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Jan 04 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA
COUNTY OF GREENVILLE

IN THE COURT OF APPEALS
CASE # 2023-001553

U.S. Bank Trust National Association, Not in its Individual Capacity but Solely as Trustee for
RCF 2 Acquisition Trust c/o U.S. Bank
Trust National Association, RESPONDENTS

vs.

Shelton A Kirksey; Tundalia Kirksey; The United States of America Acting by and Through Its
Agency the Secretary of Housing and Urban Development;
Savannah Pointe Homeowners Association, Inc.,
Defendants,
Of whom Shelton A Kirksey is the Appellant

**APPELLANT(s) MOTION TO VACATE APPELLATE COURT & WITH RECOMMENDATION &
STIPULATION**

COMES NOW, Defendant(s) Motion to vacate this respected Court of Appeal. Defendants are without combat and ill intent towards the State of South Carolina and its' Actors. Defendant(s) request the Case Caption to be closed with prejudice by good faith and good cause. It has come to the conclusion with well evidence, that the Actors in the Lower Courts/Municipalities have used their delegated powers(them with firearms capable of taking life) to issue and cause harm to the Kirksey Family. The Kirksey Family will like to be heard appropriately and without duress and coercion by Public Officials but the past Month has made it evident that no regard or compassion will be heard nor taken.

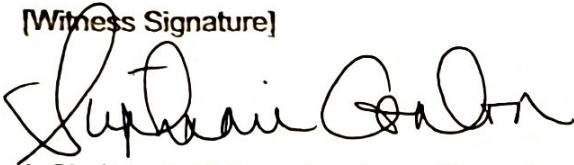
TO, move this respected Court to issue out the Kirksey's interest of the Surplus which was mentioned in the Testimonial Transcripts around and about that 27th-28th day of September year 2023, for there are no more parties of interest evident. The Kirksey Family now puts forth this Recommendation and Stipulation in good faith with good cause.

IT IS HEREBY RECOMMENDED & STIPULATED, that this Case be Closed with Prejudice under good faith and cause. Also that the Surplus evident by the Master of Equity Judge Charles B. Simmons JR., that certain and verified Report; Taxation of Costs Statement of Receipts Disbursements be issued to the Kirksey family upon demand of Shelton A. Kirksey(this is said under peace and no ill intent), that to be issued by hand and not mailed for there is no mailing address for the Kirksey Family. The 45 days to claim Surplus is over being the Report was reported on Oct 23, 2023 with the Kirksey Family first to Claim.(this is said respectfully).

TO END, the Kirkseys only prescribes peace and peace unmovable. May the Court of Appeal and the Lower Court see that all are with said property, all are with dues and well, but the Kirksey Family are the only parties that are damaged and without their Surplus thru all of this. The Kirkseys ask with demand that all be done this week, so we might be well and with compensation, that is the Kirksey Family.

SO RESPECTFULLY SUBMITTED this 4th of January , 2024, AD

/s/
[Witness Signature]



I, Shelton A. Kirksey, hereby certify under penalty of perjury that a true copy of this Legal Document has been sent via USPS mailing with services to all Officials and their representatives address that are displayed on their official website.

/s/
by Shelton A.: Family of Kirksey
SHELTON A. & TUNDALIA R. KIRKSEY
c/o Mr. Shelton A. Kirksey, Principal Executor
NO ADDRESS
all rights reserved

Notary Acknowledgement (Must be completed by Notary)

State of South Carolina County of Greenville Subscribed, Sworn and
acknowledged before me by Shelton A. Kirksey, the Principal, and
subscribed and sworn to before me by Stephane Carlton, witness, this
4th day of January 2024.

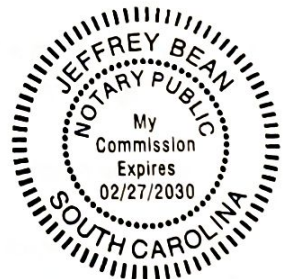
 Notary Signature

Notary Public Jeffrey Bean

In and for the County of Greenville State of
South Carolina

My commission expires: 02/27/2030

Seal



CC: South Carolina Office of the Attorney General ;
South Carolina Office of the Secretary of State ;
Attorney's last known for US BANK being ROBERTSON, ANSCHITZ, SCHNEID, & CRANE