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JAN 22 2024

SC Court of Appeals

IN THE COURT OF APPEALS  
CASE # 2023-001553

STATE OF SOUTH CAROLINA  
COUNTY OF GREENVILLE

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

100860

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).

Shelton A. Kirksey  
634 NE Main St. P.O. Box 382  
Simpsonville, S.C. 29681



Retail



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SC Court of Appeals

S.C. Court of Appeals/Appellate Court  
C/O Patricia A. Howard  
1220 Senate St.  
Columbia, S.C. 29201

