

STATE OF SOUTH CAROLINA)	
COURT OF APPEALS)	IN THE COURT OF APPEALS
)	NINTH JUDICIAL CIRCUIT
JOE CLEMONS)	Case No. 2021-001183
Appellant,)	
vs.)	
)	
Peggy H. Pinnell Agency, Inc.; Peggy)	MOTION/PETITION FOR
H. Pinnell Insurance Agency, Inc.,)	REHEARING MY CASE
STATE FARM LIFE)	
INSURANCE COMPANY, (jointly)	
and severally liable),)	
Respondent.)	

RECEIVED
Mar 07 2024
SC Court of Appeals

I, Joe Clemons, the appellant received a letter on February 23, 2024 that was mailed on February 21, 2024 concerning a “decision of the Court” of case # 2021-001183. I’m Petitioning/Requesting for a Rehearing of my case because of the following reasons.

(1) On the second page of the letter that came of 2-21-2024 stated “Without all of the portions of the trial transcript that are relevant to the directed verdict ruling, this court is unable to review said ruling” I the appellant agrees whole heartedly and that is why and what I have been complaining about in all my briefs to the appeals court, court of administration, Chief Justice Donald W. Beatty, Judge Jenny A. Kitchings and even Judge Catherine S. Harrison (Chief Deputy Clerk) who signed and send this letter to me the appellant. I have even pointed out that not only the transcript have

been altered and prepared in such a crafty way that I could only refer to certain things that took place at trial, also I stated that in all my briefs and the second half of the transcript was not even sign and could not be accepted by this appellate court. I the appellant came up to Columbia to the court of appeals office told and showed it to Judge Jenny A. Kitchings the very same things I'm sending with this petition I'm writing now. Also, not only the respondent (lawyer) have been changing transcripts and Judges order in the lower courts hearings, but he have been changing my briefs, letters and the transcript that I the appellant have send in that even been stamp and recorded here at the court of appeals, casing point the second half of my trial transcript that I mention before that was not sign that was filed here at the appellate court, the respondent down loaded it and had it signed and then up loaded it back being signed and I the appellant showed those things to Judge Jenny A. Kitchings when I was at the court of appeals office. So please check with Judge Kitchings and Mr. Tyler Clark who was my case manager before he left. Changing transcripts, orders and paperwork must be the respondent lawyer M.O.

(2) The second thing that letter stated "this court is unable to review Clemons's sub-issues to those issues one because so few of the relevant transcript pages to those sub-issues were designated and provided in the record on appeal". Well as I have stated before, the respondent have been playing a very crafty game with the transcript and statements, in my sub-issues of this case as you have stated the respondent produce a "motion in limine" right before I the appellant was to call my first witness, that motion in limine block me and limited me to talking about one thing at trial and the one thing was forgery and who signed the document in question. Trans. Page 55, line 6-10 states "(Mr. Norris): Your Honor, may we argue our motion in limine before the jury comes in. (The Court:) Sure. Are there pre-trial motions? (Mr. Norris:) Yes. (The Court) Absolutely. (Mr. Norris) We filed a motion in limine". Respondent continue to explain to page 60, line 9-13 which states "The bottom line is that the fulcrum of his complaint is an allegation of forgery, and we're prepared to try that issues. But the rest of it is going to result in a very, very difficult trial". The reason I the appellant brings this up because in your letter you mention that "because few of the relevant transcript pages to those sub-issues were designated and provided in the record on appeal".

(3) The third thing that you mentioned states "As to Clemons's second issues, to the extent he argues Judge Bentley D. Price or Judge Roger M. Young Sr. erred in their March 9, June 14, or June 16, 2021 orders by denying him access to the audio

recordings of hearings before the circuit court”. This is a big mistake or error the appeals court or The Judge that is making these statements concerning what this case is about. If you would look at my Designation of Matter, Initial Brief, Record on Appeal, my Final Brief and Statement of Issues on Appeal, I the appellant consistently stated my complained, 1. “Whether, after Appellant made known to the court of his case to be decided by a jury, it was error for court to deny me the right to have the jury evaluate the evidence presented and render a verdict. 2. The second complaint was “Whether, in light of Appellant’s repeated and incessant claims that transcripts were altered or did not accurately reflect actual court proceedings, it was error, and thus detrimental to Appellant’s case, to proceed to trial without conducting a thorough review of the transcript audio upon my request”. In all the places and things I mention there is nothing and nowhere did I mention Judge Price or his ruling and I did mention Judge Roger Young but only the date of January 11, 2021 about the ruling and granting of my motions that the respondent change from granted to deny.

In my conclusion: The respondent has constantly and consistently altered documents made false statements and make good people compromises their integrity and damage their character. Judge McCoy errored by granting that Directed Verdict, because directed verdict is only used property when there are no controversial issues of facts, and it is crystal clear who have committed the crime. See documents attached.

I’M REQUESTING AND ASKING THAT YOU WILL PLEASE CONSIDER AN INTERLOCOTORY, DIRECT AND CIRCUMSTANTIAL EVIDENCE DOES NOT NEED ANY AUTHORITIES.

I will submit the \$50.00 filing fee to accompany this request.

Thank you for your consideration.

By: s/Joe Clemons, Pro Se

E-Mail: clemonswelding1@gmail.com

2202 Addidas Street

Eutawville, South Carolina 29048

(843) 753-7007

To: South Carolina Court Administration

**Tonnya K. Kohn
State Court Administrator**

**1220 Senate Street, Suite
Columbia, South Carolina**

**29201-
3739**

Telephone: (803) 734-1800

Fax: (803) 734-1821

March 2, 2022

From: Joe Clemons

2202 Addidas St.

Eutawville, SC 29048

To: Mrs. Tonnya Kohn, I want to thank you for giving me the privilege and opportunity to even write this letter, wherein I can ask you to please allow me to listen to the audio recording of my hearings that I had on 11-30-2020 and 1-11-2021 with Judge Goodstein and Judge Young. Mrs. Kohn, you know that you and your staff have been listing to me for over a year now, telling you how important it is for me to have an opportunity to listen to those two audio recordings, and why I need to listen to them. Well, I still thank you for allowing me to listen, to a part of the audio recording of the jury trial on 8-23&24-2021, which you had a lot of rules for me to abide by (and

the timing was not good) in order to listen to it, but still I thank you. But now, I need you to please allow me to listen to the other two, which will take just a fraction of the time that it took to listen to the other one. They are only 30 minutes or less each, but what is in these recording, can put my live back together and help keep this system, and this department operating the way it was designed. Mrs. Kohn, you always state that you and your department is neutral and have no reason or purpose to not do your job, according to your words.

Conclusion: I'm Requesting, asking, begging you to please allow me to listen to the audio recordings of 11-30-2020 and 1-11-2021, hearing that took place in Berkeley County Court of Common Pleas, because I know that the transcripts does not accurately reflect what the Judges ruled. I have talked to Mrs. Candace N. Dunn, Clerk Of Courts Office: T: 843-719-4406, and she told me that they don't have the ability to pull up those recording, because their I.T. team erases the recording every six months, so I will need to go to your department to get or listen to those recordings.

Thank you Ma'ma, and please, please allow me to listen to these recordings.

To the Commission Board:

I Joe Clemons after receiving and reviewing the letter that came on October 22, 2021, and after talking to Mrs. Barbara W. Hinson. I was told that if I have any questions and concerns about how, what, and who did the investigative panel check with and what did they investigate? I gave Mrs. Kelly Arnold a lot of importance information about what Mr. Norris have done, but the most important things were, that she should check the audio recording of 11-30- 2020 of the hearing that we had before Judge Goodstein. Also, 1-11-2021 hearing that we had before Judge Young where in both hearing Mr. Norris wrote up the Orders and change the ruling of the Judges, also the transcript of both hearing was altered to match the Orders that was different from the Judge's ruling. I, also told Mrs. Kelly Arnold about the trail that took place on 8- 23 & 24 -2021 before Judge Jennifer McCoy, where I caught Mr. Norris before the jury and Judge McCoy falsifying paperwork and lying-in court, and I, also took MR. Norris before the bench before the trail started and doing trail and told

the Judge that Mr. Norris know his client have been lying and have committed perjury in the past, and if he put his client on the stand to make and defend the lie, Mr. Norris is in violation of rule 3.3 and Judge McCoy stop me and said I know that rule and I know the Law. MR. Norris and his client did the very thing in court that very same day, nothing was said, and nothing was done.

In my conclusion I would love to know what, who, where the investigated panel looked and if the investigative panel got the Audio Recording of those hearing, which is the only and best way to know the facts and truth, in order to make an accurate and honest assessment of my complaint.

Thank you,

CSR
Scarborough LLP

Formerly, He was with Nelson Mullins Riley &

Offici

al Circuit Reporter III, At-Large

Hello, Mrs Sharon

I Joe Clemons, is challenging the transcript of 8-23 & 24 -2021, before Judge Jennifer McCoy, because their is a whole lot of altering, additions and omitting that this transcript has and is not accurate. I will just list some of the things that have been added and altered, page 61 line 1-25, page 62 line 1-25, page 63 line 1-25, page 64 line 1-25, page 65 line 1-25, page 66 line 1-25, page 67 line 1-25, page 68 line 1-25, page 69 line 1-25, page 70 line 1-25, page 71 line 1-25, page 72 line 1-25, page 73 line 1-25, page 74 line 1-25, page 75 line 1-25, page 76 line 1-25, page 77 line 1-25, page 78 line 1-25, page 79 line 1-25, page 80 line 1-25, page 81 line 1-25, page 82 line 1-25, page 83 line 1-25, page 85 line 8-25, page 86 line 1-25, page 87 line 1-25, page 88 line 1-25, page 89 line 1-25, page 90 line 1-25, page 91 line 1-25, page 92 line 1-25. their is still more that is missing and other things I will not take the time to point out, just please compare the AUDIO RECORDING TO THIS TRANSCRIPT.

On Wed, Dec 8, 2021 at 1:04 PM Holmes, Tammie <tholmes@sccourts.org> wrote:

Good afternoon Mr. Clemons.

Please see the below procedures if you would like to challenge a transcript.

A. Challenge Procedures

When a party has concerns about the accuracy of a transcript, the party must submit his or her challenge in writing to the court reporter and copy the Court Reporting Section Management at transcripts@sccourts.org with the word CHALLENGE in the subject line. The challenge may also be submitted by postal mail to: SC Court Administration, Transcript Challenge, 1220 Senate St. Suite 200, Columbia, SC 29201. The written challenge must include the following:

December 29, 2022

To whom it may concern,

My name is Roland Goodman. I was a juror in the case of Joe Clemons vs. Peggy Pinnell in August 2021. For the record I did not know Mr. Clemons prior to the trial and only became acquainted with him some time after the trial when he visited the church that I am a member of.

He asked me would I be willing to write a statement as to how I thought the case was going (as a juror). This is my statement how I remembered it. First of all, the jury did not deliberated in this case, as we were dismissed by the Judge before the trial ended.

During the trial it became apparent that the case hinged on whether or not Mr. Clemons signed some type of (weaver) form from State Farm Life Insurance. How I understood it, if he signed the form, somehow, State Farm would not have owned him anything, however, if he did not signed the form, then State Farm would have owned him a sum of money. Ms. Pinnell stated that Mr. Clemons signed the form. Mr. Clemons stated that he did not signed the form.

During the trial, it was established that Mr. Clemons' wife regularly signed Mr. Clemons name on other documents from State Farm. Mr. Clemons argued that the form in question, had his name on it, but it was not his signature, meaning that he did not physically signed that form. He further argued that the signature was in his wife's hand writing, but she did not physically signed that form either. He argued that the signature on that particular form was somehow cut and paste from another document that his wife (not him) signed his name to. State Farm could not produce the original document, they could only produce a copy of the document.

From the evidence that was presented before me during the trial, I do not think that Ms. Pinnell proved that Joe Clemons physically signed that particular form. Had we deliberated, I think I would had side with Mr. Clemons in this case.

Sincerely,

Roland Goodman
Roland Goodman

Roland Goodman

901-270-9924

Zamir Garcia

Zamir Garcia

Notary Public expires 08/09/2026



CERTIFICATE OF REPORTER

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I, SHARON G. HARDOON, Official Circuit Court Reporter, III for the State of South Carolina at Large, do hereby certify that the foregoing is a true, accurate and complete Transcript of Record of the proceedings had and evidence introduced in the trial of the captioned case, relative to appeal, in the Court of Common Pleas for Berkeley County, South Carolina.

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

December 5, 2021

Sharon G. Hardoon, CSR
Official Circuit Court Reporter, III

CERTIFICATE OF REPORTER

230

I, SHARON G. HADDON, Official Circuit Court Reporter, III for the State of South Carolina at Large, do hereby certify that the foregoing is a true, accurate and complete Transcript of Record of the proceedings had and evidence introduced in the trial of the captioned case, relative to appeal, in the Court of Common Pleas for Berkeley County, South Carolina.

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December 5, 2021

Sharon G. Haddon

SHARON G. HADDON, CSR
Official Circuit Court Reporter, III

CERTIFICATE OF REPORTER

236

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

December 5, 2021

Sharon G. Haddon

SHARON G. HADDON, CSR
Official Circuit Court Reporter, III

THE SOUTH CAROLINA COURT OF APPEALS
A MOTION OF REQUEST TO THE CHIEF CLERK

October 18, 2022

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

V. CLAIRE ALLEN
CHIEF DEPUTY CLERK

RE: Peggy Pinnell & State Farm Represented By
Charles R. Norris, Respondent V. Joe Clemons, Appellant
Appellate Case No. 2021-001183

Dear Mrs. V. Claire Allen, I'm asking and requesting that this motion is to get the ASCII Disks (unedited rough copy) and Unedited (rough draft) e-mailed Transcripts from the trial on 8-23&24-2021 and 1-11-2021.

Mrs. V. Claire Allen, this request is in responded to the letter of October 12, 2022, which states "If you wish for the court to take some further action, you must file a motion." This motion is for that purpose and I'm also asking this court to subpoena all my courts hearings and trial ASCII DISKS AND UNEDITED (rough draft) E-MAIL TRANSSCRIPTS, that took place in this case. Because this court knows that I have been complaining about the accuracy of all the documents and exhibits the respondent have been producing and presenting. I have been trying to get those Audio, Disks and accurate transcripts for over a year from the Court Administration, I have talk to Mrs. Tonnya K. Kohn, the director and a lot of other people in that department, but they have blocked me from calling and have stop responding to my e-mails and requests. I'm also asking this court to please preserve everything that is connected to this case from being deleted or erased, until this case is over. Also I'm sending a subpoena requesting your office or the court of appeals get those things I have requested.

Thank you, Ms. Kitchings & Ms. Allen.

Joe Clemons Pro Se Litigant/Apologist for Appellant
2202 Addidas St. Eutawville, SC 29048 (843) 753 7007