



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

CATHERINE S. HARRISON
CHIEF DEPUTY CLERK

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February 22, 2024

The Honorable Julie J. Armstrong
100 Broad St Ste 106
Charleston SC 29401-2210

RECEIVED

MAR 18 2024

SC Court of Appeals

REMITTITUR

Re: Keith Tolbert v. Carolyn Smith
Lower Court Case No. 2021CP1004058
Appellate Case No. 2022-001815

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Judge Mike Scarbro rough must recede him

Very truly yours,

Catherine Harrison, deputy
CLERK

Self for conspiracy and conflict of interest in the subject matter, Carolyn Tolbert Smith,

have sent written a strong complaint to the Disciplinary Committee of SC against said judge, William Kalivas, Ashley Andrews, Alwyn T. Silver and my former attorney Woodie. I've requested a trial by jury.

Emergency!

Enclosure

cc: Carolyn Tolbert Smith
Ashley G. Andrews, Esquire
Alwyn Taylor Silver, Esquire
William King Kalivas, Esquire
Betty Jean Tolbert Jones

cc: To The us District Court For The District of SC

The South Carolina Court of Appeals

Keith L. Tolbert, Respondent,

v.

Carolyn Tolbert Smith, Charles Tolbert, Betty Jean Tolbert Jones, Sara Jo Tolbert Latten, and Estate of Charla Tolbert McMillian, Defendants.

Of whom Carolyn Tolbert Smith is the Appellant,

and

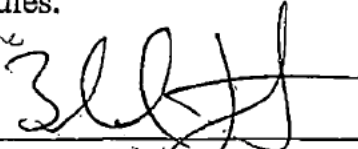
Charles Tolbert, Betty Jean Tolbert Jones, Sara Jo Tolbert Latten, and Estate of Charla Tolbert McMillian are the Respondents.

Appellate Case No. 2022-001815

The U.S. District Court
For
CC: The District of SC _____
ORDER

On February 10, 2023, Respondents filed a motion to dismiss the notice of intent to appeal filed by Appellant as untimely because it was not served within thirty days of receipt of written notice of entry of the order or judgment. The motion is granted. See Rule 203(b)(1), SCACR; *Mears v. Mears*, 287 S.C. 168, 169, 337 S.E.2d 206, 207 (1985) ("Service of notice of intent to appeal is a jurisdictional requirement, and this Court has no authority to extend or expand the time in which the notice of intent to appeal must be served."). The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

Please see the CASE wherein the SC Supreme Court denied the Appeal Courts dismissal of a CASE wherein an attorney's deficiencies were described by the Supreme Court justice as so numerous that said Court had the right to agree with dismissing but they, the SC Supreme Court denied dismissal.



FOR THE COURT

FILED
Mar 22 2023

Discontinue from!
CA Smith

No Justice!



UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA

DIVISIONAL OFFICES

P. O. BOX 835
CHARLESTON, SC 29402
(843) 579-1401 FAX 579-1402

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ROBIN L. BLUME
CLERK OF COURT

OFFICE OF THE CLERK
901 RICHLAND STREET
COLUMBIA, SOUTH CAROLINA 29201-2431
(803) 765-5816 FAX (803) 765-5960
www.scd.uscourts.gov

February 21, 2024

Ave Marie C Smith

*Att: Clerk of Court
Robin L. Blume*

To whom it may concern,

Enclosed is check number 7994 dated February 15, 2024 in the amount of \$350.00. We are returning this item because we are unable to locate an Order directing the Clerk to accept funds for the case. If you have any questions regarding this letter contact the Finance Department at (803) 765-5816.

Said check accompanied my filing and filing supplement before the U.S. District Court District of South Carolina. Said check has been returned to me void.

Sincerely,

CR. for \$55.00 →

Financial Clerk/mmed

The amt. was incorrect. The Char. SC District Court informed me that the fee is \$405.00. I mailed that supplemented CR to the District Court for SC the Columbia, SC office. Herein I have attached a new CR. for \$350.00 (Cashiers CR) which now totals \$405.00. Any request for a waiver was a mistake and now void please.

Emergency!

Clerk In the Circuit Court of Common Pleas

CC, Clerk of Court at the Court of Appeals

I pray that in this dire emergency, that the Court act immediately on my required and requested Preliminary and Permanent Injunction in the Case NOCP10 04658 recently remanded to the Circuit Court. Only said Injunction will head off an egregious travesty of Justice against me, the 86 yr. old Plaintiff, conspired against with my former atty, Attorney, to "throw" the hearing so that the judge hear and heard no argument from me. Said judge in voided the hearing starting with summary judgment and hearing no arguments from me.

Paul W. Thomas

J.

Stephen P. McDonald

J.

3L L J

J.

Columbia, South Carolina

cc:

Carolyn Tolbert Smith
Ashley G. Andrews, Esquire
Alwyn Taylor Silver, Esquire
William King Kalivas, Esquire
Betty Jean Tolbert Jones

FILED
Jun 15 2023

months?

*Why was this filing withheld for
Received by me Carolyn T. Smith
today, March 12, 2023, I heard*

*from the S C Court the Supreme Court Feb 7,
2024 and responded to*

yours truly

Mae C J

Carolyn T. Tolbert Smith

the District Court

*For The District of SC mailed
with my filing a check for \$350.00
as I understood the cost to be, I
was later told that cost is \$405.00
sent on March 11th or 12th, 2023
the balance of \$33.00; am now
returning the new \$350.00 check
If Char. Co. District Court for
The District of SC has mis-
informed me, please do not
hesitate to correct me, I shall do what is necessary,*

*Thank you to the clerk of Court herein,
Clerk C. Harrison*

yours truly,

Mae C J

Carolyn T. Smith

cc: The US District
Court For The District
of South Carolina

The Corporal W. Leroy Smith
Carolyn Albert Smith
338 Fifth Ave,
Mt Pleasant, SC 29464



9589 0710 5270 0890 4007 72

Retail



29201

U.S. POSTA
FCM LETTE
MOUNT PLE
SC 29464
MAR 12, 2024

\$8.73

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RDC 99

RECEIVED

MAR 18 2024

SC Court of Appeals

SC Court of Appeals
1220 Senate Street
Columbia, SC 29201

Attn: Clerk of Court C. S. Harrison

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