

STATE OF SOUTH CAROLINA

COUNTY OF BEAUFORT

RACHEL M. POLITE

Plaintiff(s),

vs

KAREN POLITE

Defendant(s).

IN THE COURT OF APPEALS
Appellate Case NO. 2022-000967

MOTION FOR
PETITIONS FOR REHEARING

NOTICE TO: THE COURT OF APPEAL, *PETITIONS FOR REHEARING
PURSUANT RULE 240, SCACR.*

The Appellant Karen P. Polite Pro-se *PETITIONS FOR REHEARING ON
MARCH 7, 2024 requests from, "HONORABLE JUDGES" PLEASE*

The Dispositional Decision–Opinion
Unpublished Option, No. 2024- UP- 062 Submitted February 14, 2024- Filed February 21, 2024.
AFFIRMED
BY, THE "HONORABLE JUDGE" THOMAS, MCDONALD, and VERDIN, JJ., concur.

(The Fifth Amendment)" says to the federal government that no one shall be "deprived of life, liberty or property without due process of law."

Thank you Honorable Judges, for explaining to the Appellate Karen, by including the facts and applying the law as you see fit , in this case I understand based on the facts that you had before you and you were correct to side with the Master. I believe The Master's knows now he might have got this wrong and I was correct but sometimes it's never too late, for the truth to be told . But I believe the ruling was based on "false illusion

What is a false illusion? A false illusion is to claim seeing an illusion but the claim is false. Aug 20, 2017"

" Christian's are people, "I'm not an Attorney, I choose to represent myself , because I believe in myself." Which one do you believe about Karen Polite? In other words everyone believe something please be fair

After discovered new (Evidence)

"Fender v. Heirs at Law of Smashum

581 SE 2d 853, 354 SC 504 - SC: Court of Appeals, 2003 - Google Scholar

... Heirs"), appeal the circuit court's grant of summary judgment to **Sherwood N. Fender** in ... The circuit court erred in finding that **Fender** established title by **adverse possession** to the

"Due process essentially guarantees that a party will receive a fundamentally fair, orderly, and just judicial proceeding".

(1) "The Attorney claims Appellate did not assert counterclaims for a determination of the heirs of Bobby Polite for fraud ,for perjury, and such accusations will not litigate. We're not litigated in the trial court. Claims of defense not present in the pleadings, will not be considered on appeal."

R.p 3 of 13 lines 17-21. the brief) The Attorney Lie

(a) " KAREN POLITE-FILED AN ANSWER: Appellant said` `I believe I have or show shared interest in this property, with permission from my father Bubby Polite. "After 31 years of living on the property located at 6 Ladson Road, St. Helena island South Carolina 29920". (R.p 20,21 lines 13-15)

(a) " KAREN POLITE -FILED AN ANSWER (Wherein Complaint filed (May 15,2020) . AND it was said by; "Appellant "WHEREFORE, the (Defendant Karen) "SAID respectfully request that this court:" "Allow Karen Polite and heir of Bubby Polite to continue living peacefully on R30017-114-B 0000" (R.p26 lines (a)S.C. Code § 15-61-10 (2018) "Joint tenants Determination if hers' property" 11

Watson v. Little, 224 S.C. 359, 364, 79 S.E.2d 384, 387 (1953)

(2) The Attorney client Rachel Polite asserted that she split the property before the divorce was finalized (1983) while separated from her husband, Bubby Polite. Shortly thereafter Respondent file for a divorce (1989).The Attorney client Rachel Polite assume the risk of self - incriminated committing a fraudulent act, given testimonial evidence at the trial court about what she did in (1983)

Attorney client Rachel Polite also asserted an affirmative defense.

"Conveyance void if a party can prove that delivery was not made or that there was no intent to unconditionally convey title at the time the deed was delivered"(July 17,2018)

Self-Incrimination

"The (Fourteenth Amendment), "ratified in (1868), uses the same eleven words, called the (Due Process) Clause, to describe a legal obligation of all states.

(The Fifth Amendment) "also protects criminal defendants from having to testify if they may incriminate themselves through the testimony"

(3)Appellate answer to complaint (exhibit 16 Tax map) and Respondent (exhibit 6 Aerial map) prove beyond a reasonable doubt. EVERSOLE -WITNESS RACHEL POLITE: Rachel testified and said "In 1972 She to wanted to re-acquire the property", "but was unable to obtain a bank

loan on her own", "so her husband, "Bubby Polite", "obtained the financing".

"Where is the pro(R.p 4 lines 3-9)(R.p48 (b)19 lines7-24 (b)20,21)

2. EVERSOLE -WITNESS RACHEL POLITE: Rachel testified and said" the deed was put in his name" ,Eversole client Rachel testified that "she could not afford to buy the property, and asked Bubby to cosign for her and he did.Where is the proof (R.p 48 (b)20 lines 14-24)

3. Why would the father give the wife the same property he gave his daughter in 1988 or put his youngest daughter on the same property after he gave the wife the 1 acre after She divorce him. This makes no sense.

4. EVERSOLE - PLAINTIFF'S EXHIBITS: 1,2,3 The two deeds Exhibits 1,2 and Plat 3 only prove what Emily Holmes had sold to Bubby in 1972, and what Eversole client Rachel received from Bubby Polite doing the divorce, in 1989. (R.p 106-111)

5. Eversole's client, Rachel's testimony only proves one thing, she is not capable of telling the truth, "Beyond A Reasonable Doubt" the basics of this case, and Eversole's witness Rachel testified at trial that, the property was "3 1/2 acre then 1.79 acre and now .79 acre.(R.p 49 (b)22 lines 1-25,(b)23 lines 1-7)R.p56 (b)58 lines 1-25)(R.p54 lines 47-24) (R.p 55 (b)57 lines 14-25) (R.p 65 (b)99,100,101)(R.p66 (b)104 line 102-105)

6.EVERSOLE -WITNESS RACHEL POLITE: Rachel testified and said" because when the water line came for the water hydrant they took" a portion of the property and that's why it's .79 acres now".Where is the rest of the property? 114-B where Karen lived for over 30 years is now 114-A. WHAT happened to the property? Karen Polite home and separate The tank never moved. Nothing would reduce the property to .79 acres except Eversole client,

7.Rachel Polite chaplain deception, deceiving the court of law at trial on April 11,2020. (R.p 49 (b)23 lines 4-7)(R.p66 (b) 102,103,104,105)(R.p67 (b)106,108,109) (R.p68 (b)110,111,12,113)

EVERSOLE -WITNESS RACHEL POLITE: Rachel testified and said" in a handwritten

"A (Split) of property or land voids out any document associated with the property, such as the The Temporary Injunction was wherein the parties were enjoined from", "among other things,disturbing each other, and the Plaintiff would access her home over property located at 525 Seaside Road", " and the Defendant would continue to access her over Ladson Road and driveway on the property". The Defendant filed a "Notice of Motion and Motion" for The December 2, 2020, Consent Order for The Temporary Injunction deed in question.

If there's a fraudulent act against another Alleged during procedures or proceedings of an action.

(a) "What voids a deed intended to convey property?"

"A deed that was changed without the Grantor's knowledge or consent".

"A grant deed would be invalid at its inception if there is a lack of a legal description of the property".

"Chief Justice Toal, dissenting, would hold the alleged material alteration of the deed by Agent" without the consent of Owner 2 prevented title in the additional tenth of an acre from passing to Owner 3 or Owner 4. We agree generally with the principle of law stated by the Chief Justice, *i.e.*, that a fraudulent deed is void *ab initio* and, because it is a nullity, it ordinarily may not convey valid title to the grantee. However, we do not find this single principle dispositive in this case.

" (The Fifth Amendment)" says to the federal government that no one shall be "deprived of life", liberty or property without due process of law."

(a) "After discovered new (Evidence)

"The central tenet of due process is that each person who may be deprived of life, liberty, or property by an act of the state has a right to a fair procedure for the consideration of his or her interests prior to any such act".

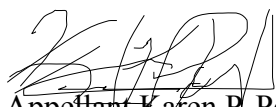
Self-Incrimination

b) "The (Fourteenth Amendment), "ratified in (1868), uses the same eleven words, called the (Due Process) Clause, to describe a legal obligation of all states.

(The Fifth Amendment) "also protects criminal defendants from having to testify if they may incriminate themselves through the testimony"

(c) I believe, because The Attorney client Rachel Polite asserted that she split property before the divorce was finalized (1983) while separated from her husband, Bubby Polite. Shortly thereafter Respondent file for a divorce (1989).The Attorney client Rachel Polite assume the risk of self - incriminated committing a fraudulent act, given testimonial evidence at the trial court about what she did in (1983)

Attorney client Rachel Polite also asserted an affirmative defense.



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March 7, 2024

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