

RECEIVED

Jan 16 2024

SC Court of Appeals

CERTIFICATE OF SERVICE

SHELTON A. & TUNDALIA R. KIRKSEY
c/o Mr. Shelton A. Kirksey, Principal Executor
120 RARTIANT CT SIMPSONVILLE SC 29681

Certificate of Service

I, Shelton A. Kirksey , hereby certify that on the th day of January 2024, I served the following document:

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

to the following parties in the matter.

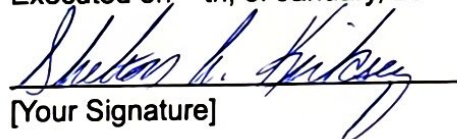
1. Greenville County Court 1086
% Clerk, Greenville County
305 E North Street
Greenville, South Carolina 29601

2. State of South Carolina Office of A.G 1079
% Alan Wilson, Attorney General
P.O BOX 11549
Columbia, South Carolina 29201

3. U.S BANK N.A 1130
% Robertson,Anschutz,Schneid,Crane & Partner, PLLC
110 Frederick Street, STE 200
Greenville, South Carolina 29607

Service was accomplished by depositing, electronic email, the article via USPS Certified mail. The date of service is evident by post marking of certified slip PS form 3800, and I declare under penalty of perjury under the laws of the State of South Carolina that the foregoing is true and correct.

Executed on th, of January, 2024 at Greenville, South Carolina.


[Your Signature]

by Shelton- Andra:Family of Kirksey
SHELTON A. & TUNDALIA R. KIRKSEY c/o Mr. Shelton A. Kirksey, Principal Executor
120 RARTIANT CT

SIMPSONVILLE SC 29681
all rights reserved

OFFICIAL NOTICE & ACCEPTANCE OF SAVANNAH POINTE HOME ASSCT. DEBT

SHELTON A. & TUNDALIA R. KIRKSEY
c/o Mr. Shelton A. Kirksey, Principal Executor
120 RARTIANT CT
SIMPSONVILLE SC [29681]

Clerk, GREENVILLE COUNTY
STATE OF SOUTH CAROLINA
US BANK N.A in c/o
Robertson, Anschutz, Schneid & Crane LLC

Re: Acceptance of Home Assct. Debt | Demand to Release Surplus

To Whom it may concern,

I, Shelton A. Kirksey, am writing this official Notice in demand of the Surplus entitled to me and my family. It has come to my attention on that certain day via Court Testimony Transcripts that the Kirksey family are entitled to said funds.

Also I am in congruent claim to Savannah Pointe Homeowners Association, Inc. for the amount according to their affidavit.

I, Shelton A. Kirksey would like to pick up funds directly from the Clerk of Court in Greenville county.

The 45 days have passed and there are no more creditors to make claim for the personnel has already sent out Notice being that Savannah Pointe Homeowners Association, Inc. answered and put forth claims via a verified affidavit.

Thank you for your business and immediate attention to this Official Notice/Legal Document.

RESPECTFULLY SUBMITTED, this th day of January year 2024.

Witness(es)

/s/

Print Name: Frances LumaX

Signature NON accommodating

Shelton A. Kirksey /s/
By: Shelton- Andra:Family of Kirksey
SHELTON A. & TUNDALIA R. KIRKSEY
c/o Mr. Shelton A. Kirksey, Principal Executor
120 RARTIANT CT
SIMPSONVILLE SC [29681]
+1 (864) 346-3306
akirksey42@gmail.com
all rights reserved

Notary Acknowledgement

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 Frances Zornoff, witness, this

15th day of January.

Serge Roman-Ains Notary Signature

Notary Public

In and for the County of Greenville

State of South Carolina

My commission expires: May 07 2027

Seal:

CC: Savannah Pointe Homeowners Association, Inc.

OFFICIAL NOTICE & ACCEPTANCE OF SAVANNAH POINTE HOME ASSCT. DEBT

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 WITH COMMENTARY**

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.

COMMENTARY, Appellant so sets forth His stance on motion to Vacate said venue. There will be no briefing made upon said Case Caption above. The Appellant wants this Case Closed, due to duress and coercion from the Lower Municipality. The Appellant after this communication will not be engaged nor participating in this respected venue due to the fact that Due Process is not practiced by/from the Lower Municipality and Appellant is in fear of His well being. Appellant demands this case be closed immediately despite South Carolina Rules and Procedures, the Appellant is without the protection of the State so therefore the Appellant is without its Rules and Procedures.

SO RESPECTFULLY SUBMITTED this 12th 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 S.C. County of Greenville Subscribed, Sworn and
acknowledged before me by Shelton Andra Kirksey, the Principal, and
subscribed and sworn to before me by B L DAVIS, witness, this
12th day of January 2024.
Dolores C. Walker Notary Signature
Notary Public

In and for the County of Greenville State of
South Carolina
My commission expires: 09-07-2027 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

ELECTRONICALLY FILED - 2023 Nov 17 9:37 AM - GREENVILLE - COMMON PLEAS - CASE#2022CP2302736

STATE OF SOUTH CAROLINA
COUNTY OF GREENVILLE

COURT OF COMMON PLEAS

REPORT
Taxation of Costs
Statement of Receipts
Disbursements

Oct '23

U.S. Bank National Association, etc.,
Plaintiff

Against
Shelton A Kirksey, et al,
Defendants

C.A.# 2022-CP-23-02736

Type of Case Referred: UD
Date of Hearing: 8/3/23
Type: Final

Attorney: Michael Nourie
Firm: Robertson, Anschutz, Schneid & Crane

Deposit Required (Reference S)	\$		Disb.	
(Deed \$800.00)				
Additional Day	\$	35.00	9/1/23	
Commission	\$	2500.00	10/18/23	
Deed (not incl. in Deposit)	\$			
Newspaper Advertisement	\$	623.70	10/18/23	
Ad# 10-02-2023 Lines 126 x 3				
TOTAL	\$			
Less Deposit Paid	\$	35.00		

Foreclosure Sale: Def waived
Def Demanded

Bid \$ 317,500.00
Bidder Slavik V. Dnepovenko
Deposit \$ 20,000.00 Date 10/12/23
Interest Due From Bidder: \$ 348.48 + \$ 25.00
(4.75%: \$ 38.72 x 9 days) due for

Compliance date 10/11/23
Amount Received \$ 287,873.48

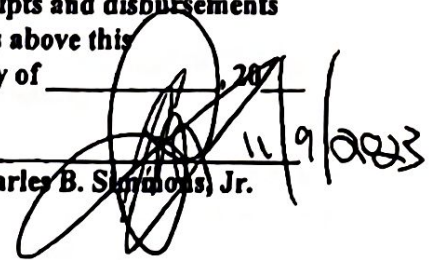
Judgment Debt per Order \$ 242,570.77

Amount Paid to Debt Due Plaintiff:
\$ 242,570.77

BALANCE DUE PAYABLE TO MASTER-IN-EQUITY S 3123.70
Paid from 3rd party funds
Received _____
Ck# _____ by _____

Other Costs to Be Paid Separately:
Court Reporter: Danette Hanks
Transcript Fee: \$ 32.50 Received: 8/ 03 /23 Check: 21897
Date Transcript filed with Clerk 8/30/23

Surplus Funds \$ 72,179.01

Costs, receipts and disbursements
adjusted as above this
_____ day of _____, 2023

Judge Charles B. Skirmous, Jr.