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SC Court of Appeals

MOTION TO RECONSIDER TO REINSTATE

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals  
[In The Supreme Court]

MOTION FROM RICHLAND COUNTY  
Court of Appeals

Jenny A. Kitchings, Clerk

Case No. 2024-000279

Rock Pointe II, Respondent,

v.

Ashley Williamson, Appellant.

MOTION TO RECONSIDER TO REINSTATE

I certify that I have served the Motion to Reconsider to Reinstate on Rock Pointe II by depositing a copy of it in the United States Mail, postage prepaid, on June 4, 2024, addressed to Rock Pointe Apartments at 2351 Ridgerock Lane, Rock Hill, South Carolina 29732. (803) 329-8383

June 4, 2024

Ashley Williamson  
2344 Ridgerock Lane  
Apt. B107  
Rock Hill, SC 29732  
(839) 249-8955  
Appellant

*In the State of South Carolina, County of York, Case No. 2024-000279, I, Ashley Williamson, state that I am the Appellant in the case of Ashley Williamson v. Rock Pointe II (Respondent). I am filing this Motion to Reinstate, because I was unaware of the letter that was sent via email, requesting me to provide a status update regarding the motion to stay pending in York County Circuit Court within ten days of the letter. I never received a letter from the Court of Appeal via postal/certified mail; therefore, making it extremely difficult for me to present any documentation in a timely manner. My access to the internet is limited and my phone service has been off and on due to all of the nonsense I've encountered pertaining to this entire case, with Rock Pointe II's management. I have been in and out of court concerning this eviction since January of 2024. The latest being on May 16, 2024.*

*On March 11, 2024, my family (8 kids) and I were illegally evicted. My 5-year-old daughter, my 11-year-old son, and my 19-year-old son were all forced out of my apartment onto the street with no parental figure/renter of the unit (me) being present. All of our personal belongings were destroyed and most had to be thrown away because they were put in the parking lot of our complex in the street. I literally had to reach out to the district office for Rock Hill schools for help, just so my children could get clothes, shoes, hygiene products, and school supplies so they would be able to return to school to continue to further their education. I was never given a 24-hour notice or a 14-day notice of the eviction. It was basically initiated by Rock Pointe 2's management and corporate office because Ms. Brenda Lawson (Rock Pointe 2's property manager) had just taken my rent payment and signed the receipt on March 5, 2024, only to illegally evict me which resulted in jail time.*

*On March 1, 2024, I filed an appeal as well as a motion to stay with the Court of Appeals in Colombia, SC and immediately sent it to Rock Pointe 2's office via certified mail. It then returned to the Circuit Court in York, SC and had the documents filed into the system there on March 4, 2024, giving Ms. Brenda Lawson plenty of time to receive the documents. I even asked both clerk of courts (in Colombia and York) did I need to send a copy of the appeal and motion to stay to the magistrate's court in Rock Hill, SC, and was informed that I was not required to and that it (the documents) could be seen on the index. However, the property management still gave the constable and the police officers the okay to start the eviction, disregarding the documentation from the courts. After several attempts to show proof of the appeal and motion to stay, my oldest son, my significant other, and I were all arrested on some bogus charges. We were in jail over 24 hours leaving my family's personal belongings unattended until my other children came home from school. The devastation and impact that the illegal eviction had on my kids, my extended family, as well as myself was and still is unimaginable and unspeakable. The only thing I could do once out of jail, was call Ms. Shelby Spencer and explain the traumatic event. Because I knew I did everything I was supposed to by the book. In which the order for the motion to stay was granted on March 12, 2024.*

However, I had to file another motion to stay with the Circuit Court in York, SC on March 14, 2024. On March 21, 2024, Judge McKinnon, ordered Rock Pointe 2 to return my keys for my unit back to me. Also, that the motion to stay would remain in effect as long as I pay my rent on time or no later than the 5<sup>th</sup> day of the month. Therefore, only leaving me with only 2 ways to pay my rent, in person or placing the money order in the drop box. Unlike other tenants, I no longer have access to pay online. Not only that, but Ms. Brenda Lawson has been adding and trying to charge me extra fees as well. At one point there were no fees for damages on anything except the extra charges for January that I was not required to pay. However, as soon as they illegally evicted my family and me, Rock Pointe 2's management tried to flip the unit to rent to someone else, but when the judge ordered them to give me my key lock, suddenly, I had key lock changes and damage fees. In which the damage came from the police kicking down my second oldest son's bedroom door because of a lie told by the property manager and the constable (Lt. Laurent) from the magistrate's court. If that's not enough, the same day the judge gave the order, Ms. Brenda Lawson had my utilities taken out of my name and put back into Rock Pointe 2's name by telling the City of Rock Hill Utilities I moved out. Therefore, I can't get the utilities put back into my name without an updated lease, in which Rock Pointe 2's management (property manager, regional manager, and corporation) refuse to let me sign one. On top of that, maintenance left gum and paint in the carpet when they were flipping the unit. I reported it to Ms. Brenda Lawson as well as the corporate office and they refused to replace the carpet. Also, I have sent in several maintenance requests to have my oven fixed, and Rock Pointe 2's management has yet to get it fixed. My oven has been broken since February 20, 2024. Rock Pointe 2's management has been doing everything in their power to make my family and my stay uncomfortable by trying to illegally force us out of our home. After reaching out to the corporate numerous times about Ms. Brenda Lawson's professional misconduct and falsified documentation, I was still encountering malicious behavior from her. Corporate never holds her accountable for her wrongdoings even when the evidence is blatantly in front of them. On February 2, 2024, at my bond hearing for the apartments, the judge ordered me to pay only \$480 for the month of January and the full rent amount of \$1109 for February, in which I did. However, Brenda Lawson and corporate personnel (intermark management) still tried charging me the difference of the rent for the month of January. They even went as far as adding on \$100 late fees each month that I did not pay the difference for the month of January (which I wasn't required to).

I have been extremely tied up into getting all of this nonsense handled the legal way and in an appropriate manner. Ms. Brenda Lawson and her corporate personnel have been trying to make my children, my significant other, and I look like we are unruly, obnoxious, hostile, and a nuisance to our community by reporting false information and telling lies to cover up their wrongdoings. For example, the day we were illegally evicted (March 11, 2024) it was reported to the constable and police that the occupants in my apartment and my significant other who visits get irate and violent when approached. However, without doing any research of their (the constable and police) own, they just took Ms. Brenda Lawson's word

over solid evidence. Therefore, before even talking with anyone at my apartment, the constable (Lt. Laurent) radioed in for back up stating that it was a female in the apartment threatening to stab anyone who comes into the apartment and the female was identified as Ashley Williamson. However, the exact time she made a false call to the police department, I was at work, making it impossible for me to be at home. I even had my boss pull the cameras at work to show that I wasn't anywhere near the apartments when she made that false allegation. I even went to jail based on the lies. So, I have been dealing with these extra bogus charges made by the Rock Hill police department regarding my oldest son, my significant other, and myself. That's why I haven't been able to work my normal hours to keep extra bills (phone, internet, school fees, etc.) current, making it harder to receive any notification if it's not sent via postal mail. I'm a hardworking, dedicated, single mom of 8 children (7 boys and 1 girl). My oldest son graduated last year, and I have 3 graduating this year. My children are student athletes who have a great future ahead of them, so to defame their character as well as mine by slander is absurd. I work and I'm responsible for taking care of 27 psychiatric residents (female), ages 13-16, along with my own 8 children. Therefore, I have no reason to present false information or not be compliant to the law when my children's livelihood is at stake and 27 other kids depend on me being there for them.

Moving forward to May 16, 2024. I had to take Rock Pointe 2 back to the Circuit Court in York, SC just to notify the judge of the continued negligence and unprofessionalism of Rock Pointe 2's management and intermark management's personnel. Ms. Brenda Lawson as well as Andrea Bradham both stated that they were no longer accepting my rent money. They refused to accept my money orders for the months of April and May. Ms. Lawson even went to the extreme of taping a piece of paper on the drop box on April 5, 2024. Only to remove it the morning of April 8, 2024, because she thought that her lies were going to help the ruling fall in her favor. Ms. Brenda Lawson also had me trespassed from the office on April 8, 2024, due to false claims of verbal altercations. However, Judge McKinnon ordered Rock Pointe 2 to call the police station and have the trespass lifted. Ms. Brenda Lawson has purposely tried stopping me from paying my rent on time so my motion to stay would be dismissed, by exhausting all outlets to pay my rent on time. All I'm requesting is for the court to reconsider reinstating the case due to miscommunication and extreme circumstances out of my control, and to hold Rock Pointe 2's management and intermark management's personnel accountable for their wrongdoings and mistreatment of their tenants. They lied in court and disregarded three court orders by: 1) Continuously trying to charge me the rent difference for the month of January. 2) Illegally evicting my family and me on March 11, 2024, even when they had the court documents sent to them on March 1, 2024, via certified mail. 3) Refusing to accept my rent after the judge ordered them to give me my keys to the unit back. 4) Telling the judge that rent for a 3 bedroom apartment was \$1354 when asked, then providing the judge with a copy of my original lease agreement that stated otherwise (\$1109 for my 3 bedroom apartment).