

Supreme Court of South Carolina

B O A

Appellee

vs

Wesley Edward Smith, III Appellant

WESLEY EDWARD SMITH III NOTICE OF APPEAL COURT OF APPEALS CASE 2023-001498 dated 27 November 2023 TO STATE OF SOUTH CAROLINA SUPREME COURT PURSAUNT RULE 242(b)

I, Wesley Edward Smith III as in compliance with South Carolina Rules of Appellant Procedures rule 242, move to have this Authority of the Supreme Court to review, the Ordered Case under 2023-001498 dated 27 November 2023, contesting legal sufficiency and judicial incompleteness as Ordered by rule of law, of prior lower court Order involving parties B O A N A al vs Florence S Bennett and if Florence S. Bennett be deceased then any children and heirs at law to the estate of Florence S Bennett, distributes and devises at law to be Estate of Florence S. Bennett, and if any of the same be dead any and all persons unknown claiming any right, title, interest or lien upon the real estates described in the complaint herein, Any unknown adults, any unknown infants or persons under a disability being a class service of the United States of America being a class designated as Richard Roe, Wesley Edward Smith III Stephanie J. Smith DEFENDANTS

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As Wesley Edward Smith III is the APPELLANT, (as enclosure prior Orders submitted, finalized with prejudices, that may have adversely affected this court initial ruling under the rule of law) as herein on appeal from the State appeals court verdict of the Ninth Judicial Circuit Courts final Judgment of 1) Case 2022-CP-10-02468 and, retrospectively reviewing a prejudicial Case assigned number 2003-CP-10-4751 upon viewing dismissal of my, Wesley Edward Smith III substantive and procedural constitutional due processing rights to both object timely or timely appeal that lower court action correctly absent factors which prevented such as follows:

- 1) Where the is a question of novel (novel alleged meaning State employee expression by written Orders in comparison to the rule of law Novated Orders) as question of not adhering to rule of law Novel Order under S C Civ Pro Rule 56(c) incomplete final Judgment assessed infer failure
- 2) Where the is a question of novel (novel alleged meaning State employee expression by written Orders in comparison to the rule of law Novel Orders) as question of not adhering to rule of law Novel Order compliance to be followed according to the S C Civ Pro Rule 41(c) failure, AND
- 3) Where substantial constitutional requirements are directly affected such service

2. Pursuant rule 41 of the South Carolina Rule of Civil Procedures overlooked in order, no notice were sent to this Wesley Edward Smith III which I object for not being informed properly, NOR

by any third party informing me of being sanctioned or held in contempt of court or for conspiracy to defraud employees in the court system, by being held criminally or civilly liable under S C R Civ Pro 16-36-10 et seg / rule 11, for failure to comply with the absent Orders. The State of South Carolina did not warn this Wesley Edward Smith III sending proof of service by service of process according to Wright v Arizona (1985), or the requirement of third parties who intruded into private matters, had a duty to submit also by certified mailing proof of inviting Wesley Edward Smith III, be service of all documents and motion relied upon at the trials prior objecting to the deceptive waiver of right to property and right governing due process from orders 2022-CP-10-0268 and retrospectively [2003-CP-10-4751] as dismissed with prejudice may have adversely affected this court first determination absent this recent discoveries, by Wesley Edward Smith, III

3. Neither did the State of Sort Carolina or representing neutral party conformed to the novel rule of law Order as well.

4. FURTHERMORE under rule 56b finding regarding procedural indirectness or incomplete judgmental Order by these lower courts, is according case law, as there were several issue overlooked but were omitted from the employer internal private criminal trials and accusations, to point out without impeding YOUR investigation, such as: Contesting the Private Employment handbook policy which conflict with the State Constitution and the State officers failure to admit absolutely duty to report per the A D R (Alternative Dispute Resolution to inform if ethical issues may exist for other employees/employer relationship financial shares, not occurring and thirdly, State attorney are intruding as business persons , after this employee, Wesley Edward Smith III had been legally harmed by the employer, as Public Official intervenes without the following court introductory requirements such as:

- No Summons was issued or served. Violates rule of law 4 pursuant
- No Complaint was issued nor served violated rule 5
- No Criminal Bench Warrant was issued or served. Violated rule of law Local rule 3 for the selected choosing of venue as was chosen,
- No Compliance with Disclosure and discovery under pursuant local rule 26.01 26.02, 26.03 26.04 26.05 (etc etc), was not shown compliances ADR (prior to termination unlawfully and illegal detaining or persons and properties) by violating such important Failure of duty of Absolute Disclosure of Private and public Attorney involvement and intent in business relations,
- failure to comply with the rule of law regarding discovery and the full disclosure of all evidence relied upon a the trial of adjudication, so there would be not surpriae to the Non moving party and
- for failure to intruder s public intervening Officials failures to follow novel State Order rule 41 et seg, and submit all required documents, such as motion picture, videos, pictures, diaries, etc etc) in motion of Claims as discovery disclosures required of both parties

5. **Relief sought pursuant rule S C R A P 242 (b)** affording considerations Governing rule under the courts law, review by “sound judicial discretion” strict compliance with South Carolina Rules of Appellant Procedures rule 242(b), move for relief in suit in equity, return of properties, and for reversal an demand by this Authority of the Supreme Court recommendation upon analytical review, denoting such Orders of Case under 2023-001498 dated 27 November 2023, contesting legal sufficiency and judicial incompleteness

WHEREAS I, Wesley Edward Smith III as in compliance with South Carolina Rules of Appellant Procedures

S C R A P rule 242(b) move to have this Authority of the Supreme Court to review, the Ordered Case under 2023-001498 dated 27 November 2023, proof oby written assurance that the third party defendants Sarah Oliver Leonard Esq .Ashely.Zarret Stanley .Esq, Kenneth Gregory Wooton. Esq et al et al, Addressed as listed below, to this prior action, requires proof that the listed ad compiled with standard of the A D R (Alternative Dispute Resolution) requires, before litigating and settlement agreements, by the adversely affected party, by interference to the employee/employers relationship contract that exist under S C Code 41-1-110 Right to Work nd S C Code 41-7-10 Right of receiving Pay Owed, had the Absolute duty to inform employee of any possible conflicts of interest for with ethics and theft for prior employment terminations were not perfected nor properly submitted, for the employers failure to state any claims for items (1-7) respectively according to rule 12(b)(1-7), as document were used for adjudication and termination of employee/employer relation building contract, to correct any internal matter before the public consumption of missed information not being reported at the prior State Officers private hearings or the as required from the its Chief Tribunal Officer trials.

WHEREAS this action is sought as required pursuant S C R A P e rule 242(b), for the considerations Governing review, seeking an unbiased assessment of the facts, for this Supreme Court reviewing according to a “sound judicial discretion”, and respectfully granted where there are special and important reason. As according the rule of law suit in equity pursuant rule S C R A P 242(b).

PROOF OF SERVICE

I. Wesley Edward Smith III. certify that on November 30, 2023, sent Notice and Motion to Appeal Judgment dated 27 November 2023 (attached) of the Honorable Catherine Harrison, Deputy of State of South Carolina Court of Appels for Columbia, South Carolina Division, was sent by First Class Mail via United States Mail to the listed as follows (not exhausted)

PUBLIC OFFICIALS IN PRIOR ACTION AS REPRESNETIVES FOR THE STATE
parties listed in this action to the following:

TO: Supreme Court of South Carolina	TO: State of South Carolina Court of Appels
P. O . Box 11330	1220 Senate Street
Columbia, S C 29211	Columbia, South Carolina 29211

Sarah Oliver Leonard Esq
P. O Box 8237
Charleston, S C 29402

Ashely Zarret Stanley Esq
P. O Box 8237
Charleston, S C 29402

Kenneth Gregory Wooton. Esq
P. O Box 8237
Charleston, S C 29402

Law of ROSEN ROSEN, AND HAGOOD
(Attn: Mr Daniel Blanchard)
151 Meeting Street Suit 400
Charleston S C 29401

Ninth Judicial Circuit Court for Charleston
County (Attn: Honorable Doyet A Early
100 Broad Street
Charleston S C 29401

Ninth Judicial Circuit Court for Charleston
County (Attn: Honorable Rembert Dennis)
100 Broad Street
Charleston, S C 29401

CLOSING STATEMENT: PURSUANT RULE 83.VI.O1 CERTIFICATION

I, Wesley Edward Smith, III declare under the penalty of perjury that, No attorney has prepared, or assisted in the preparations of the attached Notice and Motions to appeal and reconsider dismissal under rule 41 (c) as frivolous and A D R notice to advised adverse party as settlements required prior to litigation, which cause of action as inferred under rule 56 genuine issues remains, a perceived Anti-Constitutional animus and national origin bias by a dominating power hungry group in violation of S C Code 1-13-80 et al while third party is acting under the color of State law, depriving of cionstititnal right due to animus, as prejudicial Order were finalized, and speculated premature judgments, herein seeking reversal for failing to compel with disclosure and discovery of facts and not other third party he say or her say heresy.

DISCLAIMED

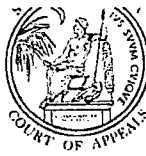
Do to my unexpected unemployment's, I, Wesley Edward Smith III DO NOT have any phone services at this time, but upon further notice will keep YOU updated with corresponding emails. Thanking YOU in advance!

ALSO PLEASE CONFER BY USING THIS FOR A D R EMAIL: wsmittvd4@gmail.com
or the required Certified mail correspondence's for settlement or other written arrangements

Executed on: November 30. 2023



Wesley Edward Smith III
P O Box 294
Moncks Corner, South Carolina 29461
EMAIL: wsmittvd4@gmail.com



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

CATHERINE S. HARRISON
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
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COLUMBIA, SOUTH CAROLINA 29201
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November 27, 2023

Wesley Edward Smith, III
PO Box 294
Moncks Corner SC 29461

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Re: BOA v. Wesley E. Smith III
Appellate Case No. 2023-001498

Dear Mr. Smith:

The Court is in receipt of your correspondence received on November 20, 2023 and November 22, 2023, respectively. The remittitur was sent on November 15, 2023 which effectively ended the Court of Appeals' jurisdiction in this appeal. No action will be taken on your correspondence.

Very truly yours,

Catherine Harrison, deputy

CLERK

cc: Sarah Oliver Leonard, Esquire
Ashley Zarrett Stanley, Esquire
Kenneth Gregory Wooten, III, Esquire

WESLEY EDWARD SMITH
P.O. Box 294
Moncks Corner S.C. 29461

Retail



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SOUTH CAROLINA COURT OF APPEALS
(ATTN: CLERK OF COURT)
220 SENATE STREET
COLUMBIA S.C. 29211

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