

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY

Court of Common Pleas

R. Markley Dennis, Circuit Court Judge

S.C.C.A. Case No. 2013 - 000371

Case No. 2011-CP-10-2026

Jerome Myers & Gloria Myers (Plaintiffs) Appellants,

v.

Shelly K. All; Cezar E. McKnight;

Ms. Willie O.W. McFadden-Myers;

& Latonya Hobson; (Defendants)

Respondents.

INFORMAL BRIEF

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II. Statement of the Case 1 :

The Appellants, Gloria Myers and Jerome Myers are now seeking on appeal requesting a REMAND with an Equitable Tolling vice the "cast iron" use of the Statue of Limitations in SC Code §15-3-530.

The Appellants are the sibling and now heirs to their father, Henry Myers' matters.

The Respondents; Cesar McKnight {also the attorney for Ms. Willie O.W. McFadden-Myers (wife) and Latonya Hobson (her granddaughter)}, Ms. Willie O.W. McFadden-Myers became the estranged wife when she returned to live in Kingstee, SC March 2007.

The above captioned civil action was brought to expose these Respondent's Collusion for Forgery [on Henry Myers' General and Durable Power of Attorney @TAB # 001]; Criminal Conversion; and Fraud and Misrepresentation by Shelly All and her Law Firm. [There was no medical power of attorney by the estranged wife to be found with the RMC Offices in Charleston, SC to date, yet it could exist under a proper discovery.]

I. Statement of the Case 1; Six Primary Issues:

- 1) Did the circuit court Judge M. Dennis err with his assumptions and his "cast iron" tolling of the **Statute of Limitations SC Code §15-3-530** when the circuit court should have allowed the Appellants, pro se litigants, at least the opportunity to speak and be heard in a hearing for reconsideration on February 11, 2013; and then and only then, the circuit court might have more fairly applied an **Equitable Tolling Theory**?
- 2) Did the lower court err when it continuously allowed Cesar E. McKnight to be the attorney for his co-defendants and his clients about Probate during all times pertinent to the forged Power of Attorney fraud act; with estranged wife Willie O.W. McFadden-Myers and Mrs. Myers' granddaughter, Lotonya Hobson?
- 3) Appellants assert that the **Law of the Case** is that twice the case was adjudicated as being timely filed by both the Honorable Stephanie P. McDonald and the Honorable W. Jeffery Young; as both on the record declared this civil action by a Scheduling Discovery ORDER and then ready for a Jury Trial; while the issue of 3 years was not a matter until Defendant-Respondent McKnight continued a repetitive "forum shopping" of Circuit

Judges that unfairly tolled the statute of limitations of a series of frauds alleged by the forgery and conversion and misrepresentation sections of the Complaint?

- 4) The last two transcripts before Honorable Judge Markley Dennis are provided in and of itself as substitution of and proof that these Appellant's issues were "systemically prevented" from being raised at the lower court --
 - a. Two each: Real Estate notarized-sales-contract has the same effect upon the **20 years Statute of Limitations for real estate instruments in South Carolina?** IT is clear the motive was to prevent Henry Myers from completing his task to deed his life-long property to his own children *that he wanted for his*, Six children and two transfers were completed before the forgery scheme began. @TAB # 002 & @TAB # 003
 - b. Did Judge Dennis' signing the **ORDER/JUDGMENT** on January 25, 2013 @TAB # 004 while a hearing was scheduled and reluctantly held for the **Appellant's Second Motion to Reconsider** @TAB # 005 on February 11, 2013 unfairly denying the Plaintiffs the opportunity to speak to the court below and cause for the expense of this very Appeal?
- 5) Did the two **Contract(s) for Sale of the Henry Myers family real property on Shrimp Road** @TAB # 002 @TAB # 003 that were created as a result of the forged Power of Attorney and notarized by Attorney McKnight fall into the 20 years Statute of Limitations for real estate instruments South Carolina Code (b). Within twenty years
- 6) Can the Appeal Court reach to apply the "Clean Hands Doctrine" in that the Respondent's have committed the wrongful, intentional and malicious acts alleged by these Appellants and bar them from appearances in the South Carolina Court's in the future? [*This would be in the best interest of justice for all.*]

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II. Statement of the Case 2 :

Historical Statement of the Matter:

This civil action was brought against the Defendants, hereafter the Respondents; Shelly K All Esq.; Cesar E. McKnight Esq.; Willie O.W. McFadden-Myers and Latonya Hobson by the Plaintiffs Jerome Myers and Gloria Myers. The Plaintiffs are the children of Henry Myers.

Our Father, Henry Myers was first married to our mother. They had six Children together; we live on Shrimp Road, Charleston, SC.

After our mother passed, our father married a second time to Willie O.W. McFadden-Myers and in this marriage there were no children together.

Ms. Willie O.W. McFadden-Myers has two grown daughters herself from a former marriage. Ms. Willie O.W. McFadden-Myers moved into the homestead on Shrimp Road in Charleston, SC after the marriage to Henry Myers, Ms. Willie O.W. McFadden-Myers moved to Charleston from Kingstree, SC where she was living with her two daughters, there.

Our Dad Henry Myers was up and doing for himself and his wife, Ms. Willie O.W. McFadden-Myers. Dad was keeping up with his Doctors visits at the Veterans Hospital (V.A.) in Charleston, SC. Our Dad was very active with his Church, his community and his grandchildren and great-grandchildren, all about his homestead. He cut his own grass with his own lawnmower. He drove his own truck up to the time of his leg surgery.

In February of 2007, Our Dad Henry Myers had vascular surgery done on one of his legs at the Charleston Veterans Hospital in Charleston, SC. After being there for a few days, the Doctor for the vascular surgery sent him to Ashley Crossing Drive, the Trinity Health Mission Health and Rehab in Charleston, SC. He was staying there anywhere from fifteen days to thirty days of the approval of the V.A. Hospital.

At the Trinity Mission Rehab, Ms. Willie O.W. McFadden-Myers, decided that our Dad (Henry Myers) was not allowed to return to his homestead on Shrimp Road.

After, our father realized that he wasn't going home, because his wife decided that she was returning back to Kingstree, SC with her children, and that she had decided to refuse to allow us to care for our Dad at his home; our Dad became depressed after he realized that his wife had moved back to her hometown and didn't want him in his homestead on Shrimp Road.

Our father got depressed and stopped eating well and got some dehydration and was sent out to the Emergency Room (E.R.) twice from Trinity Mission Rehab. On the second time to the E.R., The Doctors decided that he needed to come to the V.A. Hospital in Charleston, SC.

When our Dad was placed at the Charleston V.A. Hospital, he was moved upstairs to the V.A. Hospital nursing home in the same building.

Ms. Willie O.W. McFadden-Myers decided that he needed to be placed under hospice at the V.A. Hospital nursing home care right here in Charleston.

During this time, Ms. Willie O.W. McFadden-Myers used a forged (fraud) document that was signed illegally.

We the Myers Children and our Dad found out through the V.A. that she was using the Power of Attorney which the V.A. Social Worker told us about and they did not know it was a fraud and forgery either, so Ms. Willie O.W. McFadden-Myers was able to use it.

We suspected that the Power of Attorney had to be a fraud. We decided to go to the Attorney Dennis J Christensen, which we hired him as our attorney (June 16, 2007) to care of this matter of forgery of a Durable Power of Attorney that was filed on April 12, 2007.

Jerome Myers and Gloria Myers went to the Charleston County Registrar and Means and Conveyance Office (RMC) to get the Power of Attorney, Ms. Willie O.W. McFadden-Myers was using. Before we went to the RMC Office, we had an appointment with Attorney Dennis J. Christensen to discuss the suspected fraud of the Power of Attorney.

We met with Attorney Christensen to discuss in his office taking the case of suspected fraud. We brought in the documents believed to be illegal about the Power of Attorney and

legal documents showing our fathers signatures which he had signed in the past and present as samples of our father's handwriting.

The suspected illegal document of the Durable Power of Attorney was signed or filed on April 12, 2007. The signatures were not like our father Henry Myers. Our father did not give anyone permission to sign any documents for him at all.

Attorney Christensen examined all of the documents which had signatures of our father's that was legally signed and he compared them to the illegal signatures; Notary and Witness of April 12, 2007. (RMC) date.

Attorney Christensen agreed to take the case on because he believed it to be fraud case, assuring us that he could get justice through the court for our Dad Henry Myers and his Children. So he made another appointment for us to meet with him on this suspected fraud case that was committed on April 12, 2007 (RMC) date; against us; and

We, the Myers' met with Attorney Dennis J. Christensen and he introduced us to his partner Shelly K. All on this second appointment. We were expecting that what Attorney Christensen had assured to us that Shelly K. All will work with us on this fraud case.

Jerome Myers, Gloria Myers and Melba Myers-Taylor went into Attorney Shelly K All office to discuss this case with her, even though we were expecting to continue this case with Attorney Dennis K. Christensen.

We sat down and explained what we wanted to happen in this fraud case. This meeting was at the end of June 2007. The documents were again reviewed with Ms. All just like with Mr. Christensen before.

We pointed out that this Power of Attorney was signed filed April 12, 2007 (RMC) date. by Ms. Willie O.W. McFadden-Myers and her granddaughter, Ms. Latoyna Hobson as witnesses. Attorney Cesar McKnight was their attorney and notarized and witness this suspected forged Power of Attorney signed filed April 12, 2007 (RMC) date.

These illegal documents was supposed to be signed by our Dad Henry Myers in the presence of their (Respondents) Attorney Cesar E. McKnight who signed this document

himself and notarized it with Ms. Willie O.W. McFadden-Myers who signed and witnessed along with her granddaughter, Latonya Hobson that came to Charleston, SC from Ohio to be a witness signing the forged Durable Power of Attorney.

A fact is that, Ms. Willie O.W. McFadden-Myers used this document (Power of Attorney) against our Dad and his children to get her way about the matters above and the property on Shrimp Road.

In a meeting with Shelly K. All, we were prepared to go on the witness stand for the fraud that was committed & filed on April 12, 2007 (RMC) date against our Dad and his six Children. Shelly All told the Myers Children that we had to wait on the right Judge to be heard in front of about the forgery, When our hearing came up in front the Judge in court; we, the Myers Children were not allowed to speak before the court because there was closed meeting in the Judge's Chambers. (There was no hearing and there does not exist any transcript for attaching to the Appellant's Record on Appeal) After our Attorney Shelly K. All came out of the meeting in the back of the Chambers; we ask her when court was going to start so we can go on the witness stand.

Our Attorney Shelly K. All advised us *that, she would go back into the Judges Chamber to speak with McKnight,* After coming back and out a third time she met with the Myers Children in a room off the court room.

We the Myers Children and Attorney Shelly K. All sat down and she advised us that they came to an agreement in the Chambers that they dropped the illegally signed Durable Power of Attorney and had made Ms. Willie O.W. McFadden-Myers our Dad's Conservator along with her Attorney Cezar E. McKnight; behind closed doors.

We told Attorney Shelly K. All we were not satisfied of what had taken place in the Chambers without our even agreeing on this matter and we were looking to be heard in court on the record. We felt it wasn't right after we hired their law firm to deal with the forgery case that had been committed & filed on April 12, 2007 (RMC) date; by the same Respondents (Defendants) while they were being heard in the Judge's Chambers, but not the Myers Children being on the record.

Attorney Shelly K. All informed us, the Myers Children, that the decision has been made and nothing we could do; after all, that was his wife and that their ruling stands.

Attorney Shelly K. All informed us that we could file a petition to become Guardian and Conservator over our father, so we agreed since we didn't know what else to do. We felt very encourage after finding out we could be a Guardian and Conservator for our father as his own Children and the court and our Attorney made his wife the Conservator and Appointed a Guardian and Guardian Ad Litem for our Dad Henry Myers, at this typically "back room meeting" (without a hearing nor one held on the record).

We, the Myers Children became very discouraged because we did not hire the attorney All and her law firm to start out in a Probate Guardian and Conservator for us and our Dad. We wanted them to deal with the matter of the suspected fraud and forgery documents against those that committed the alleged crimes on April 12, 2007. (RMC) date.

Resultantly and instead we had to visit our father in five different nursing homes from Charleston to Florence SC. We felt that no one was listening and fighting for our justice or rights of our father and his Children.

Our Dad Henry Myers is a World War II Veteran and worked all his life to accomplish what he had been blessed with in his lifetime.

So we decided to go to the Charleston City Police Department and explain what has happened with the suspected fraud and forgery documents. The main Police Department sent us to the West Ashley Police Department. So we went to West Ashley and there we met with Sgt. Donald Daquigan. We explained to him that the documents of the Durable Power of Attorney that we suspected were not signed by our father, nor had he consented to have anyone sign any such documents for him.

Sgt Donald Daquigan assures us that he would keep in touch and agree to investigate the matter concerning the alleged fraud and forgery of the Durable Power of Attorney that took place on April 12, 2007 (RMC) date. Our Dad was at the Trinity Mission and Rehab, West Ashley.

Sgt Donald Daquigan assured us that he would keep in touch with us, and then there were a few weeks before we heard anything from him.

Through a phone conversation, when we called and Sgt Daquigan informed us that he turned our case over to Ms. Elizabeth Spencer, Dept. of Elderly Support Unit, and Charleston City Police Dept. He told us that Ms. Spencer would be able to help us in the matter committed against our father's rights.

Ms. Spencer called us to meet with her at the Charleston City Police Dept on Lockwood Blvd. Ms. Spencer had set up a small table and chairs in the middle of the public lobby for our privacy-sensitive meeting about our criminal complaint. We started with the documents of alleged fraud and forgery of the Durable Power-of Attorney filed April 12, 2007. (RMC) date.

Before we left the meeting with Ms. Spencer we agreed that the documents given to Sgt Daquigan that he faxed over to Ms. Spencer were suspect of fraud and forgery.

We did not hear from Ms. Spencer for a few weeks. We tried to call her office number; we left her messages, and these non-responsive attempts to follow-up went on for a few more weeks to no avail.

We then called Sgt Daquigan to find out any progress and any new information from Ms. Spencer. Since Sgt Daquigan had turned the case over to Ms. Spencer. And, he wanted us to meet him at the main Police Station on Lockwood Blvd so he could return all that we had given to him and Ms. Spencer through him.

Sgt Daquigan gave us a folder without any case number. We asked where the case number was. The Sgt said, '...there was no number because there was not a case!'

We asked for a letter with the folder from Sgt Daquigan. His letter is dated November 7, 2008. @TAB#006.

We tried to present some more recent evidence from our Handwriting Expert received October 18, 2008 @TAB#00. Neither Sgt Daquigan nor Ms. Spencer wanted to see it or

wanted to know about it. The Police Dept. would not take the Affidavit of the Handwriting Expert.

Our Dad Henry Myers was diagnosed by the Veterans Administration with rating decision completed December 15, 2008 as him being competent and that caused his retirement payments to be returned directly to his control by the Federal Government. Our Dad returned to his homestead with his Children March of 2009. @TAB#007

We, the Myers Children have "**tried diligently**" to receive help with this matter of fraud and forgery of the illegally used documents and new evidence of same. Everywhere we turned -- we were turned away and there was not any justice in this matter. @TAB#008 See the *Hooper* citation.

III. Arguments.

Expanded scope - - Six Issues on Appeal:

- 1) Did the circuit court Judge M. Dennis **err** with his assumptions and his "*cast iron*" tolling of the **Statute of Limitations** when the circuit court should have allowed the Appellants, pro se litigants, at least the equal opportunities to speak and to be heard in a hearing for reconsideration on February 11, 2013; and then and only then, the circuit court might have more fairly applied an **Equitable Tolling Theory**? @TAB # 008 *Hooper* citation.

See *Hooper v. Ebenezer Senior Services and Rehabilitation Center, In the South Carolina Supreme Court stated: Opinion No. 26748 Filed December 14, 2009.*

Equitable tolling is judicially created; it stems from the judiciary's inherent power to formulate rules of procedure where justice demands it. Where a statute sets a limitation period for action, courts have invoked the equitable tolling doctrine to suspend or extend the statutory period to ensure fundamental practicality and fairness.

The party claiming the statute of limitations should be tolled bears the burden of establishing sufficient facts to justify its use.

It has been observed that equitable tolling typically applies in cases where a litigant was prevented from filing suit because of an extraordinary event beyond his or her control.

2) As detailed herein Question No.1 to show October 16, 2008 until March 17, 2011 is less than 3 years time not lost after a time lost from June 28, 2007 that is solely attributable to their delays and their lack of action by others who are certain Attorneys and a City Police Department Elder Abuse Unit? @TAB # 006 Nov 7 2008 Police Letter.

- i. The Appellants have never had the opportunity to tell their story and history via a timeline of events about the suspected and alleged Power of Attorney forgery of their father's signature while Dad was a patient at the Veterans Affairs Hospital in April of 2007; **and**
- ii. The Appellants **FILED their Summons & Complaint on March 17, 2011** @TAB # 009 which is less than three years when Equitably Tolloed from the date the Appellant's had retained the Dennis Christensen and Shelly All Law Firm with a payment on June 27-28, 2007. [*Shelly K. All was an original defendant & Plaintiff-Appellant Attorneys and she and her firm were never removed by a court's order*]? @TAB # 0013 See Carolina Truck Stop 20. " a written order is required". see Judge Jeffry Young's hearing and order. @TAB # 0014 @TAB # 0015
- iii. **The first "loss of time"** was 1 year 3 months and 18 days between retaining Dennis Christensen and Shelly K All Law Firm; whose misrepresentation and misbehavior has caused their later inclusion into this civil action as defendants (Respondent); **and**
- iv. **The ending of "loss of time"** continued: Up to the date on the replacement counsel letter ; Oberman & Oberman Law Firm; whose letter had received the Handwriting Experts Affidavit @TAB # 0011 for the Appellants and mailed it out with their letter dated October 16, 2008. @TAB # 0012 This expert's affidavit is the "trigger" required to attach with the Summons and Complaint against professionals and attorneys and the same MUST comply with SC Code 15-36-100(B), (F), & (G)(2); and
- v. The total time of this matter, **the Appellants have met their burden to have been "diligently" in pursuit of their cause of actions as required by the Hooper citation.....**

See Magnolia North Property Owners' Association, Inc., Respondent, v. Heritage Communities, Inc., Heritage

Magnolia North, Inc., and BuildStar Corporation,
Appellants. (Opinion No. 4943 Heard December 5, 2011 –
Filed February 15, 2012)

..... above and the three theories outlined in -- but were delayed only
by the failures of their initially retained attorneys. As Officers of the SC
Court and futed by the "brush-off" by Charleston SC City Police
Departments between the time of June 28, 2007 until October 16, 2008 of
the Appellants- Police employees who are also suffering enrichments as guardians
types and or conservators within Charleston County Probate Judicial System. ; and
even the time up to and including November 7, 2008 when the City
Police Dept letter was obtained by these Appellants; and

vi. The true total "loss of time" which actually passed and calculated using
the Supreme Court's the **Equitable Tolling Theories** in Magnolia
between the Oberman & Oberman Law Firm's letter "triggering the tolling
of time formula" and the FILED Summons & Complaint of the
Appeallant's on March 17, 2001 was but **2 years 5 months and 1 day.**
Certainly less than that three years in SC Code §15-3-530 applied by
Judge Dennis. (this is a correction to the Appellants calculations asserted in their
Second Motion to Reconsider otherwise denied by Judge Dennis Order January 25, 2013
received after the hearing Notice for February 11, 2013.)

- 3) Did the lower court **err** when it continuously allowed Cesar E. McKnight to be the
attorney for his co-defendants and his clients about Probate during all times pertinent to
the forged Power of Attorney fraud act; with estranged wife Willie O.W. McFadden-
Myers and Mrs. Myers' granddaughter, Lotonya Hobson?
- b. Is this repulsive attorney behavior also an "Ethical Negligence"; and
 - c. This appeal is to show that Respondent Cesar McKnight, abused his duty and
intentionally is culpable the causes of attorney's professional negligence in this
matter; which continues even to today, until the matter is resolved about the
attempts to sale the home and land of Henry Myers heirs? The Real Estate Sales
Contract(s) using the forged Power of Attorney document that leveraged the
Probate Petitions, all later vacated. @TAB # 002 & @TAB # 003
- 4) Appellants assert that the **Law of the Case** is that twice the case was adjudicated as
being timely filed by both the Honorable Stephanie P. McDonald @TAB # 0013 and the

Honorable W. Jeffery Young @TAB # 0014 ; as both on the record declared this civil action by a Scheduling Discovery ORDER and then ready for a Jury Trial; while the issue of 3 years was not a matter until Defendant-Respondent McKnight continued a repetitive "forum shopping" of Circuit Judges that unfairly tolled the statute of limitations of a series of frauds alleged by the forgery and conversion and misrepresentation sections of the Complaint?

- d. Judge McDonald April 24, 2012 @TAB # 0013 told and scolded defendant-respondent McKnight for his not answering the Appellants discovery for 5 months @TAB # 0013. In FACT; the court below ordered McKnight to include this charge in the proposed order. @TAB # 0013 The order @TAB # 0020 got signed and served without this inclusion? The Plaintiffs never got to file its Rule to Show before Judge Roger Young? (*ref the order*) @TAB # 0016
- e. Judge Jeffery Young July 23, 2012 @TAB # 0014 transcript pg 8 - 9. is the Respondent Cezar E. McKnight being told by the Court that there would be a trial by jury about the forgery and fraud. (*end of pg. 11*) @TAB # 0013
- f. The Appellants claim that IF they would have been allowed "to speak completely at hearings to the court below" other than "to partially speak" via their **Motion to Reconsider** and their **Second Motion to Reconsider** @TAB # 005 that the Plaintiff-Appellants testimony would have shown that Rule.40j consent to dismiss certain parties @TAB # 0019 other original defendants was SCRPC procedurally flawed in that the rule requires **ALL the PARTIES** to sign the stipulation; which was not perfected, before the Court can sign any Consent Order? @TAB # 0019 [attorney Christensen was then, not a party; however this is one of the reasons he mutated his law firm into a defendant-respondent] ; **and**
- g. AT the hearing July 23, 2012 with Judge Jeffery Young, he held a "**off the record conference**" with Respondent Cezar E. Knight then the hearing resumed with instruction to McKnight about how to proceed with his forthcoming Amended Answer *ibid* a Motion to Dismiss Rule.15(a). The Court did not give legal advice to the Appellants. It taints the whole fairness of the judicial process in the eyes of these pro se litigants. @TAB # 0014 *last pgs this transcript*. The Appellant assert at this time -- had the Court given fair considerations in private

children - thus the plot to prevent the remainder of the lands from being deeded to the remainder of Henry Myers children was created starting with the Power of Attorney forgery and this lead into the false Petition at Probate which was later was vacated and Henry Myers returned his homestead on Shrimp Road March 2009; and

ii. IT is clear the Respondent's subterfuge, malicious intentions and motives was to prevent Henry Myers from finishing & completing his task of deeding his life-long held property to his own children before he died as a gift. Six children and two children's transfers were completed before the Respondent's forgery scheme began.

k. Did Judge Dennis' signing the **ORDER/JUDGMENT** on January 25, 2013 @TAB # 004 while a hearing was scheduled and reluctantly held for the **Second Motion to Reconsider on February 11, 2013** unfairly denying the Plaintiffs the opportunity to speak to the court below and cause the expense of this very Appeal Noticed on ?

i. [Odd too, is how Cesar McKnight knew to not even appear at the noticed hearing for February 11th 2013?]

6) Can the Appeal Court reach to apply the "Clean Hands Doctrine" in that the Respondent's have committed the wrongful, intentional and malicious acts alleged by these Appellants and bar them from appearances in the South Carolina Court's in the future? [*This would be in the best interest of justice for all.*]

IV. Conclusion:

a. The Appellants pray for the Court of Appeals to apply the arguments above and the Plaintiffs Statement to reverse the err caused by Judge Dennis having used the "cast iron" three years Statute of Limitations, SC Code §15-3-530 when [I]t should have used the more proper **Equitable Tolling** dates from either October 18, 2008 and or November 7, 2008 until March 17, 2011, when the Complaint was filed; and to REVERSE or REMAND our civil action for jury trial in Charleston County Court Common Pleas; and

- b. The Appellants pray for the Court of Appeals to correct the Stipulation reducing the original Defendants as SCRCP 40j required 'all the parties to sign for a consent order' which it being signed by only the two Appellant's and Attorney Dennis Christensen -- a lawyer -- does not meet the prerequisite 'all..' of the SCRCP 40j. The other defendant did not sign any stipulation; and
- c. To allow or to correct that Christensen and All Law Firm was retained to 'seek civil action about the suspected forgery and fraud' when they misrepresented and caused a probate case without any testimony from the Appellants about the forgery and the fraud being caused by the illegal General and Durable Power of Attorney created by the Respondents April 12, 2007 (RMC) date; and
- d. To allow the Appellants for a credit of the legal advice apparently shared between Judge Jeffery Young and Respondent Attorney Cezar E. McKnight... the Charleston County Court has had plenty of time to have known better about tolling, since the South Carolina Supreme Court Decision in *Hooper v. Ebenezer Senior Services and Rehabilitation Center*. *In the South Carolina Supreme Court stated: (Opinion No.26748 Filed December 14, 2009)*
- e. The Appellants pray for any other relief the Court of Appeals deems necessary and appropriate about these matters:

July 21, 2013

BY:

Gloria Myers

Jerome Myers

2321 Taylor Street, North Charleston, SC 29406-6232

(843) 747-6741

Other Parties and Attorneys of Record:

1. Shelly K. All, 260 W. Coleman Blvd., Ste D, Mt. Pleasant, SC 29464
2. Cezar E. McKnight, 106 East Main Street, Lake City, SC 29560 (843)374-4529
3. Ms. Willie O.W. McFadden-Myers, 301 Lexington Ave., Kingstree, SC 29556
4. Latonya Hobson, 3213 Oak Spring Street, Columbus, OH 43219