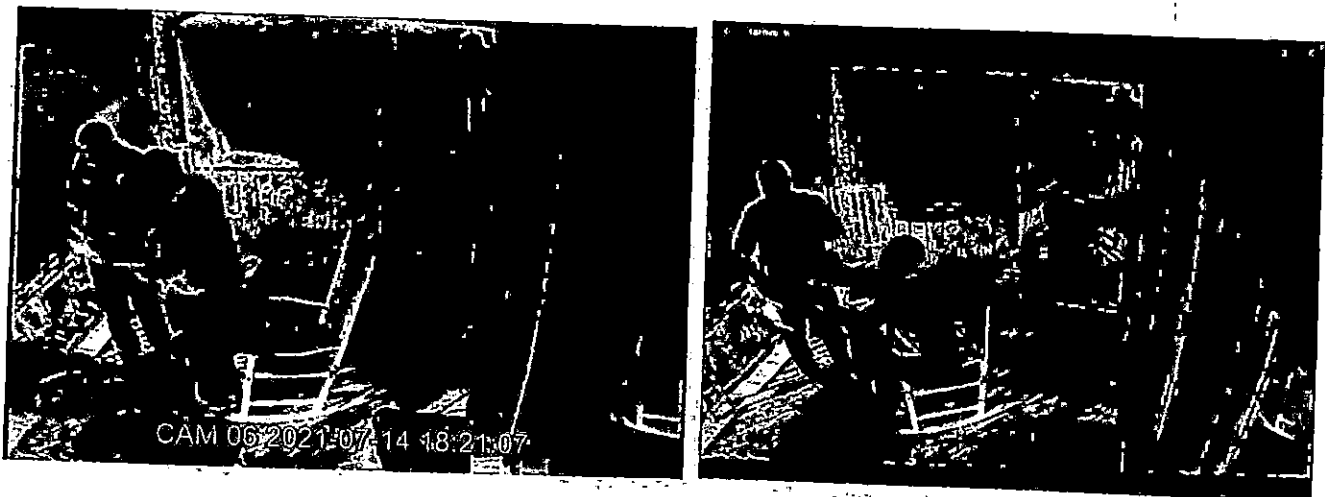
1. 7/22/2021 Mrs. Ogbuneke appears with no prior warning or notice with the police..
2. The plaintiff was not home but still coming in from work and was not aware of Mrs. Ogbunekes visit.. Mrs. Ogbuneke did not have the right to be in taking any inventory at that time as there was already a restraining order from the judge at that time.

D.314

3. The plaintiff came home and had to show the police the documentation regarding the orders for her to stop until the appeal hearing was heard.. Please see EXHIBIT IV



1. Plaintiff was over filled with anxiety when he returned home and found the police and Mrs. Ogbunke in the yard unannounced and was very embarrassed as he had no knowledge that she was coming.
2. Plaintiff contends that this is harassment over a long period for along time Mrs. Ogbunke was again acting unethically by appearing with police and no notice to give the plaintiff a chance to get things together and be prepared for the inventory but sought to come as a surprise to see what she could find out of order.
3. Plaintiff contends that after 17 years things are still the same and he has been a good steward of his father's and mothers property.



1. Plaintiff was able to produce the paperwork for the restraining order and presented it to the officers and showed where the court had issues a restraint against Mrs. Ogbunke.

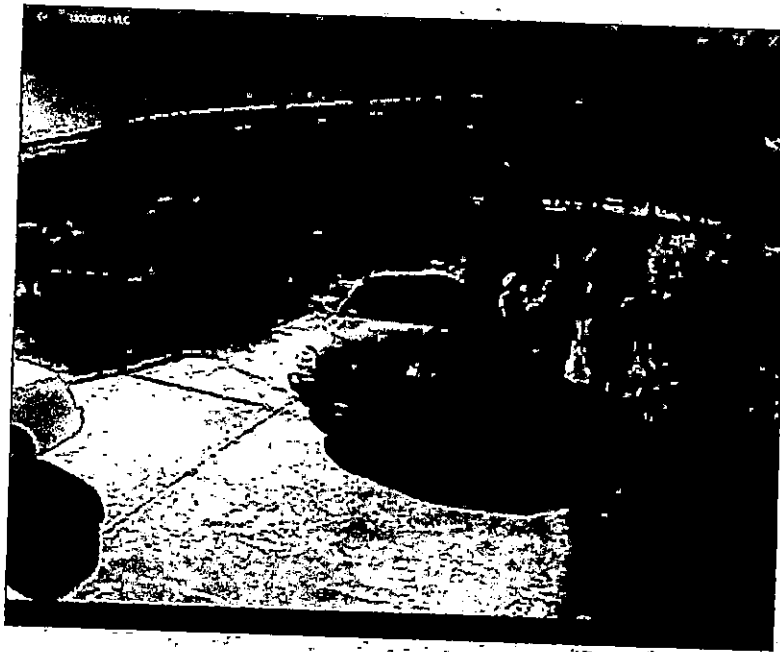


1. Police take the paperwork from the court and show it to the defendant and she becomes angry and did not want to leave.
2. The police insisted that she leave and then she broke into the angry shouting and making a scene in the street in front of the house with the door to her car open.

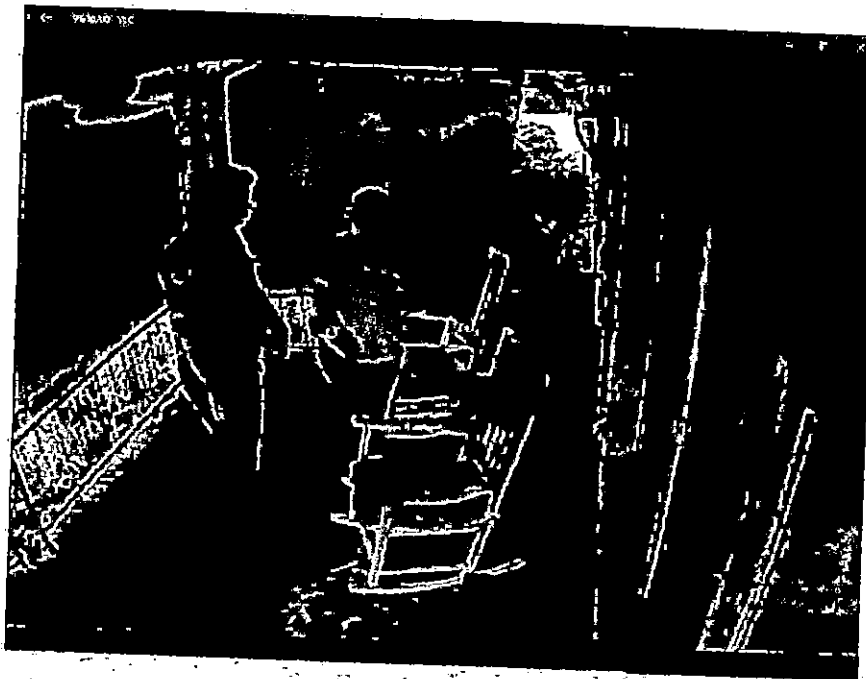


1. After being ask to leave Mrs. Ogbuneke began to scream out the door of the truck at the plaintiff and was being very ugly and uncooperative when ask to leave..
2. Mrs. Ogbuneke again threatens the plaintiff with having to move to somewhere else and has always not liked the idea of the plaintiff living at home.

P.316



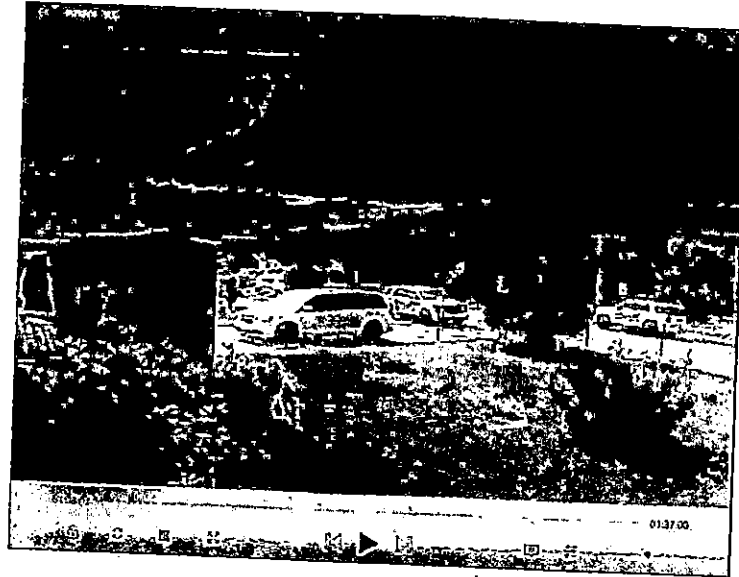
1. Mrs. Ogbunke lied to the court and expressed that there were bad dogs inside the house where I live and it is not true..
2. The only dog that lives inside is pictured in the photograph where the officer is petting the dog..
3. Mrs. Ogbunke request special restraints for the dogs as if the dogs were not well mannered and had plenty room to move around without having to be caged.



1. 9/09/2021 Officer and court agent at front door ringing the doorbell.
2. Mrs. Ogbunke was well aware that the plaintiff was not home as his car was not at the house.

P.317

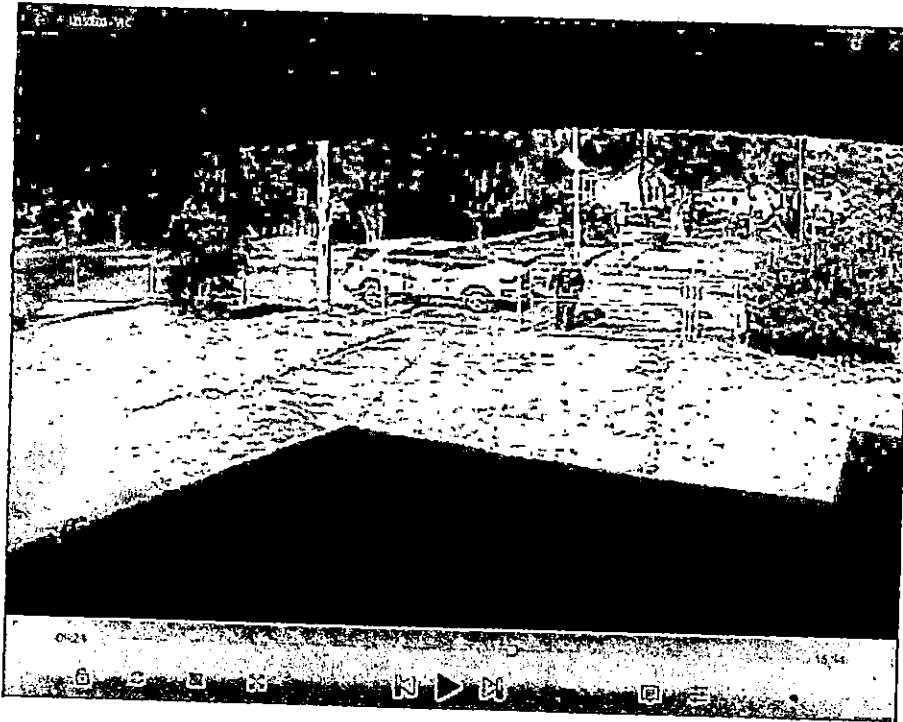
3. Mrs Ogbuneke knew but did not tell the police because she originally told the police that Mr. Adams the plaintiff was going to be at the house during the inventory but had in fact never told the plaintiff she was coming nor did she wait the required 48 hours after the order was given..
4. The order was not 30 hours old before Mrs.Ogbuneke was at the house with the police in an unsightly takeover and show of power.



1. 9/9/2021 so many police cars outside the residence impeding the traffic and causing a big scene when all of this could have been avoided if Mr. Joe L. Adams Jr. was the personal representative that lives in the home.
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P.318

Process Servers

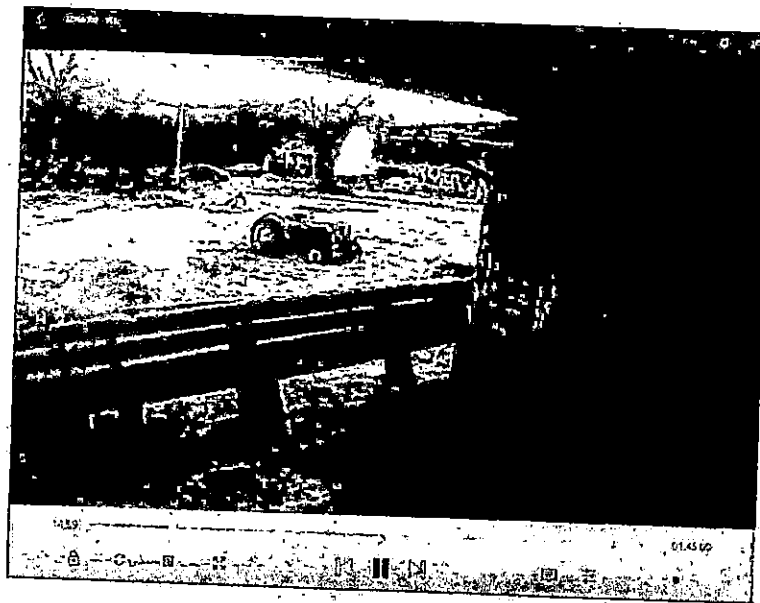


1. 12/15/2021 Officer was called to my home early one morning because the plaintiff had gotten notice from a friend that there was some paper stuck in the front fence..
2. The plaintiff was at work but already had heard there was a van parked in front of the house the previous night outside just sitting there..
3. The neighbors said it was a white male in a van parked but the plaintiff was not home from work yet...
4. After going back and reviewing the security footage the plaintiff saw the person in the van put a paper on the fence and then left and drove away on 12/14/2021 through video security footage later..
5. The plaintiff called the police to see if they would mind going by to see what the package was and let me know if they were riding in the area..
 - a. The police returned the call and stated that it was paperwork from an attorney that was not in an envelope but bare paperwork.
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 - d. Through the review of the film footage and after carefully examining the security footage the plaintiff saw the process server from Mrs. Ogbuneke come back the next day and take the paperwork out of the fence after almost 24 hours of humiliation to the plaintiff..

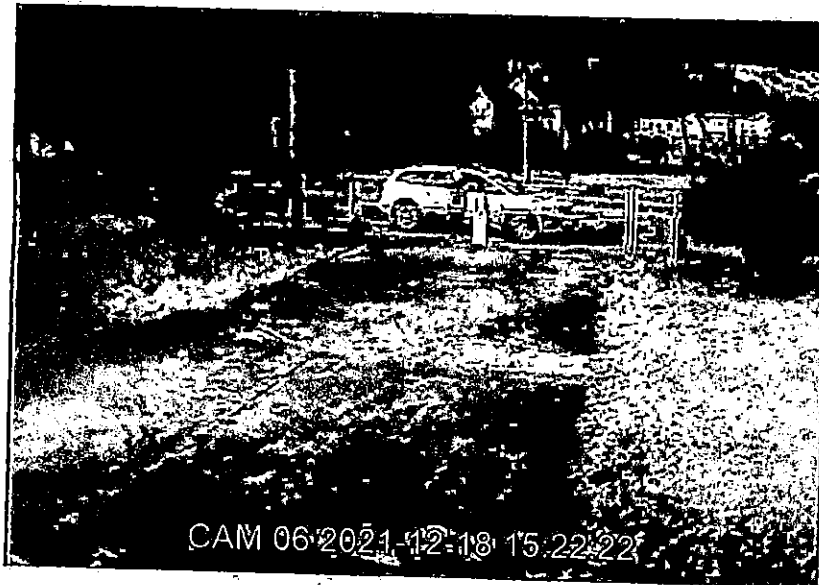
- e. The plaintiff contends that this is harassment and that the defendants' agents have been harassing him and embarrassing the family name.



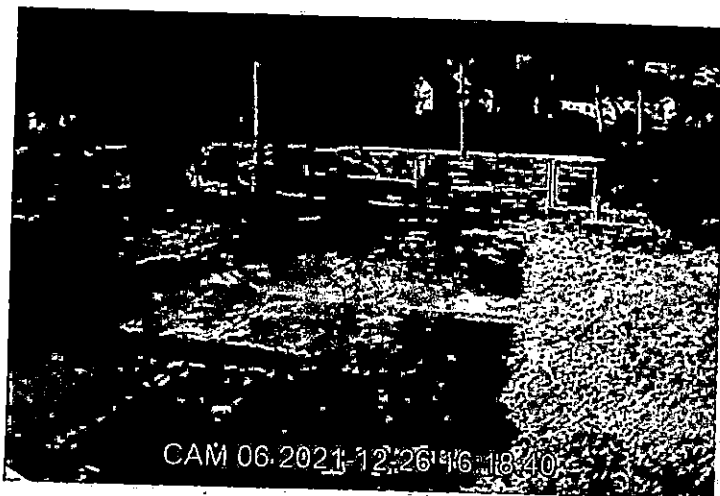
1. The process server is taking the mail back and left the premises. There is full video footage of the removal of the paperwork.



1. 12/16/2021 process server sitting outside the gate for 3 hours and going door to door to my neighbors asking questions about when I would be home and what time do I usually get home unannounced.
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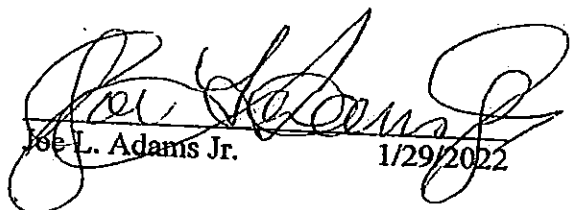
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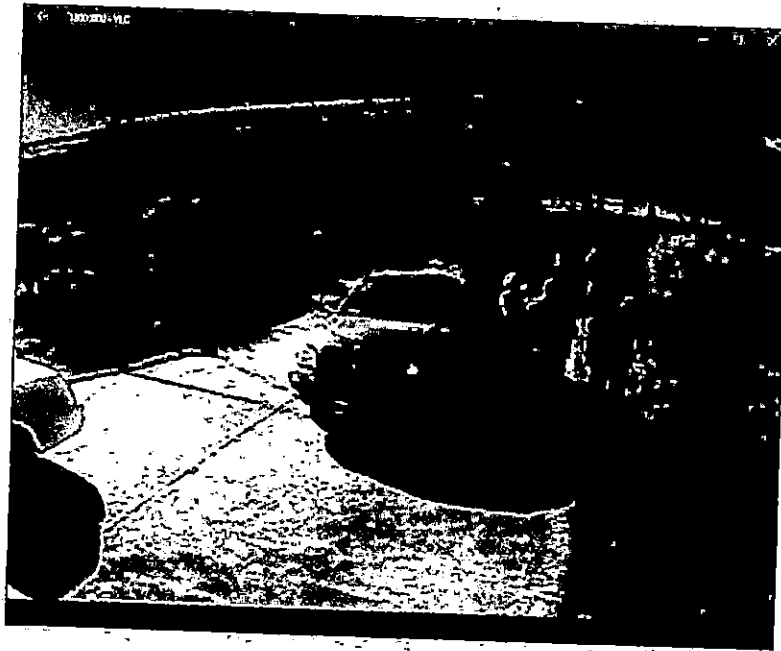
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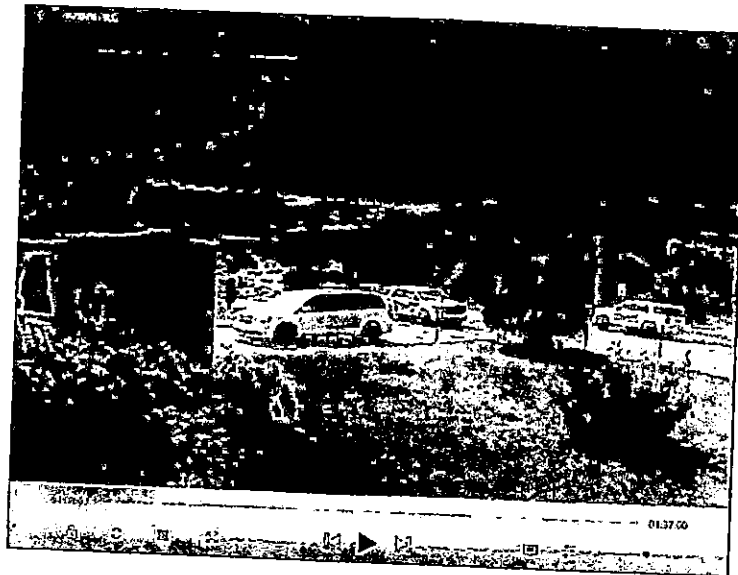
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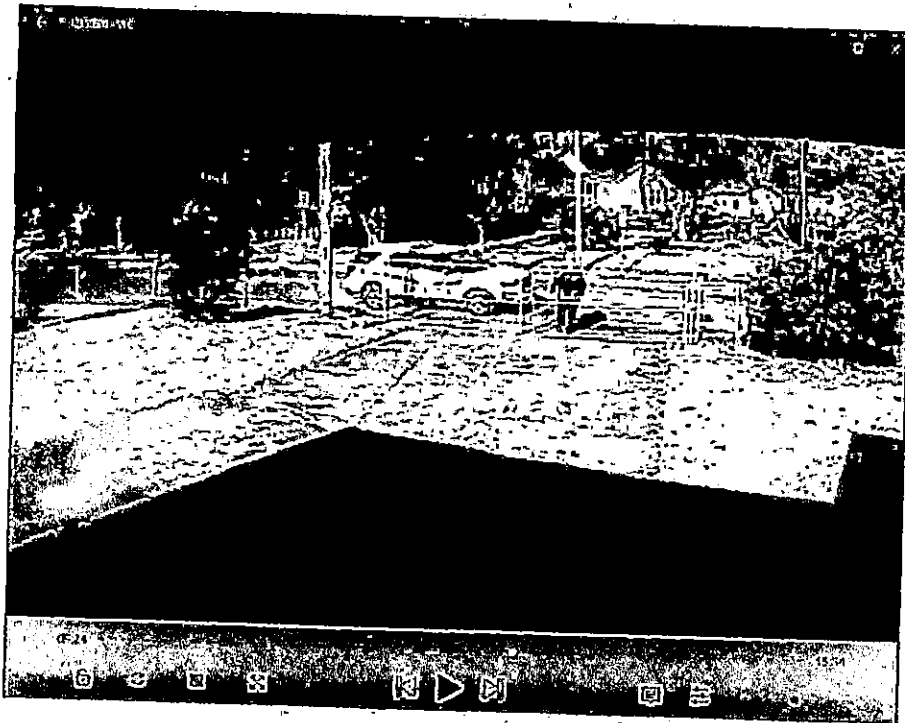
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P.318

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P.319

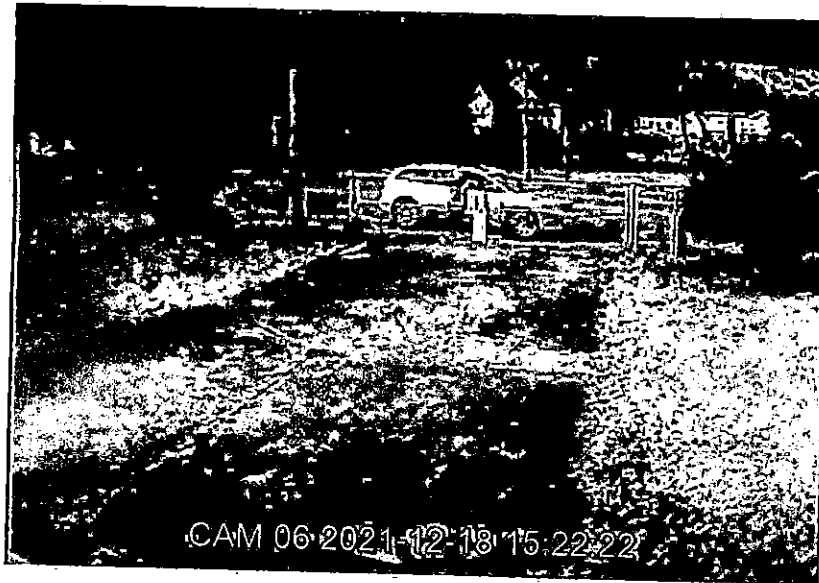
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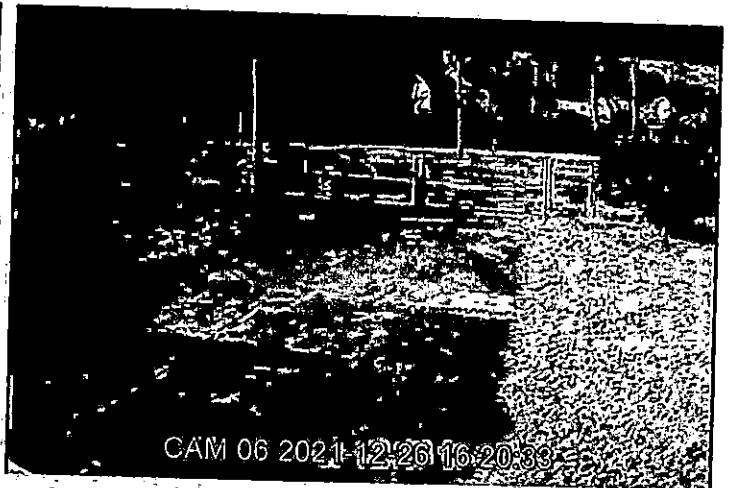
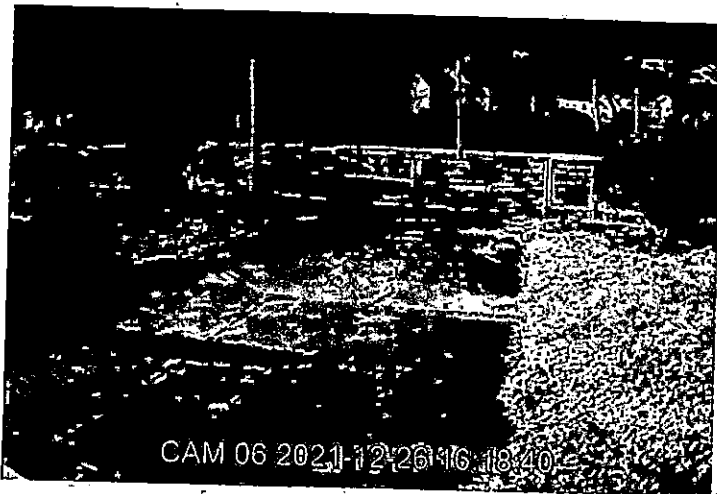
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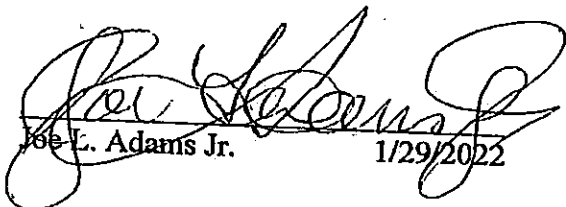

Joe L. Adams Jr. 1/29/2022

EXHIBIT XVII

Appellant Opposition to Hearing Feb 2, 2021

Circuit File

8.323

STATE OF SOUTH CAROLINA

COUNTY OF

IN THE COURT OF COMMON PLEAS

☐ Plaintiff Joe L. Adams Jr

v.

☐ Defendant Betty Ogbunike

CASE NO.
2021-CP-46-02764

MOTION AND ORDER INFORMATION
FORM AND COVER SHEET

Plaintiff's Attorney: <u>Rose</u> Bar No. <u>7</u> Address: <u>221 Ogden Rd</u> <u>Rock Hill SC 29730</u> phone: <u>858-848-7311</u> fax: e-mail: other:		Defendant's Attorney: <u>Cyrus Corbett</u> Bar No. <u>Cyrus Corbett</u> Address: <u>P.O. Box 608</u> <u>Chester SC 29706</u> phone: <u>803-209-5635</u> fax: e-mail: other:	
☒ MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III) ☐ FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III) ☐ PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)			
SECTION I: Hearing Information			
Nature of Motion: <u>Opposition</u>			
Estimated Time Needed: Court Reporter Needed: ☒ YES / ☐ NO			
SECTION II: Motion/Order Type			
☒ Written motion attached ☐ Form Motion/Order			
I hereby move for relief or action by the court as set forth in the attached proposed order.			
Signature of Attorney for ☐ Plaintiff / ☐ Defendant		Date submitted <u>2-28-2022</u>	
SECTION III: Motion Fee			
☐ PAID - AMOUNT: ☐ EXEMPT: ☐ Rule to Show Cause in Child or Spousal Support (check reason) ☐ Domestic Abuse or Abuse and Neglect ☐ Indigent Status ☐ State Agency v. Indigent Party ☐ Sexually Violent Predator Act ☐ Post-Conviction Relief ☐ Motion for Stay in Bankruptcy ☐ Motion for Publication ☐ Motion for Execution (Rule 69, SCRCP) ☐ Proposed order submitted at request of the court; or, reduced to writing from motion made in open court per judge's instructions Name of Court Reporter: ☐ Other:			
JUDGE'S SECTION			
☐ Motion Fee to be paid upon filing of the attached order. ☐ Other:		JUDGE	
		CODE: Date:	
CLERK'S VERIFICATION			
Collected by: <u>D. Hawkins</u>		Date Filed:	
☒ MOTION FEE COLLECTED: <u>\$25.00</u>			
☐ CONTESTED - AMOUNT DUE:			

STATE OF SOUTH CAROLINA
COUNTY OF YORK
SIXTEENTH JUDICIAL CIRCUIT

FILED-RECEIVED
2022 FEB 28 PM 1:00
DAVID H. HALL
C.C.P. & C.C.
YORK COUNTY

Joe Louis Adams Jr.

Applicant/Plaintiff

In The Court of Common Pleas
IN THE PROBATE COURT

Case No.: 2021-CP-46027464

Betty Ogbuneke,

Respondent/Defendant

Motion &
Opposition

to

Hearing February 1, 2022

Opposition to Order

Request for New Hearing with Formal
Probate and not "Informal Probate"

IN THE MATTER OF:

Joe Louis Adams Sr.

To the Probate Court of York County,

The Plaintiff submits this opposition to the order and to the hearing held on February 1, 2022. The plaintiff has received a copy of the proposed Order to Dismiss the Appeal EXHIBIT I. The plaintiff is in disagreement with the order and the way the hearing was handled. The plaintiff writes this letter to ask the court to throw out the case and rehear the case to allow all the documents to be filed correctly. Prior to the hearing the plaintiff ask the court for more time to be able to get an attorney to help him with the hearing and preparing documents for response to the defendant. The plaintiff was not served by the defendant until January of 2022 and was not aware of the motion content. The plaintiff has opposition to the hearing due to several reasons.

1. Plaintiff contends that the probate was done in the wrong court in the wrong forum as the value of the estate exceeds \$300,000.00 and should have been handled with a Formal probate instead of informal probate.
 - a. Plaintiff contends that the value of the estate exceeds what is listed as for formal probate and the estate should have gone through Formal Probate instead of Informal.
2. Plaintiff contends that several facts were misrepresented during the first hearing and that the full case should be sent back to the beginning and conducted with a formal probate so all the information would be discussed and none of the plaintiff's evidence would be suppressed and the plaintiff would get a chance to testify on his own behalf.

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copy

3. Plaintiff contends that during the trial on February 1, 2022 that judge McKinnon was not prepared for the hearing and was not aware of all the exhibits that were online submitted as proof of the plaintiff's claim.
 - a. Plaintiff contends that the same problem with the first hearing was evident in the second hearing as the judge did not review the case prior to the hearing.
 - b. Plaintiff contends that in the first hearing his evidence was ignored and in the second hearing the evidence was also ignored and not recognized.
 - i. Plaintiff feels that if the judge had taken any time to read the data or look at all the submissions of evidence that he would have seen the plaintiff had credible documents.
4. Plaintiff contends that during the trial Judge McKinnon ask the plaintiff to state an issue that would be heard on appeal and the plaintiff did tell the judge that he was "never given a chance to testify" or "show his evidence" to Judge Woodruff the probate judge at the time.
5. Plaintiff contends that during the hearing with Judge Woodruff that the plaintiff was not given any opportunity to present his information due to the Judge stating in the beginning of the hearing that:
 - a. The plaintiff was appearing pro se and that he needed to be careful because it was tricky.
 - b. The plaintiff was to call witnesses before anything else because at that time she was taking him as the attorney and not the plaintiff.
 - i. The plaintiff called 2 witnesses and ask questions but was constantly stopped by the judge as she would say that the plaintiff needed to wait till another part of the hearing to ask those questions or that the plaintiff questions need to be ask a different way.
 - ii. The plaintiff directly after that portion of the hearing was told by the judge that the defense attorney was asking her to rule on from the bench.
 - iii. The plaintiff ask at that time.. "What does that mean" and the judge agreed to rule from the bench and did.
6. Plaintiff was never given a chance to read the letter he wrote to the court of his objections and reasons for not wanting the personal representative.
7. Plaintiff was never given any opportunity to testify on his own behalf and show his proof to the court due to the defense requesting the judge to rule from the bench.

During the hearing on February 1, 2022. The Judge McKinnon came into court and did not have a copy of the latest pleading from the plaintiff and had not seen any of the exhibits that accompanied the original appeal as they were online and available. During the hearing the judge stated that he had "never heard of an appeal of a probate case" directly to the defense attorney. The plaintiff is requesting that because the

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judge had never tried a case from probate that he would consider rehearing this case after reading over the case file and not just accept the previous judges order as nothing is wrong.. There was something wrong and when the plaintiff spoke with the judge she was not sure if she had heard any testimony or not.. The plaintiff ask again for this case to be reconsidered and that the case be heard again so the plaintiff will have a fair chance..

The plaintiff did submit a complaint to the court that the defendant had not sent the documentation for the Motion to Dismiss to the plaintiff.

1. The plaintiff was not served the "Motion to Dismiss" documents until January after writing the letter to the court regarding never being served but these documents were never reviewed by the judge prior to the hearing.
2. During the trial Judge McKinnon stated that the letter that the plaintiff wrote was late and he did not read it.. He stated that it was supposed to be received 45 days or so after the motion to dismiss was entered.
 - a. The plaintiff had never received the letter as the defendant never sent a copy of the letter until January and the plaintiff responded.
 - b. The letter was not late after it was received in January and the plaintiff could see what the complaint was.
 - c. The letter had 2 other letters and case numbers on the letter, but the plaintiff did write a rebuttal to the motion but the judge did not read it prior to the hearing because he ask the plaintiff for a copy.
3. Plaintiff states that Judge McKinnon may not have had time to review the case due to the problems during the case that were never resolved as in the lack of testimony from the plaintiff..
 - a. The defense based the motion to dismiss on statutes that were stated during the trial, but because Judge McKinnon was not familiar with the case he had to look up the statutes during the trial and took quite a bit of time but found them.
 - i. Plaintiff contends that the judge was not ready for the trial and that maybe had he read the Pleadings from the plaintiff and saw the evidence submitted in the last pleading prior to the beginning of court, he may have had a totally different outlook on the case.
 - ii. Plaintiff gave the judge a copy of the plaintiff's rebuttal at his request during the court hearing but he did not read.
4. The judge during the trial ask the plaintiff if he could state any issue that he could base the appeal on and the plaintiff stated that he had been denied a testimony and submission of evidence at the original hearing with Judge Woodruff.

- a. Judge McKinnon stated did not have a copy of the original order at that time and got one from the defendant as I remember..
 - i. The defendant stated that "he called witnesses at the hearing" and the judge automatically stated that he would "go by the order that the previous judge had written" and never gave any second thought to the pro se status of the plaintiff.
 1. The pro se status of the plaintiff is the reason Judge Woodruff forgot to go back and take the testimony.
 - a. Judge Woodruff allowed the plaintiff to call a witness prior to taking the testimony because she stated that the plaintiff was both attorney and plaintiff so she allowed the attorney part to ask questions and call a witness..
 - i. The problem came in when after asking the questions she accepted the defendants motion to rule and never allowed the plaintiff another chance to speak at the trial as it was over.
 - ii. The plaintiff ask several times what was happening but it was over and the plaintiff took his evidence and started to complain that he never got to read his letter and never got a chance to testify on his own behalf.
 2. Judge Woodruff did not allow the testimony or the submission of the evidence from the plaintiff so the error was carried on to the next court level and the same thing happened again.. Because the appeal judge McKinnon just accepted judge Woodruffs ruling the error was again carried on to the second order and never corrected as the plaintiff has still not had a chance to present any evidence or submit his testimony using the evidence that has been available online to Judge McKinnon for more than 3 months online..
 3. During the trial all the plaintiffs evidence was again suppressed.
 5. Plaintiff complains that this is the second time all of his evidence was ignored and not reviewed by the judge.
 6. Plaintiff has had the evidence to support the first appeal submission online since the appeal was submitted and none of the evidence was reviewed during the case as if it did not exist..
 7. Plaintiff contends that all the evidence was available but the judge may not have had time to review the documentation online or for some reason did not see the EXHIBITS.

- a. Plaintiff contends that during the court hearing that the judge went online and downloaded a copy of one of the documents.
8. Plaintiff contends that during the court hearing that the judge held up the original complaint by the plaintiff and ask "is this it?" asking if the written document was all of the submission for the appeal..
 - a. Plaintiff contends that at that moment is when he realized the judge was unfamiliar with all the parts of the complaint.
 - b. Plaintiff contends that if the judge had taken time to review the case there would have been am much more favorable outcome as none of the evidence and additional pleadings were reviewed prior to the hearing prior to the case.
9. Plaintiff believes that the case is mishandled as the value of the estate is well over 200,000.00 and there should have been a jury trial instead of a informal probate proceeding.
10. Plaintiff request that the court throw out the case and send it back through again and all the documentation be resubmitted.
 - a. Plaintiff contends that by the defendant not serving the plaintiff for more than 3 months that the plaintiff had no way of knowing what the motion to dismiss was until the defendant sent the copy to the plaintiff regular mail.
11. Plaintiff request that Judge McKinnon review and dismiss the whole case so everyone has a fair chance.
12. Plaintiff contends that the defendant has not had to show any proof of anything and has not had to present any type of testimony other than the one at the original Hearing.
 - a. Plaintiff contends that during the hearing that the defendant lied in her statements and that there is a transcript available that will prove the plaintiffs position.
13. Plaintiff contends that he has the transcript of the case and offered the transcript to Judge McKinnon but he did not accept the transcript and decided to just take the judges word for it when if the judge did not realize she made a mistake the mistake carries over to all the proceedings.
 - a. Plaintiff ask that Judge McKinnon review the transcript of the case so he can see that the plaintiff is not lying.
 - b. Plaintiff contends that he submitted testimony to the court regarding the lack of service of the documents from the defendant.
 - i. Plaintiff contends that this is not the first time the defendant did not serve the plaintiff but the second time.
 - ii. Plaintiff contends that the defendant never did serve the plaintiff in the onset of the complaint until the plaintiff wrote to the court regarding never seeing the complaint then the defendant sent the process server to serve the paperwork.

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14. Plaintiff contends that the defendant has violated the judges order already 2 times before the appeal hearing could be heard.
15. Plaintiff contends that none of the problems have been properly acknowledged and that the thought that the judge had never seen a probate appeal is concerning as there were so many problems with the appeal and process that the plaintiff is asking for the case to be recused and sent back to probate court but this time with a full trial and not a informal probate proceeding.
16. Plaintiff contends that the informal probate was wrong and that the estate value to too high for informal probate and ask the court to throw this case out and allow it to be heard by a jury and trial.

In Conclusion

Plaintiff would like to submit this pleading in opposition to the order that is being prepared by the defendant as it is misleading in its composition. The written order states that "the plaintiff failed to claim an issue that could be properly heard on appeal" which was incorrect. The plaintiff did submit many issues that could be heard on appeal but because the judge never read the complaint and saw the evidence the proof was never properly acknowledged by the court and subsequently ignored. The judge during the trial through his own words was not familiar with the content of the appeal as he ask "is this all there is" regarding the appeal when online as he searched for the original appeal there were 13 other exhibits and testimonial pleadings and evidence that were never acknowledged or presented. The plaintiff ask the judge why he dismissed the case.. he said "because you didn't follow court rules" and he did not say because you don't have a case as the defendant included into the preparation of the statements in the "Order Dismissing Appeal".

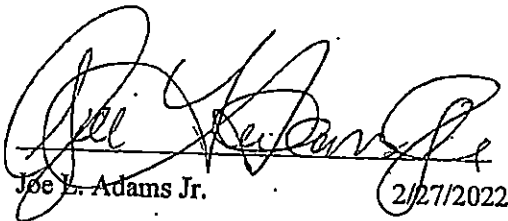
The defendant states twice that the plaintiff did not state an issue that could be appealed but that is not true. The plaintiff ask the judge why was he dismissing the case and he said "because the plaintiff did not follow court procedure" and that was the full statement. In that statement that statement he did not state that the plaintiff didn't have a issue that could be appealed as the plaintiff had repeatedly stated because he never got a chance to testify or show his evidence.. The plaintiff contends that he is being severely prejudiced by the court system for being pro se. The plaintiff has repeatedly ask the court for permission to Efile and would have gotten the motions as soon as they were submitted. The plaintiff ask that the court examine that the plaintiff was not served until January not in November as the defendant would have the court believe as he submitted the motion online but never mailed the information to the plaintiff until January of the next year a short while before the trial. The plaintiff tried to get an attorney to help but was not able to get the needed extension that he needed for the payment to get the representation. The plaintiff was denied the extension by another judge and not Judge McKinnon who the clerk describes as the "New judge".

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If the judge is indeed a new judge it will explain a lot, but causes concern to the plaintiff as he feels that he was prejudiced a second time because the full appeal was based on the fact that he never got to show his evidence in court and was never allowed to testify and present his case before judge Woodruff because she ruled from the bench cutting off the opportunity.. Since there was a present emergency with the defendant the plaintiff was forced to appeal the discission immediately due to the defendant bringing cameras and police officers to his residence unannounced causing tremendous disruption. The plaintiff has supplied security footage, letters from city hall, testimony from neighbors, and many other submissions but all have been suppressed through the whole proceeding from the beginning.

The plaintiff is asking for a fair trial with a jury so a jury of his peers will be able to see the story and hear all that has happened and make a decision on the case so everyone is fairly treated and no one is denied their rights. The plaintiff ask that Judge McKinnon please review this case again prior to signing this order and please order this case to go back to probate so all the evidence and testimonies can be heard. The plaintiff also submits a copy of the proposed order for the judge to review. The plaintiff opposes that order as it is written as there was not a fair trial and the plaintiff did submit an issue that could be properly heard on appeal.. This was an untrue statement. The plaintiff is seeking justice and a fair trial.

Sincerely,


Joe L. Adams Jr. 2/27/2022

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Joe L. Adams Jr.
721 Ogden Rd
Rock Hill SC 29730
858-848-7311

Oct 26, 2023

VIA: US Mail

William Cyrus Corbett
813 Davis Drive
Chester, SC 29706

RECEIVED

OCT 30 2023
SC Court of Appeals

Re: 2nd Proof of Service *Appellate Case 2022-00357*

Dear Mr. Corbett,

Please find the "Motion to Seal" and "Motion to Disqualify" and "Record On Appeal". I have filed these documents with the Appeals Court. I am sending you a hard copy of the documents to be sure that you have all the correspondence and not take the chance with the drives.. Please accept this service and please send acknowledgement of your receipt.

Sincerely,



Joe L. Adams Jr.
10/26/2023



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