102405

RECEIVED
JUL 25 2024
SC Court of Appeals

SOUTH CAROLINA COURT OF APPEAPS

Peggy Kandies

Appeallant

VS

The City of North Charleston, et al

Respondents

Case# 2023-CP-1484

MOTION TO REINSTATE

Peggy Kandies, appeallant, comes before this court to request her case to be Reinstated because it is so important and needs to be heard by a qualified judge.

Peggy Kandies went before the court in Charleston County expecting to get a fair hearing by a qualified judge, however, she got a judge that had been disqualified to be a judge by the Judicial Merit Commission and The American Bar Association, and was not qualified to be a judge in this case.

This case is about the harassment and injustice as well as the abuse that no one should have to endure being a widow and a elderly woman. The abuse has resulted in William Taylor's breaking into Peggy Kandies' front door along with approximately 9 illegal aliens from MEXICO, a Mr Gadsen, taking anything they wanted to include antiques, dishes. Pictures on the wall by Jim Booth Peggy Kandies, GODEY fashion prints worth from $300 to $ 500 that I bought over the years since 1969. I can never replace any of them of them.

They took my clothes< western boots, levi jeans and jackets, cameras, dishes, pots and pans, corning ware, as you can see in the photos I took on July 10,2023, and everything I had packed in plastic containers on my trailer, that had Cobalt blue glasses, Milk Glass vases, that were antiques, other Antique 40"S and 50'S dishes< to include Carnival Glass items and Depression Glass, Loretta Hill helped me pack. I wasn't home, I was at the 7eleven gas station getting coffee, and went home to find the illegals on my driveway with my belongings, they had taken my things on my trailer that I was taking to my storage unit. They took all of my yard tools to include my lawn mower. I have pictures of all that they had on my driveway and William Taylor told me I had better not say anything or do anything. He didn't have WARRANT, or any papers signed by any judge. They have bullied me trying to break me. They also took my cookbooks cherished my mom's and mine that I collected over the years.

In another incident, Angela McJunkin brought a man, Chad Kurp, who she said was a FIRE MARSHALL and he was going to check the wiring but he was not, along with a SWAT OFFICER. She had a paper that said Administrative Warrant but it was for a company who makes chemicals, therefore it was illegal

Peggy Kandies' hot water heater had broken on DEC 19,2019 caused major damages and the City of North Charleston code enforcement has interfered with Peggy Kandies

and Liberty Mutual Insurance, in getting her home repaired.

It has been a nightmare and a danger to Peggy Kandies' having to live out of her car.

The car was broken into on 9-11-2021 and her laptop , a handgun, and other things stolen adding to her stress and safety fears of what may happen next.

On April 1,2021 , Peggy Kandies had Nuclear Stress testand diagnosed with mild Aorta Valve disfunction and is on medicine for it.

All of these reasons, and Due Process and a qualified judge to allow her to present her case in court of law with a qualified judge.

There are documents and news articles about the assault by an illegal alien from Mexico as well, and of Peggy Kandies' run for Senate.

I respectfully request that the court Reinstate my APPEAL.

Peggy Kandies
Peggy Kandies
2499 Gable ST
North Charleston<
South Carolina 28406

CC: J. Matthew Johnson

180 E.BAY St

CHARLESTON,SC.29401

RECEIVED
JUL 25 2024
SC Court of Appeals

**23FORM 1**
**NOTICE OF APPEAL IN A CIVIL CASE**

THE STATE OF SOUTH CAROLINA
In The Court of Appeal

---

APPEAL FROM CHARLESTON
COUNTY
Court of Common Pleas

Bentley Price, Circuit Court Judge

---

Case No. 2023-CP-10-1484

---

City of North Charleston ,et al

Respondent,

v.

Peggy Kandies Appellant.

---

NOTICE OF APPEAL

---

Peggy Kandies appeals the order of Judge Bentley Price, dated February 28,2024, mailed on February 29,2024. Appellant received written notice of entry of this order on March 5, 2024, Appellant was unaware that Bentley Price had been removed as unqualified to be a judge by the Judicial Merit Commission and the S.C. Bar Association Bentley Price did not allow Appellant to present her case, but allowed attorneys for City of N. Charleston to present their argument, they then approached the bench and left. The attorneys for North Charleston sent an email stating Bentley Price had requested they write their own Order and he would sign it. That is a violation of Appellant's 4th and 14th Amendment Rights to Due Process.

March 10,2024

Peggy Kandies

2499 Gable St
Charleston South Carolina
29406(843) 364-7003
ProSE Appellant

J .Matthew Johnson
180 E. Bay St # 200
Charleston
South Carolina for Respondent

**FORM 7**
**PROOF OF SERVICE OF A NOTICE OF APPEAL**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED
JUL 25 2024
SC Court of Appeals

---

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Bentley Price, Circuit Court Judge

---

Case No. 2023-CP-10-1484

---

City of North Charleston, et al Respondent,

v.

Peggy Kandies Appellant.

---

PROOF OF SERVICE

---

I certify that I have served the Notice of Appeal on South Carolina Appeals Court by depositing a copy of it in the United States Mail, postage prepaid, on March 10,2024, addressed to the Clerk of Court,1220 Senate St., Columbia, South Carolina,29201 , 803-734-1890

March 10,2024

Peggy Kandies
2499 Gable St.
North Charleston, South Carolina
cc29406(843) 364-7003
Pro Se /Appellant

**FORM 7**
**PROOF OF SERVICE OF A NOTICE OF APPEAL**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED
JUL 25 2024
SC Court of Appeals

---

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Bentley Price, Circuit Court Judge

---

Case No. 2023-CP-10-1484

---

City of North Charleston, et al Respondent,

v.

Peggy Kandies Appellant.

---

PROOF OF SERVICE

---

I certify that I have served the Notice of Appeal on Charleston County Court by depositing a copy of it in the United States Mail, postage prepaid, on March 10,2024, addressed to the Clerk of Court, 100 Broad St., Charleston, South Carolina 29401,

March 10,2024

Peggy Kandies
2499 Gable St.
North Charleston, South Carolina
cc29406(843) 364-7003
Pro Se /Appellant

JULIE J. ARMSTRONG
CLERK OF COURT, C.P. & G.S.
100 BROAD STREET, SUITE 106
CHARLESTON, SC 29401-2258
RETURN SERVICE REQUESTED

CHARLESTON COUNTY
SOUTH CAROLINA

clerkofcourt.charlestoncounty.org

915

PEGGY KANDIES
2499 GABLE ST
CHARLESTON SC 29406-9014

**NOTICE OF ENTRY OF JUDGMENT/ORDER PURSUANT TO RULE 77 SCRCP**

**Order of Dismissal w/Prejudice**

**CASE NO: 2023CP1001484**
**Peggy Kandies VS North Charleston City of , defendant, et al**

This judgment was entered on the 28th day of February, 2024, and notice mailed first class on Thursday, February 29, 2024, to all counsel of record and/or all parties entitled to receive notice.

You may view and download this document at http://clerkofcourt.charlestoncounty.org or obtain a copy in person at the Clerk of Court's Office during regular Charleston County business hours.

STATE OF SOUTH CAROLINA )
COUNTY OF Charleston )

Peggy Kandies
Plaintiff,
vs.
City of North Charleston, Et al
Defendant. )

IN THE COURT OF COMMON PLEAS
9 JUDICIAL CIRCUIT

CASE NO.: 2023CP-1001484

**MOTION AND ORDER INFORMATION FORM AND COVERSHEET**

Appeal of Order written by Defendants Attorneys, and New Qualified Judge

| Plaintiff's Attorney: | Defendant's Attorney: |
|---|---|
| _____, Bar No. Pro se | _____, Bar No. _____ |
| Address: | Address: |
| Phone: _____ Fax 843-364-7003 | Phone: _____ Fax _____ |
| E-mail: _____ Other: _____ | E-mail: _____ Other: _____ |

☒ **MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III)**
☐ **FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III)**
☐ **PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)**

**SECTION I: Hearing Information**

Nature of Motion: Appeal
Estimated Time Needed: _____ Court Reporter Needed: ☒ YES/☐ NO

**SECTION II: Motion/Order Type**

☐ Written motion attached Appeal
☐ Form Motion/Order

I hereby move for relief or action by the court as set forth in the attached proposed order.

Peggy Kandies
Signature of Attorney for ☐ Plaintiff/☐ Defendant

March 10, 2024
Date submitted

**SECTION III: Motion Fee**

☐ PAID – AMOUNT: $ 0
☐ EXEMPT: (check reason)
- ☐ Rule to Show Cause in Child or Spousal Support
- ☐ Domestic Abuse or Abuse and Neglect
- ☒ Indigent Status ☐ State Agency v. Indigent Party
- ☐ Sexually Violent Predator Act ☐ Post-Conviction Relief
- ☐ Motion for Stay in Bankruptcy
- ☐ Motion for Publication ☐ Motion for Execution (Rule 69, SCRCP)
- ☐ Proposed order submitted at request of the court; or, reduced to writing from motion made in open court per judge's instructions
  Name of Court Reporter: _____
- ☒ Other: Qualified Judge to hear case

| **JUDGE'S SECTION** | |
|---|---|
| ☐ Motion Fee to be paid upon filing of the attached order. | JUDGE CODE _____ |
| ☐ Other: | Date: _____ |

**CLERK'S VERIFICATION**

Collected by: _____ Date Filed: _____
☐ MOTION FEE COLLECTED: $ _____
☐ CONTESTED – AMOUNT DUE: $ _____

SCCA 233 (11/2003)

| | |
|---|---|
| State of South Carolina<br>County of Charleston<br><br>Peggy Kardies<br>Plaintiff,<br><br>-Vs-<br><br>City of North Charleston, et.al<br><br>Defendants. | In the Court of Common Pleas<br>Ninth Judicial Circuit<br>Case No.: 2023-CP-10-1484<br><br>Appeal of Defendants Motion to Dismiss order |

This matter came before the Court for a hearing on February 15, 2024 on two motions: (1) a Motion to Dismiss the Defendants City of North Charleston, (The City), Angela McJunkin, William Taylor, Darbis Briggman, Michael Burgess, et. al. (The Defendants) filed on April 28, 2023, and Plaintiffs Motion to Deny Defendants' Motion to Dismiss filed on May 9, 2023. The Defendants filed a memorandum of Law in support of their motion and in response to Plaintiff's motion on January 10, 2024 and Plaintiff filed a Responsive Memorandum on February 9, 2024.

"Having Reviewed the pleadings, memoranda, the Law and considerd the arguments presented this Court finds that the Defendants' Motion to Dismiss should be Granted, Plaintiff's Motion to Deny Defendants' Motion to Deny Dismiss should be denied and this case should be dismissed with Prejudice."

No, this court did not allow Plaintiff to present her evidence, nor did she get to argue her case, however, the Defendants attorneys presented their arguments. The attorneys went up to the bench and had a discussion with the judge, who Plaintiff was unaware that Bently Price had been found unQualified to be on the Bench as a judge, in November 2023.

The Order Granting Defendants' Motion to Dismiss WAS written by the Defendants' attorneys, that WAS emailed to Plaintiff, with a message to Bently Price per his Request.

Bently Price should not have been on the bench Febraury 15, 2024 after being found unqualified, and terminated to hear cases, and Plaintiff's case.

---

This order should be dismissed due to it was written by the Defendants' by Bently Price's Request. Defendants attorneys should not write their own Order

Plaintiff's motion to Deny Defendants' Motion to Dismiss should be Granted. Plaintiff's case should be heard by a qualified and unbiased judge, and this has prejudiced her case.

1. Back Ground

Plaintiff's Complaint is against the City of North Charleston, and employees Angela McDunkin and William Taylor, who have harassed Plaintiff after she fought them over Tammy Emanuel targeting Plaintiff to pressure her to sell her 1997 Buick cheap after she told "Cookie" maintance for North Charleston, and John Simmons of Goose Creek to sell to one of them so they could sell and split the money with her, (Tammy Emanuel) Plaintiff Refused and Emanuel gave her a ticket. "Cookie" took the starter off and then told Plaintiff that he would give her $500 for her Buick. Then John Simmons Came to see the Buick and he told her what was going on, with Tammy Emanuel. Plaintiff went to the Mayor's office and the ticket was dismissed. From that time harrassment got worse.

---

The time matters because the harass-ment Continued. 2013 to present.

The harassment got to the Level of a series of tires being punchured, and one on Plaintiffs van being punchured and Maggie Brock gave Plaintiff a ticket the morning Plaintiff discovered, and her grandson was on his way with a tire. Strange that the ticket was already written. Plaintiff went to court and inadvertaly said she did have a flat tire, but over night. She was fined, and hired Richard Buchanan, atty. who settled it on June 29th however, a warrant for her arrest was done on July 30th and arrested on August 31, that was a false arrest. Plaintiff filed a Lawsuit Aug. 28, 2015 for handcuff injuries and false arrest. The case was dismissed by Judge McCoy in error, he never Read the case, on Feb-2020 just before Covid, in March 2020. That is only part of the harassment. Sal Matase, Code Enforcement harassed Plaintiff stating she owned a home in her maiden name in North Charleston and received tickets for 7857 Elderberry Circle that belonged to a Peggy Smith. That's just part of the history, to the present, it's about Plaintiff's property, 1.5 acre close to University Blvd.

---

Plaintiff will not allow Code Enforcement to say that she became a problem in April 2015, when they harassed her to the point that William Taylor told her she couldn't have her deceased Mother's 2 coffee cup holder on a glass table by garage. Tracy Miller was with him. on or about March 2013.

Plaintiff's complaints against the City of North Charleston are facts of how they have targeted her since Nov. 2012, when all four tires were punctured over night on her 2000 Lexus RX300 and flat (4) New tires bedded to Tread Quarters. Tires were punctured $589.00
on her Ford VAN several times up to the one tire that Maggie Brock gave her on the very morning after being punctured during the night. She didn't follow protocol or the ordinance, the tire was punctured during the night before, and her grandson, Jeff, was on his way to replace the tire, once again.
In the paperwork for March 21, 2013, at court Magistrate Doughty Refused to hear me when I wanted to correct the guilty plea, to tell him what happened. He gave me a fine $412.00 that was an injustice, I wasn't guilty. Like so many others I was afraid and said I did have a flat tire, but it happened during the night. That caused Plaintiff to be arrested on Aug. 30, 2013, when she was in court on June 28, 2013 with an attorney, Richard Buchanan,
These facts tell a story of abuse of power and abuse of a senior citizen by the Code Enforcement of North Charleston, S.C., Angela McJunkin, William Taylor,
The latest issue with William Taylor and Angela McJunkin was on July 10, 2023 where William Taylor brought Mr Gadsen, and 8 illegal aliens from Mexico or somewhere that he picked up, to break into Plaintiff's front door and took her belongings to include her clothes, pictures off the walls.

10. plastic containers of China, Cobalt dishes, Depression glass items and Carnival glass items, all antiques, silver items by Rogers, glass fish shaped dishes, cannister set were on Plaintiffs trailer to take to the storage unit, however, they were all taken before I discovered they had illegally broken into my home, with No warrant, or Court Order to Search and Seize any of my belongings.

Plaintiff had gone to 7-11 gas station to have coffee and Rasheeda Brown kept showing up and Plaintiff went home to find her belongings being taken by William Taylor, illegal aliens, and Mr. Badsen, with no papers of any kind to search & Seize anything, no warrant, or court order, there were no Reason for them to break into Plaintiffs home.

Plaintiff had No Knowlege of any kind of court actions by the City of North Charleston, and had not Received any Court papers, no Committee documents of any kind given to her or mailed to her, or she would have filed a Response to the Court. Plaintiff would have filed documents with the Court.

Plaintiff did file an Emergency Injunction against the City of North Charleston and a 2nd Insunction.

Plaintiff knew nothing about Case No- 2021-CP-10-04350 or she would have filed documents in her Defense. She was not sent any documents.

Further Plaintiff was not in violation of any Ordinance, she had water damage from a hot water heater and dealing with Liberty Mutual Insurance to repair her home per her home insurance policy.

Pictures of work that Dennis Cogdon, and Joe Baugh, who helped Plaintiff clear out garage and house with a dumpster trailer two or three loads taken to the Land Field in Nov, 2021, Nov 30th, Nov 31st, and again in Dec 2021.

Exhibits: pictures of Dennis' truck, dumpster trailer, with Joe Baugh

pictures of several trash cans, and by the side of the road, that were done by Plaintiff that shows clothes, shoes, purses, and other things Ruined by water from the house.

Plaintiff did comply with the Committee by the Removal of Ruined clothes, and other items as pictures prove what she did, with help by Loretta Hill.

Plaintiff was diagnosed with Covid on December 24, 2021 and was in a motel provided her by Tom Fasnauch and Loretta Hill, and was very sick.

---

Pictures of Dennis Cogdon, and Joe Baugh will prove that Plaintiff did comply with the Committee order and she continued to Remove damaged items from the home as evidence of Removed items by the Road, some on the porch to go to Storage after Plaintiff empied her trailer.

Plaintiff wasn't sent anything from the City or the Charleston County Clerk of Court for Case No: 2021-CP-10-04350 Plaintiff did file an Injunctive order for protection.
Plaintiff wants to know why she wasn't sent any documents about the 60 day order. She only knew about 60 days from the Committee on Oct 12, 2021, where Thomas Minia, officer on the Berkeley County Sheriff's office, and Thomas Fasnauch, Homeland Security, were with (me) Plaintiff at the meeting and spoke on my behalf, as I was sick. Plaintiff wasn't notified in any manner that the City had filed with the Charleston County Court or she would have challenged the order, and by knowing that she could appeal the order, due to she thought it was only the Committee. Plaintiff filed an action on March 27, 2023 because she thought that was her only choice.
The allegations that were filed against Plaintiff were not true, she did comply within the 60 days, with help from Dennis Cogdon and Joe Baugh by Nov-2021. She could not repair her home for damages because they were under Liberty Mutual Ins, policy for replacement.

Doe Baugh and Dennis Cogdon boarded up the wall between Kitchen and garage and the sliding glass door at back, as the committee ordered.
Plaintiff did comply and what they did on July 10, 2023 was illegal by breaking into Plaintiff's front door. while she was not home.
Plaintiff can state a viable claim against the Defendants. Their allegations are "hearsay" and not factual.
Therefore, Plaintiffs Complaint should not have been dismissed, and especially that the attorney Mathew Johnson wrote was a Conflict of Interest because he is attorney for the Defendants.

II Legal Standard.

The trial court was not involved, there was no trial, and the Defendants attorney wasn't just arguing, he wrote the Defendants Order, which is in concert with the judge who was found unqualified to be on this case to begin with, or any case, and that Order should be Denied Also, that Order should not have been allowed, being that the attorney is for Defendants interest only and has the facts wrong.

## III. ANALYSIS -

A- Plaintiffs Complaint Is Dismissed Because It Fails To State A Claim Against the Defendants.

Wrong

1- Plaintiff's Complaint asserts a Malicious Prosecution claim based on:

(1) the institution or continuance of original judicial proceedings. due to the Continuance of actions against Plaintiff since 2013.

Exhibits will prove, to include the false arrest of Plaintiff by their own failure to Record that Plaintiff was in Court on June 28, 2013 with an attorney- Further that the Committee, nor Angela McJunkin and William Taylor had recorded that Dennis Cogdon, used his dumpster trailer, with Joe Baughs help did haul 2 or 3 hauls from Plaintiff's home, and boarded up the wall between the garage and the glass sliding door at back.

Further, Plaintiff did have 6 or 7, 8 trash cans full at the street,

---

Photos as evidence. that Plaintiff had been putting things by the street, and several times in cans, Plus a yard sale by the curb. *

and bags, and items by the Street on both sides of driveway. Photos to prove.
Also, William Taylor told Plaintiff that she couldn't have a yard sale, so she moved the items by the curb and sold, as well as giving away. (Photos)

2-(4) Malice In Instituting such proceedings.

All of the actions against Plaintiff have been done in Malice.

A- Ordering Rasheeda Brown to follow Plaintiff to the 7/11 gas station. (Photos to prove) She, herself, told employees at the 7-11 that her boss told her to follow Plaintiff. Aubrey and Kay told Plaintiff.

B- Ordering Rasheeda Brown to follow Plaintiff to the Otranto Library. Pictures to prove she would sit in Parking Lot with Lights flashing, and truck Running. pictures

C. Rasheeda Brown followed Plaintiff to Ollie's - Pictures

d. On Oct. 5, 2021, Darbis Briggman left a Note on the Gazebo to Remove all perisables before Noon, after telling Plaintiff at the City, that he wasn't going to order her power to be cut off. However he did! When Plaintiff got home at 5:00 PM the power was turned off. Dominion told Plaintiff that a man called and said there was a fire danger. Plaintiff Lost Some food in the Refrig.. No power to use for anything. Plaintiff was in the dark. What an inhumane thing to do to anyone, and as a senior citizen herself. There would have been a fire before 2021, being the water heater broke in Dec. 2019.

e. Plaintiff wasn't sent any papers for 2021-CP-10-04350, and Knew nothing about the filing until the attorneys sent and Plaintiff could have answered if she had Known.

(5) Lack of Probable Cause.

A. Probable Cause

Plaintiff was acting on her Claim with Liberty Mutual Ins. and Code Enforcement interferred with her causing her Insurance Company to interact with them.

B. Plaintiff had done what the Committee said, and Liberty Mutual is responsiable for more damage due to Delaying the Claim process.
The Adjuster Richard Bohler has caused more damages to Plaintiffs home, and Plaintiff's health, as well as the actions of the Committee ~~not getting~~ the truth from Angela McJunkin and William Taylor.
Therefore there was Lack of Probable Cause.

C. Resulting in injury or damage -
1. By the City of North Charleston turning off the power and water caused more damages to Plaintiffs' home and Mold due to the boarding up of Plaintiffs home.
2. Further, Plaintiff's health was affected by no power or water and having to sleep in her car, during the winters and heat in summer heat.
3. Plaintiff has Asthma and should not have to endure the weather. She has had Covid 4 trimes as Trident ER has diagnosed her 4 times. She has had Broncitis also and has just gotten over a case Recently. (E.R.)

4. Plaintiff can show more than 2 elements of malicious prosecution. claims.
Medical Records - can prove also.
5. Plaintiff can establish the favorable termination of the underlying proceedings. with the evidence.

First 1, Plaintiff can show the evidence that the Committee did Rule against Plaintiff without verifing that Angela McJunkin had misrepresented the facts, and did not tell the truth, that she illegally entered Plaintiff's home with an illegal warrant, that is for companys that create chemicals.
2. The court case ended on Oct. 18, 2021, and Joy Johnson was on email with Attorney Kneely, and Plaintiff that a hearing was an error.
Also - §§ 9-67 (1) 9-67 (6) are for outside in which Plaintiff was in compliance.
3. The Committee, who are volunteers, should have verified what Plaintiff had done, before filing a "decision" based on Hearsay Rule.
4. Plaintiff wasn't sent any documents so that she could Appeal, she knew noting about any Court filings. until she was sent a hearing Notice, where it was an error.
5. Why wasn't Plaintiff notified about any filing?

6- How could Plaintiff establish a favorable termination when she knew nothing about it.?

7- Plaintiff has established a LACK of Probable Cause, as stated in this filing

8- Plaintiff was dealing with her Insurance company and the City of North Charleston, Angela McJunkin and William Taylor interferred therefore causing more stress on Plaintiff.

9- Plaintiffs malicious prosecution claim is valid as shown by her in these documents, and are not based solely on the Committee as shown. with Exhibits Pictures to prove.

10- Therefore the proceedings before the Committee should be corrected with facts, and photos, and should not be dismissed without ~~prudu~~ prejudice. It would cause more harm to Plaintiff, and prejudice her.

---

If Angela McJunkin and William Taylor had told the truth to the Committee that Plaintiff had evidence in pictures and Dennis Cogdon and Joe Baugh had indeed helped Plaintiff Clear out Clothes and damaged items 2 or 3 times with D. Cogdon's dumpster trailer.

11. Plaintiff's claim of malicious is factual as shown above. Plaintiff has estnblished 2 or 3 elements of malicious prosecution going even back to 2013, as shown. and should not be dismissed without prejudice as requested by the Defendants' attorney who did write this order. in their favor.

12. This order should be dismissed because it is prejudiced against Plaintiff, because Matthew Johnson wrote this, and not a Clerk of Court, nor the unqualified judge who presided on the bench, on February 15, 2024. He would not allow Plaintiff to present her photos, or documents to Argue her side.

13. Plaintiffs malicious prosecution claim that is not based solely on the proceedings before the Committee and should not be dismissed with prejudiced, that is clearly biased due to the attorney, Mathew Johnson is the Attorney for the Defendants. inwhich is unethical, and prejudice against Plaintiff. because the Attorney for Defendants was told to write their own order, by Bently Price, who has been found not to be qualified to be a judge.

3. Plaintiff's complaint, or this is
1. that Bently Price who has been removed from being a judge because he was found to be disqualified to be a judge, and Plaintiff was unaware until after the court hearing on February 15th and Matthew Johnson, attorney for Defendants was told by Bently Price to write their own order and he would sign it.
2. Plaintiff References past events about the City of North Charleston because the City employees, Angela McJunkin and William Taylor is trying to cover up the malicious prosecution, done by them. Angela McJunkin has not told the truth to the Committee.
3. Plaintiff was Arrested on Aug 30 2013 because it wasn't documented that she was in court March 21, 2013, with an attorney, Richard Buchanan on June 28, 2013 at the hearing, and a bench warrant was placed on her on July 30, 2013 Claiming she wasn't in Court on June 28, 2013, and she was arrested on Aug 30, ~~2021~~ 2013 illegally. Plaintiff was forced to pay $212.00 that she didn't owe, and the City had to pay her a refund. Check copy will be an exhibit
4. Plaintiff has to tell what they've done to prove herself.

3- Continued-

1. Plaintiff had an ear infection when she went to Committee meeting and Thomas Minio and Tom Fasanuch spoke on Plaintiff's behalf due to she couldn't hear well with the ear infection. Plaintiff wasn't familiar with the Committee and what their duties were.
2. She wasn't given any documents of any kind telling her what was going on. She wasn't told that documents were filed in the Charleston County Court and Plaintiff was unaware of anything.
3. Plaintiff has been subjected to Abuse of power and humiliated, degraded, and Abuse by Elder Abuse as well as mental anguish.

2- a. The Defendants' attorney who is writing or has written this order is expressing personal, and protecting the Defendants who he is defending in this claim. The Committee used "Hearsay" actions where Angela McJunkin didn't tell the truth and Plaintiff can counter what she said.

---

Angela McJunkin misrepresents the real truth. She said Plaintiff ~~became a problem~~ became a problem since April of 2015, Not true!

C. Plaintiff was not sent nor given copies of the hearing, filings the matter, the hearing, and the Committee's findings and order that Plaintiff's property violated the City Ordinance.
Angela McJunkin nor William Taylor have produced any documents nor given any documents.
Instead they came on an "illegal warrant, with a SWAT member and Chad Kurp, who Angela said was a Fire Marshall, that he would inspect wiring to see if a fire could break out, however, he was not a Fire Marshall nor a Fireman. The breaker could have been turned off, and if a fire were to start it would have when the Hotwater heater broke or within a few days from December 19, 2019, not in Months, or years.
Common Sense has to set in at some point.

C- Plaintiff was in Compliance as shown by Dennis Cogdon, Joe Baugh and Peggy Kandies in pictures.
Plaintiff's claim does not arise from her disagreement with the City's enforcement, but for their out right Abuse and is not barred.
They misuse the ordinance 9-67 and misrepresent the height of grass as 6" Rule but, the Ordinance states the grass can't be higher than 1 Foot.

Plaintiff was charged with 6" of grass along with others but the ordinance says 1 Foot. Plaintiff had to give the Magistrate a copy of the Ordinance and made Angela McJunkin mad, because Plaintiff gave her a copy too.

d- S.C. Code-Ann § 15-78-60(20)
Plaintiff has had to deal with the actions of Angela McJunkin William Taylor, and believe they are targeting Plaintiff because Plaintiff lives alone and not married, and too, because she caught Tammy Emanuel's dealings with John Simmons who told Plaintiff what she was doing.

e, Plaintiff saw in the Codes that the Code enforcement gives North Charleston a way to put a lien on Residents property.
This is disturbing.

f- Plaintiff did file for Injunctive Relief, twice.

g- The actions against Plaintiff are harassment by Angela McJunkin, William Taylor, Sal Mathes, Maggie Brock, Tammy Emanuel, Bruce Meserve, and they have made fun of Plaintiff in the Court Room.
Along with Sherrie Pearson, who instructed Magistrate Doughty to not hear Plaintiff on March 21, 2013.

b- Their actions caused Plaintiff to be arrested on August 31, 2013, and it is relevant due to proving Angela is not telling the truth about Plaintiff. Angela McJunkin has targeted Plaintiff since 2013.

2- a- S.C. Code Defendants can be held for their willful and harassing Plaintiff, and also stalking by following, or instructing an employee to harass Plaintiff. Rasheeda Brown said, and told employees Kay, and Aubrey that she was told by her boss to follow Plaintiff. Plaintiff has photos- to prove. Following Plaintiff is stalking, and it is stalking.

b- S.C. Code The Public Records do not establish that the Committee proceedings were lawfully implemented The Records ~~you~~ of, Defendants Claim are not shown in this Order that isn't written by a Paralegal, Legal Assistant, Clerk of Court, or Court Reporter, nor a qualified judge, but "hearsay" that falls in the Heresay Rule, and written by Defendants Attorney.

(b) This attorney, Matthew Johnson, is interpeting the ordinance, and its disturbing that Bently Price told them to write the order and he would sign it.
A copy was emailed to Plaintiff with none signed, nor did Plaintiff receive a copy in the mail. that was signed.

- This court didn't find anything, this Defendants attorney is writing the order, and did write the order.

c. Further Amendment of the Complaint would be clearly Futile - stated by the Defendant's attorney who wrote this order, matthew Johnson, who Bently Price told them to write this order and its obviously written in the defendant's favor.

* Produce a copy of the order written by the volunteer Committee, Plaintive has never gotten a copy.

d. Who told you that on to Plaintiff's property was Legal by William Taylor, Mr Gadsen, and illegal Aliens. Show Plaintiff a copy.

Plaintiff was not allowed to present her case and had her photos and evidence Ready to present.
The Defendants attorneys were allowed to present their case and approached the bench to talk to Bentley Price, and then prepared to Leave.
Plaintiff Left the court not Knowing what had happened.
Plaintiff received documents from the Defendants attorney and then realized that they had written, Defendants order, at Bently Price's Request per their email to him, and copied Plaintiff on it.
Plaintiff was Kept from presenting her case and it was unethical actions.
Plaintiff has exhibits to present to the court and will attach them to this Appeal.
Plaintiff wants the City of North Charleston to explain why that the property at 2425 Storen St. has all of the things in his entire yard and nothing is done About it. The pictures attached.
Plaintiff was clearing out her home, Kitchen of things damaged by the water from the broken Hot water heater. She wanted to haven a yard sale but William Taylor said She couldn't, so she moved things to the curb and sold some and gave away some. Loretta Hill helped her pack eight or nine plastic bins with dishes, Cobalt glasses (12) and carnival glass items, cobalt & Depression glass dishes and bowls.
All of them were taken by the illegal aliens and Mr. Gadsen before Plaintiff got home from 7-11 gas station.

This order was written by the attorneys for the Defendants and not by a clerk of Court, Paralegal, or any other court related persons. Matthew Johnson, attorney for Defendants' References in a email to Bently Price that Bently Price had Requested they write their own order, and he would sign it. Attached as Exhibit

There is no fairness in this to Plaintiff that Defendants' would be asked to write an order in their own words, and interpretation of the Law that would influence the outcome. Interpretation of the Law in a case can sway to the writer of the order in their favor, and no one would understand why a Judge would Request the Defendants' attorneys to write the order in the first place.

Therefore the Court should Deny this order, and Appeal the order so that justice prevails.

Plaintiff is requesting that the Court Grant her Appeal.

Plaintiff Reserves the right to add new evidence.

Respectfully,

Peggy S. Kandies

Peggy S. Kandies
2499 Gable St.
North Charleston,
S.C. 29406
843-364-7003

Dated this 10th day of March, 2024

original - to Court.
cc M. Johnson
cc. Peggy Kandies, Pro se

Exhibit-A.

House

2499 Gable St.

North Charleston,

2499 Gable St. Exhibit A.

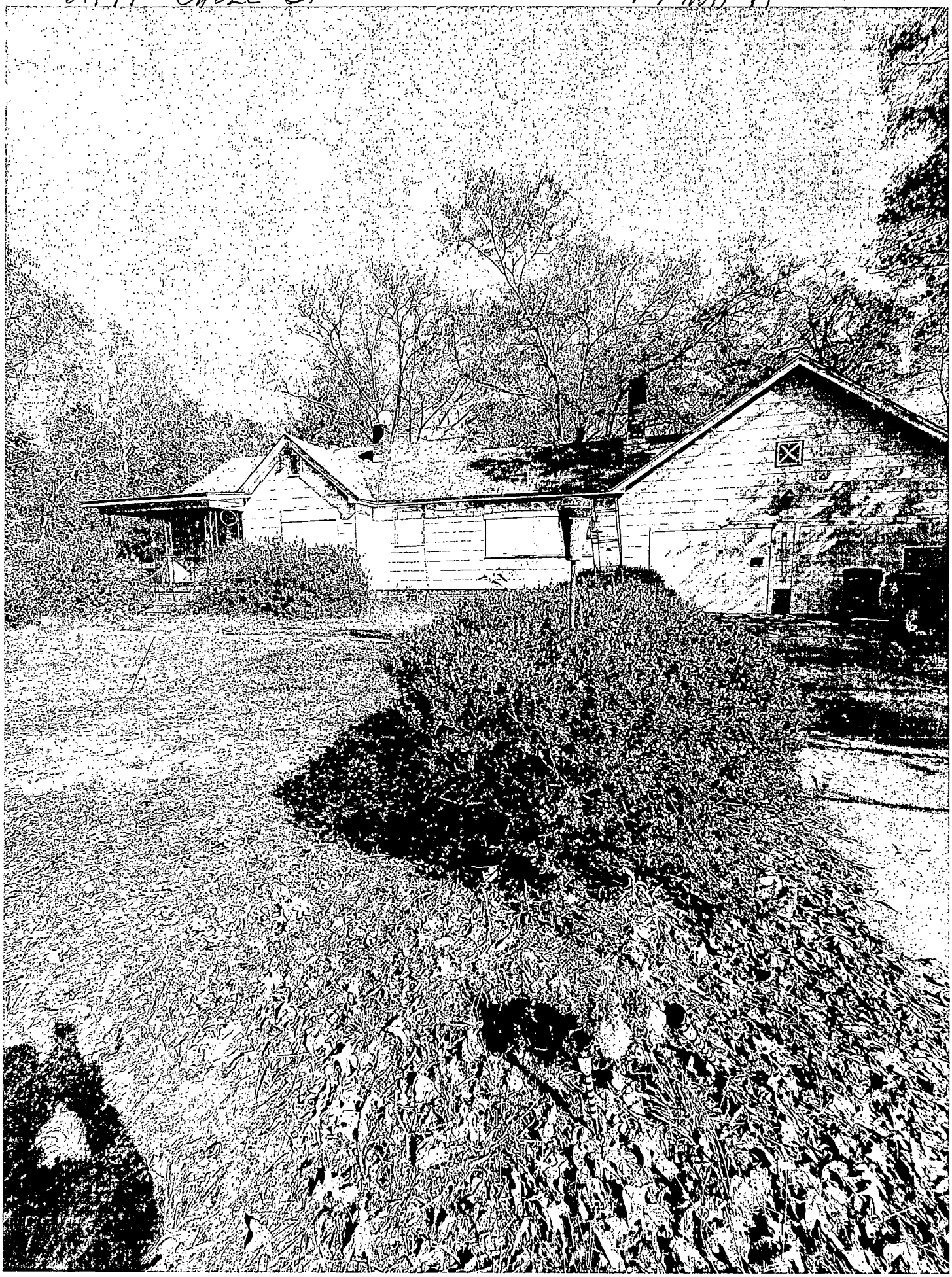


Exhibit - B -

The City of North Charleston broke into Plaintiff's front Door-
The person left a Sim Card holder Verizon
skrews, lock, brass door facing lock plate

July 10, 2023

exhibit:
B

The City of North Charleston, by employee William Taylor broke into my home, front door, without a WARRANT, Nor Justified, when I WAS dealing with Liberty Mutual Insurance after the hot water heater broke (in Attic)

Exhibit C.

Belongings
taken from -
Peggy Kandres
Home by
William Taylor
and immigrants
were taking what
they wanted

2 of 2

Exhibit C

1 of 2

Things taken from my home before I got home. Items to include my clothes, crock pot (3 on unit) New- IN box

ANTique dishes - pictures off the WALL lamps- DVD's CD's toys-

2499 Gable St.

Exhibit

ELECTRONICALLY FILED - 2024 Feb 28 10:28 AM - CHARLESTON - COMMON PLEAS - CASE#2023CP1001484

| | |
|---|---|
| STATE OF SOUTH CAROLINA<br><br>COUNTY OF CHARLESTON | IN THE COURT OF COMMON PLEAS<br><br>NINTH JUDICIAL CIRCUIT |
| PEGGY KANDIES,<br><br>Plaintiff,<br><br>v.<br><br>CITY OF NORTH CHARLESTON, ANGELA MCJUNKIN, WILLIAM TAYLOR, JOYCE SMITH, DARBIS BRIGGMAN, RUBEN POTTS, BRITTANY BUTLER, JAMEL FOSTER, AIKEN, TIM CAMPBELL, MICHAEL BURGESS, TINA SUTHERLAND, CARLTON BOURNE, and CHAD KURD,<br><br>Defendants. | CASE NO. 2023-CP-10-01484<br><br>**ORDER GRANTING DEFENDANTS' MOTION TO DISMISS** |

RECEIVED
JUL 25 2024
SC Court of Appeals

THIS MATTER CAME BEFORE THE COURT FOR A HEARING ON February 15, 2024, on two motions: (1) a Motion to Dismiss in lieu of an answer filed pursuant to Rule 12(b)(6) of the South Carolina Rules of Civil Procedure by Defendants City of North Charleston (the "City"), Angela McJunkin, William Taylor, Darbis Briggman, Ruben Potts, Jamel Foster, Aiken, Tim Campbell, Michael Burgess, Carlton Bourne, and Chad Kurp (collectively, the "Defendants") on April 28, 2023, and (2) Plaintiff's Motion to Deny Defendants' Motion to Dismiss filed on May 9, 2023. Plaintiff appeared *pro se* and J. Matthew Johnson, Esq. and Wesley A. Southern, Esq. appeared on behalf of the Defendants. The Defendants filed a memorandum of law in support of their motion and in response to Plaintiff's motion on January 10, 2024, and Plaintiff filed a responsive memorandum on February 9, 2024. Having reviewed the pleadings, the memoranda, the law, and considered the arguments presented, this Court finds that the Defendants' Motion to Dismiss should be GRANTED, Plaintiff's Motion to Deny Defendants' Motion to Dismiss should be DENIED, and this case should be DISMISSED WITH PREJUDICE.

ELECTRONICALLY FILED - 2024 Feb 28 10:28 AM - CHARLESTON - COMMON PLEAS - CASE#2023CP1001484

## I. BACKGROUND

Plaintiff, proceeding *pro se*, filed this action on March 27, 2023, against the City and several of its employees. Plaintiff's Complaint has the form and appearance of a legal document and, liberally construed, appears to assert claims for malicious prosecution against all Defendants. Generally, Plaintiff's claims are based upon her interactions with the City and its employees over the enforcement of City ordinances regarding the maintenance, upkeep, and habitability of residential property Plaintiff owns in the City. Plaintiff alleges a history of events between herself and the City, but her Complaint primarily focuses on underlying proceedings in the fall of 2021 before the City's Public Safety and Housing Committee (the "Committee").

On September 21, 2021, the City filed a Summons and Complaint before the Committee and these documents were filed with the Charleston County Clerk of Court, Case No. 2021-CP-10-04350. A hearing was held before the Committee on October 12, 2021. In both her filings and in the hearing before this Court, Plaintiff admitted to attending that hearing, which is corroborated in the public records from that underlying proceeding. On October 18, 2021, the Committee filed an order with the Charleston County Clerk of Court in Case No. 2021-CP-10-04350 which found that Plaintiff was in violation of certain city ordinances. That order provided that Plaintiff had sixty days from the date of the order, or until December 17, 2021, to bring her property into compliance and further provided that if she failed to do so, the City was authorized to take action necessary to bring the property into compliance. Under the applicable City ordinances, Plaintiff also had sixty days in which to seek injunctive relief to challenge the order. The public records reflect Plaintiff did not timely seek injunctive relief or otherwise timely appeal the order.

Instead, Plaintiff filed the instant action on March 27, 2023. The Defendants collectively filed the motion to dismiss in lieu of an answer on April 28, 2023. In response to the motion,

ELECTRONICALLY FILED - 2024 Feb 28 10:28 AM - CHARLESTON - COMMON PLEAS - CASE#2023CP1001484

Plaintiff filed a Motion to Deny Defendants' Motion to Dismiss on May 9, 2023. For the reasons set forth below, the Court finds that Plaintiff's Complaint, even liberally construed, does not state a legally cognizable claim for relief against any Defendant. Further, based upon the allegations and the public record, Plaintiff cannot state any viable claim against the Defendants. Accordingly, the Court dismisses Plaintiff's Complaint with prejudice.

## II. LEGAL STANDARD

"Generally, in considering a 12(b)(6) motion, the trial court must base its ruling solely upon allegations set forth on the face of the complaint." *Ashley River Properties I, LLC v. Ashley River Properties II, LLC*, 374 S.C. 271, 277-78, 648 S.E.2d 295, 298 (Ct. App. 2007) (internal citations omitted). "The question is whether, in the light most favorable to the plaintiff, and with every doubt resolved in his behalf, the complaint states any valid claim for relief." *Plyler v. Burns*, 373 S.C. 637, 645, 647 S.E.2d 188, 192 (2007) (internal citation omitted).

## III. ANALYSIS

### A. PLAINTIFF'S COMPLAINT IS DISMISSED BECAUSE IT FAILS TO STATE A CLAIM AGAINST THE DEFENDANTS.

#### 1. The public record shows that Plaintiff cannot establish all of the elements of a malicious prosecution claim.

As discussed above, Plaintiff's Complaint purports to assert a malicious prosecution claim based upon the proceedings before the Committee in the fall of 2021. To maintain an action for malicious prosecution, Plaintiff must establish: (1) the institution or continuation of original judicial proceedings, (2) by or at the instance of the defendant, (3) termination of such proceedings in plaintiff's favor, (4) malice in instituting such proceedings, (5) lack of probable cause, and (6) resulting injury or damage. *Law v. S.C. Dep't of Corrections*, 368 S.C. 424, 435 (2006). Here, public records show that Plaintiff cannot establish two of these six elements, which is fatal to her malicious prosecution claim.

ELECTRONICALLY FILED - 2024 Feb 28 10:28 AM - CHARLESTON - COMMON PLEAS - CASE#2023CP1001484

First, Plaintiff cannot establish the favorable termination of the underlying proceedings. The order filed in Case No. 2021-CP-10-04350 on October 18, 2021, shows that the Committee ruled against Plaintiff and determined Plaintiff's "Property violates §§ 9-67(1), 9-67(6), and 10-26 of the City Code." Pursuant to the City's ordinances governing matters before the Committee, Plaintiff had sixty (60) days to appeal but failed to do so. The order filed on October 18, 2021, is a final determination against the Plaintiff and, therefore, Plaintiff cannot establish the favorable termination of the Committee proceedings against her.

Additionally, Plaintiff also cannot establish any lack of probable cause. The existence of probable cause to initiate the Committee proceedings is evident on the face of the October 18, 2021, order, both in its factual findings as well as its determination that Plaintiff's Property violated the City's ordinances. Further, photos taken by a third-party as part of Plaintiff's homeowner's insurance claim a few months prior to the institution of the Committee matter show the Property was not habitable and supports the Committee's finding that Plaintiff's property was in violation of the City Code.[1] Because Plaintiff cannot, as a matter of law, establish the elements of a malicious prosecution claim, Plaintiff's malicious prosecution claim, which appears to be based solely on the proceedings before the Committee, is dismissed with prejudice.

**2. To the extent Plaintiff's claims are based upon events prior to March 27, 2021, they are time barred.**

Plaintiff's Complaint was filed on March 27, 2023. As discussed in more detail below, Plaintiff's claim falls under the South Carolina Tort Claims Act, which contains a two-year statute of limitations unless a verified claim is filed, in which event the statute of limitations is three years.

[1] These photos were filed as "Exhibit D" to Defendants' memorandum of law. The Court takes judicial notice of these photos which have been filed in the public record in Plaintiff's current lawsuit against her insurance carrier. *See* Docket No. 65-3 in PACER records for C/A 2:22-cv-04521-RMG-MGB, available at https://pacer.uscourts.gov/.

ELECTRONICALLY FILED - 2024 Feb 28 10:28 AM - CHARLESTON - COMMON PLEAS - CASE#2023CP1001484

*See* S.C. Code Ann. § 15-78-110; *see also* S.C. Code Ann. § 15-78-80 (setting forth specific procedures which must be followed to file a verified claim under the Tort Claims Act). There is nothing in the record which shows a verified claim was filed thus, under the applicable two year statute of limitations, any claim based upon an event which occurred prior to March 27, 2021, is time barred. Although Plaintiff's claims appear to be centered on the Committee proceedings in the fall of 2021, Plaintiff's filings discuss events which occurred as far back as 2013. This Court finds that to the extent Plaintiff's claims are based upon events prior to March 27, 2021, they are time barred and any such claims fail as a matter of law.

**3. Plaintiff's claims regarding the underlying Public Safety and Housing Committee proceedings are barred by res judicata and collateral estoppel.**

Plaintiff's Complaint, as well as her arguments raised at the hearing on this motion, suggest that Plaintiff wishes to relitigate the proceedings before the Committee. However, Plaintiff is barred from relitigating those proceedings by the doctrines of res judicata and collateral estoppel. Res judicata bars subsequent actions by the same parties when the claims arise out of the same transaction or occurrence that was the subject of a prior action between those parties. *See S.C. Pub. Int. Found. v. Greenville Cnty.*, 401 S.C. 377, 389, 737 S.E.2d 502, 508 (Ct. App. 2013) ("[a] litigant is barred from raising any issues which were adjudicated in the former suit and any issues which might have been raised in the former suit"). Collateral estoppel is similar, but addresses issues rather than claims. "Collateral estoppel, also known as issue preclusion, prevents a party from relitigating an issue that was decided in a previous action, regardless of whether the claims in the first and subsequent lawsuits are the same." *Carolina Renewal, Inc. v. S.C. Dep't of Transp.*, 385 S.C. 550, 554, 684 S.E.2d 779, 782 (Ct. App. 2009).

Here, any claims arising from the underlying Committee proceedings are barred by res judicata and collateral estoppel because Plaintiff had a full and fair opportunity to litigate the

ELECTRONICALLY FILED - 2024 Feb 28 10:28 AM - CHARLESTON - COMMON PLEAS - CASE#2023CP1001484

underlying issues in that matter: Plaintiff admits she was present before the Committee and, therefore, had the opportunity to present her side of the issues related to her property's compliance or lack thereof with the City's ordinances. Further, an avenue existed for Plaintiff to challenge the October 18, 2021, Committee order. Plaintiff cannot relitigate her Committee proceedings in this Court.

**B. PLAINTIFF'S CLAIMS ARE BARRED BY THE SOUTH CAROLINA TORT CLAIMS ACT AND THE NORTH CHARLESTON CODE OF ORDINANCES.**

**1. All individual defendants are immune from suit under the South Carolina Tort Claims Act, S.C. Code Ann. § 15-78-70.**

Plaintiff's malicious prosecution claim is a tort claim and is therefore governed by the South Carolina Tort Claims Act ("SCTCA"), S.C. Code Ann. § 15-78-10, *et seq.* *See* S.C. Code Ann. § 15-78-20(b) (stating the SCTCA constitutes "the exclusive civil remedy for any tort committed by a governmental entity, its employees, or its agents"). "The Tort Claims Act governs all tort claims against governmental entities and is the exclusive civil remedy available in an action against a governmental entity or its employees." *Proctor v. Dep't of Health & Envtl. Ctrl.*, 368 S.C. 279, 290, 628 S.E.2d 496, 502 (Ct. App. 2006). Plaintiff's claims against the individual Defendants are barred because, as employees of the City, they are immune from suit pursuant to the SCTCA. *See* S.C. Code Ann. § 15-78-70(c) (providing suits under the SCTCA "shall name as a party defendant only the agency or political subdivision for which the employee was acting"). Thus, this Court dismisses Plaintiff's claims against the individual Defendants.

**2. Plaintiff's claims are barred by multiple exceptions to the waiver of immunity in the South Carolina Tort Claims Act, S.C. Code Ann. § 15-78-60.**

As discussed above, Plaintiff's malicious prosecution claim is governed by the SCTCA. "Provisions establishing limitations upon and exemptions from liability of a governmental entity must be liberally construed in favor of limiting liability." *Health Promotion Specialists, LLC v.*

ELECTRONICALLY FILED - 2024 Feb 28 10:28 AM - CHARLESTON - COMMON PLEAS - CASE#2023CP1001484

*S.C. Bd. of Dentistry*, 403 S.C. 623, 635, 743 S.E.2d 808, 814 (2013); *see also* S.C. Code Ann. § 15-78-20(f) (declaring public policy that provisions of SCTCA "must be liberally construed in favor of limiting the liability of the" governmental entity). This Court finds Plaintiff's Complaint is barred by multiple provisions of the SCTCA, specifically S.C. Code Ann. § 15-78-60(1), (2), (3), (4), (20), and (23), as set forth below.

**a. S.C. Code Ann. §§ 15-78-60(1) and (2).**

Section 15-78-60(1) provides that a "governmental entity is not liable for a loss resulting from ... legislative, judicial, or quasi-judicial action or inaction" while Section 15-78-60(2) provides that a "governmental entity is not liable for a loss resulting from ... administrative action or inaction of a legislative, judicial, or quasi-judicial nature." S.C. Code Ann. §§ 15-78-60(1-2). Here, the underlying Committee proceedings were, at a minimum, quasi-judicial in nature and therefore the City cannot be liable for its actions or inactions related to the underlying Committee matter including, without limitation, filing the matter, the hearing, and the Committee's findings and order that Plaintiff's property violated the City Code. Accordingly, this Court finds Plaintiff's claims are barred by S.C. Code Ann. §§ 15-78-60(1) and (2). *See Hawkins v. City of Greenville*, 358 S.C. 280, 294, 594 S.E.2d 557, 564 (Ct. App. 2004) (finding that a municipality acted in a quasi-judicial manner where it "exercise[d] [] measured policy judgments").

**b. S.C. Code Ann. § 15-78-60(3).**

Section 15-78-60(3) provides that a "governmental entity is not liable for a loss resulting from ... execution, enforcement, or implementation of the orders of any court or execution, enforcement, or lawful implementation of any process." S.C. Code Ann. § 15–78–60(3). As discussed above, public records establish the Committee proceedings were lawfully implemented. Accordingly, this Court finds that Section 15-78-60(3) bars any claims arising from the initiation of the Committee matter. *See Kifayatuthelezi v. S.C. Dep't of Corr.*, 2019 WL 4675355, at *7

ELECTRONICALLY FILED - 2024 Feb 28 10:28 AM - CHARLESTON - COMMON PLEAS - CASE#2023CP1001484

(D.S.C. Mar. 4, 2019) (federal district court applying South Carolina law and finding claims based upon "implementation and enforcement of the order" barred by § 15-78-60(3)), *adopted*, 2019 WL 4671159 (D.S.C. Sept. 25, 2019), *aff'd*, 805 F. App'x 229 (4th Cir. 2020).

**c. S.C. Code Ann. § 15-78-60(4).**

Section 15-78-60(4) provides that a "governmental entity is not liable for a loss resulting from ... adoption, enforcement, or compliance with any law or failure to adopt or enforce any law, whether valid or invalid, including, but not limited to, any charter, provision, ordinance, resolution, rule, regulation, or written policies." S.C. Code Ann. § 15-78-60(4) (emphasis added). Here, this Court finds this immunity applies on the face of Plaintiff's Complaint because it is clear that Plaintiff's claim arises from her disagreement with the City's enforcement of its ordinances and are thus barred by S.C. Code Ann. § 15-78-60(4). *See Repko v. Cty. Of Georgetown*, 424 S.C. 494, 500, 818 S.E.2d 743, 747 (2018) (applying § 15-78-60(4) to bar claims against governmental entity where claims were based on the governmental entity's alleged failure "to comply with or enforce its rules, regulations, and policies").

**d. S.C. Code Ann. § 15-78-60(20).**

Section 15-78-20 provides that a "governmental entity is not liable for a loss resulting from ... an act or omission of a person other than an employee including but not limited to the criminal actions of third persons." S.C. Code Ann. § 15-78-60(20). Plaintiff's filings reference her dispute with her homeowner's insurance company, which she blames for her home's condition and which she appears to allege led to the City initiating the Committee matter. To the extent Plaintiff is attempting to assert liability against the City because of the actions of her insurance carrier, this Court finds any such claims are barred by S.C. Code Ann. § 15-78-60(20). *See Smith v. Reg'l Med. Ctr. of Orangeburg & Calhoun Ctys.*, 394 S.C. 110, 116, 713 S.E.2d 656, 659 (Ct. App.

ELECTRONICALLY FILED - 2024 Feb 28 10:28 AM - CHARLESTON - COMMON PLEAS - CASE#2023CP1001484

2011) (finding governmental entity could not be liable for acts of non-party independent contractor).

**e. S.C. Code Ann. § 15-78-60(23).**

Finally, Section 15-78-60(23) provides that a "governmental entity is not liable for a loss resulting from ... the institution or prosecution of a judicial proceeding." S.C. Code Ann. § 15–78–60(23). Courts interpreting this provision have uniformly held this SCTCA provision bars malicious prosecution claims. *See, e.g., McCoy v. City of Columbia*, 929 F. Supp. 2d 541, 567, n.10 (D.S.C. 2013) (holding governmental entity was immune from plaintiff's "cause of action for malicious prosecution plainly falls" within immunity provided by § 15-78-60(23)). This Court finds that Plaintiff's malicious prosecution claim is likewise barred by Section 15-78-60(23).

**3. Plaintiff's claims are barred by City Ordinance § 10-34.**

Plaintiff's claim arising from the Committee proceedings are also barred by the City's own ordinances. Plaintiff's claim seeks money damages from the City; however, under City Code § 10-34(a), the only available remedy related to a Committee order is injunctive relief. Further, the City Code bars monetary damages arising from Committee proceedings. Specifically, City Code § 10-34(b) states in pertinent part:

> (b) ... The remedies herein provided shall be exclusive remedies and no person affected by an order of the public safety and housing committee shall be entitled to recover any damages for action taken pursuant to any order of the public safety and housing committee, or because of compliance by the public safety and housing officer, the director of code enforcement, or the fire chief with any order of the public safety and housing committee."

City Code § 10-34(b) (emphasis added). This Court finds the plain language of Section 10-34(b) bars Plaintiff's claim for money damages in this action. *See, e.g. Mikell v. Cnty. of Charleston*, 386 S.C. 153, 160, 687 S.E.2d 326, 330 (2009) (interpreting county ordinance and noting "[t]he

ELECTRONICALLY FILED - 2024 Feb 28 10:28 AM - CHARLESTON - COMMON PLEAS - CASE#2023CP1001484

primary rule of statutory construction is to ascertain and give effect to the intent of the [governing body]").

**C. FURTHER AMENDMENT OF THE COMPLAINT WOULD BE CLEARLY FUTILE.**

Finally, mindful of the South Carolina Supreme Court's guidance in *Skydive Myrtle Beach, Inc. v. Horry Cnty.*, 426 S.C. 175, 190, 826 S.E.2d 585, 593 (2019), this Court finds that any further amendment of Plaintiff's complaint would clearly be futile. As discussed above, it is clear the South Carolina Tort Claims Act bars any tort claims Plaintiff might assert under state law regarding the underlying Committee proceedings and this Court further finds the South Carolina Tort Claims Act would bar any tort claim based upon the City's actions to implement the October 18, 2021, Committee order. Further, Plaintiff has filed a document which discusses pursuing claims for a violation of her Fourth Amendment rights against the Defendants for entering her property to implement the Committee order. However, any entry onto Plaintiff's property was lawful and because the Fourth Amendment is only concerned with unlawful, *i.e.* unreasonable, searches and seizures, there can be no Fourth Amendment violation. *See, e.g., Soldal v. Cook Cnty., Ill.*, 506 U.S. 56, 71 (1992) (recognizing that "reasonableness is still the ultimate standard" under the Fourth Amendment and that if government officials "were acting pursuant to a court order ... a showing of unreasonableness on these facts would be a laborious task indeed" (internal quotations and citations omitted); *Nixon v. Montgomery Cnty., Md.*, 251 F. App'x 141, 145 (4th Cir. 2007) (holding county's entry onto property to bring property into compliance with county ordinances did not violate the Fourth Amendment where due process was provided through availability of county proceedings to dispute property condition). Therefore, any Fourth Amendment claim Plaintiff might wish to make would be futile. For all these reasons, the Court finds that it need not provide Plaintiff leave to amend her complaint since any amendment would clearly be futile.

ELECTRONICALLY FILED - 2024 Feb 28 10:28 AM - CHARLESTON - COMMON PLEAS - CASE#2023CP1001484

## IV. CONCLUSION

THEREFORE, for the foregoing reasons, it is hereby ORDERED that Defendants' Motion to Dismiss is hereby GRANTED, Plaintiff's Motion to Deny Defendants' Motion to Dismiss is DENIED, and Plaintiff's Complaint is DISMISSED WITH PREJUDICE.[2]

AND IT IS SO ORDERED.

[*JUDICIAL E-SIGNATURE PAGE TO FOLLOW*]

[2] Plaintiff additionally named three other individuals alleged to be City employees: Joyce Smith, Brittany Butler, and Tina Sutherland. According to Defendants' Motion, those three Defendants were former City employees and thus the City did not accept service for them. There is no proof of service filed related to those three Defendants nor does the record contain any indication those individuals have ever been served. Accordingly, those Defendants are subject to dismissal without prejudice pursuant to Rule 5(d), SCRCP. However, as discussed above, the Court finds the allegations and underlying issues in this matter do not support any cognizable claim. Accordingly, the Court dismisses the entire case with prejudice, to include the unserved Defendants.

ELECTRONICALLY FILED - 2024 Feb 28 10:28 AM - CHARLESTON - COMMON PLEAS - CASE#2023CP1001484

Charleston Common Pleas

**Case Caption:** Peggy Kandies VS North Charleston City of , defendant, et al

**Case Number:** 2023CP1001484

**Type:** Order/Dismissal

IT IS SO ORDERED!

/s Hon. Bentley D. Price, Circuit Judge 2766

Gmail Search mail

Compose

Inbox 5,234
Starred
Snoozed
Sent
Drafts 105
More

Labels

# Case No. 2023-CP-10-01484, Peggy Kandies v. City of North Charleston, et al.

**J. Matthew Johnson**
Dear Judge Price: I represent the Defendants in the above-referenced matter. Defendants' Motion to Dismiss is scheduled to be heard n

**J. Matthew Johnson**
to bpricelc@sccourts.org, bpricesc@sccourts.org, Amanda, Wes, me

Dear Judge Price,

Per your request at last Thursday's hearing in the above-referenced case, I have prepared a formal order granting my clients' motion to c

The Plaintiff has been copied on this and additionally a hard copy of the proposed order has been mailed to her today.

Please let me know if the Court requires anything further.

Very respectfully,

Matt

J. Matthew Johnson
**CHANDLER & DUDGEON LLC**
PO Box 547
Charleston, SC 29402
843-577-5420
843-577-5650 (fax)

www.chandlerdudgeon.com

Street Address:
180 E. Bay St., Suite 200
Charleston, SC 29401

CONFIDENTIALITY NOTICE: This e-mail message is intended only for the personal and confidential use of the designated recipient(s) named abo under applicable law. If you are not a named recipient, YOU ARE HEREBY NOTIFIED that any review, dissemination, distribution, disclosure or co Immediately at the telephone number listed above to arrange for the return and/or deletion of the original message. Thank you for your cooperat

**FORM 7**
**PROOF OF SERVICE OF A NOTICE OF APPEAL**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

---

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Bentley Price, Circuit Court Judge

---

Case No. 2023-CP-10-1484

---

City of North Charleston, et al Respondent,

v.

Peggy Kandies Appellant.

---

PROOF OF SERVICE

---

I certify that I have served the Notice of Appeal on Charleston County Court by depositing a copy of it in the United States Mail, postage prepaid, on March 10,2024, addressed to the Clerk of Court, 100 Broad St., Charleston, South Carolina 29401,

March 10,2024

Peggy Kandies
2499 Gable St.
North Charleston, South Carolina
cc29406(843) 364-7003
Pro Se /Appellant

STATE OF SOUTH CAROLINA )
COUNTY OF Charleston )

Peggy Kandies
Plaintiff,
vs.
City of North Charleston, et al
Defendant. )

IN THE COURT OF COMMON PLEAS
9 JUDICIAL CIRCUIT

CASE NO.: 2023CP-1001484

**MOTION AND ORDER INFORMATION FORM AND COVERSHEET**

Appeal of Order written by Defendants Attorneys

| Plaintiff's Attorney: | Defendant's Attorney: |
|---|---|
| _____, Bar No. Pro se | _____, Bar No. _____ |
| Address: | Address: |
| Phone: _____ Fax 843-364-7003 | Phone: _____ Fax _____ |
| E-mail: _____ Other: Peggy Kandies80@gmail.com | E-mail: _____ Other: _____ |

☒ **MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III)**
☐ **FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III)**
☐ **PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)**

**SECTION I: Hearing Information**

Nature of Motion: Appeal
Estimated Time Needed: _____ Court Reporter Needed: ☒ YES/☐ NO

**SECTION II: Motion/Order Type**

☐ Written motion attached Appeal
☐ Form Motion/Order
I hereby move for relief or action by the court as set forth in the attached proposed order.

Peggy Kandies
Signature of Attorney for ☐ Plaintiff / ☐ Defendant

March 10, 2024
Date submitted

**SECTION III: Motion Fee**

☐ PAID – AMOUNT: $ 0
☒ EXEMPT: (check reason)
- ☐ Rule to Show Cause in Child or Spousal Support
- ☐ Domestic Abuse or Abuse and Neglect
- ☒ Indigent Status ☐ State Agency v. Indigent Party
- ☐ Sexually Violent Predator Act ☐ Post-Conviction Relief
- ☐ Motion for Stay in Bankruptcy
- ☐ Motion for Publication ☐ Motion for Execution (Rule 69, SCRCP)
- ☐ Proposed order submitted at request of the court; or, reduced to writing from motion made in open court per judge's instructions
  Name of Court Reporter: _____
- ☒ Other: New Hearing by a Qualified Judge

**JUDGE'S SECTION**

☐ Motion Fee to be paid upon filing of the attached order.
☐ Other:

JUDGE CODE _____
Date: _____

**CLERK'S VERIFICATION**

Collected by: _____ Date Filed: _____
☐ MOTION FEE COLLECTED: $ _____
☐ CONTESTED – AMOUNT DUE: $ _____

SCCA 233 (11/2003)

Dominion Energy®

SERVICE FOR
MS PEGGY S KANDIES
2499 GABLE ST
CHARLESTON SC 29406-9014

ACCOUNT NUMBER
7-2100-7127-8320

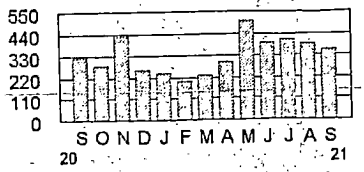
| DATE DUE | CREDIT BALANCE |
|---|---|
| No Payment Due | -$527.56 |

USTOMER SERVICE 1-800-251-7234
am - 6pm, Monday - Friday

MERGENCY SERVICE 1-888-333-4465
4 HOURS A DAY
*as leaks, downed lines or power outages*

EPTEMBER STATEMENT GENERATED
N:
Sep 20 2021

**Electric Usage History** - kWh




| | Sep 20 | Sep 21 |
|---|---|---|
| kWh used | 322 | 359 |
| Days in billing period | 30 | 30 |
| Cost | $39.14 | $53.96 |

For a complete set of tools to analyze your usage, log on to DominionEnergySC.com.

To view your account online, go to DominionEnergySC.com and enter the following activation code: 3539

PLEASE KEEP THIS PORTION FOR YOUR RECORDS.

## Dominion Energy South Carolina

DominionEnergySC.com

### ACCOUNT SUMMARY

| | |
|---|---|
| Previous Bill Amount | $ -581.52 |
| Payment Received No payments received | -0.00 |
| Current Charges | 53.96 |
| **Credit Balance** | **-$527.56** |

*No payment is due this month. Your account has a credit balance. This credit will be applied to your next bill which will reduce the amount of your next bill.*

### SUMMARY OF CURRENT CHARGES

| | |
|---|---|
| Electric Charges | $53.96 |
| ***Total Current Charges*** | ***$53.96*** |

### CURRENT CHARGES

**Electric Charges**

RATE PLAN
008 - Residential Service

METER READING
Electric Meter read on 09/17/21 at 01:03 pm
*(Next scheduled read date 10/15/21)*

| METER NO. | BILLING PERIOD | DAYS | CURRENT | | PREVIOUS | | CONSTANT | | KWH |
|---|---|---|---|---|---|---|---|---|---|
| 002056600 | 8/18/21 - 9/17/21 | 30 | 2790 | - | 2431 | X | 1 | = | 359 |

| | |
|---|---|
| Basic Facilities Charge | 9.50 |
| 359 kWh X $ 0.116850 | 41.95 |
| Renewable Energy Resources | 1.00 |
| Temporary Tax Credit | -0.57 |
| Franchise Fee 4.00% Paid To The City Of North Charleston | 2.08 |
| **Total Electric Charges** | **$53.96** |

City of North Charleston
Darbis Briggman had my
power cut off on
Oct. 5, 2021

**Dominion Energy**
**South Carolina**

ACCOUNT NUMBER
**7-2100-7127-8320**
DATE DUE
**No Payment Due**
CREDIT BALANCE
**-$527.56**

00000008109 11 RG 263308414

MS PEGGY S KANDIES
2499 GABLE ST
CHARLESTON SC 29406-9014

PO Box 100255
Columbia, SC 29202-3255

7210071278320090000000000000000000000000

State of South Carolina
County of Charleston

| | |
|---|---|
| Peggy Kandies<br>Plaintiff<br><br>vs.<br><br>The City of North Charleston Angela McJunkin, William Taylor, Darbis Briggman, Michael Burgess, Ruben Potts, Brittany Butler, Jamel Foster, Tim Campbell, Tina Sutherland, Carlton Bourne, Chad Kurd.<br><br>Defendants | In the Court of Common Pleas<br>Ninth Judicial Circuit<br><br>Case No: 2023-CP-10-01484<br><br>Response to Defendants Memorandum Motion to Dismiss and Plaintiff's Motion to Deny, May 9, 2023. |

Plaintiff, Peggy Kandies, Respect fully Submits this Response to Defendant's Memorandum relating to their Motion to Dismiss dated April 28, 2023, and Plaintiff filed a Motion to Deny Defendant's Motion to Dismiss, May 9, 2023 Plaintiff filed the Complaint due to the City of North Charleston's Code Enforcement harassment, and abuse of power that went beyond any ordinance that regulates properties within the City of North Charleston,

## Introduction

On October 17, 2019, Plaintiff fell at Red Lobster and had injuries to her left wrist being broken fractured and her 3 fingers fractured with the little finger being broken. Plaintiff went to Trident Emergency Room where X RAYS were taken, and a temporary CAST WAS APPLIED. with INSTRUCTIONS to go to a HAND SPECIALIST, Dr. Keith Sandiago, M.D. LowCountry Orthopaedics, and She did. Dr Sandiago did x RAYS and had his nurse put a hard cast on her hand up to elbo, with her fingers placed in CAST, for APPROX-imatly 6 weeks, and a special splint for her hand WAS placed on her arm and hand, with fingers next. Plaintiff had met a long time friend at Red Lobster, who had come from Rincon, Ga.

On Dec. 19, 2019, Lon Doty decided to come get her and take her to Rincon, Ga. to help her with healing, swollen, painful hand, wrist and 3 fingers. Lon Doty brought her back to her home on JAN. 03, 2020, and had to return to Rincon because of his 2 dogs.

Plaintiff with her hand still swelling and in the split, went into her home to find water coming from the attic, and called Stere Ireland, a friend, to help her. Stere went into the attic

to cut off the water valve to the hot water heater or cut off the hot water heater that had malfunctioned, therefore causing water to keep running out of the attic through the attic. Steve Ireland brought his Shop-Vac and began vacuuming up water while Plaintiff called Liberty Mutual to file a claim 045268834 Liberty Mutual's claims person gave Plaintiff claim #045268834. for her policy H37-258-171652-20.- for Accidential / Sudden Plumbing / HVAC - Broken Pipe/Hose/ Fixture. Same on Coverage Line. Exhibit # Date of Claim on the history list.

1. Richard Bohler, Adjuster, was assigned but said he was told by his boss not to go to Plaintiffs home due to Covid 19.
2. The delays began and then more damages were created because of the delays.
3. Liberty Mutual had hired the McKinsey firm who told them to use Delay, Deny, Defend tactics.
4. The City of North Charleston began harassing Plaintiff to the point that they, William Taylor and Angela McJunkin, told her that she couldn't have a yard sale, she couldn't have a Grill, or yard sales.

5. Plaintiff was bringing things out of the house to save things, as well as clothes. Plaintiff had no choice but to put things on the porch temporarily until she could go through the house and try to do it with one hand.

6. Plaintiff decided to have a yard sale while she was recuperating as well as saving cherished antique dishes, photoes, antique china, her clothes.

7. Plaintiff set up 3 tables with Tom Fastauch's help to put things on them to sell. William Taylor told Plaintiff that she couldn't have a yard sale, so she moved to the curb, sold and gave away. What was being kept was packed in bins, with Loretta Hill's help. We put the bins on Plaintiff's trailer, to take to storage. (All got stolen by the people)

8. Plaintiff Rented a storage Unit at Extra Room on University Blvd. on May 2020, to save her furniture and other items. The storage unit has cost Plaintiff over $5000.00 to present Plaintiff believed that Liberty Mutual would repair her home per her home owner policy, and thought she wouldn't have the unit long.

9. Liberty Mutual kept delaying, and wasn't getting Plaintiff, and her cats in a safe place per her policy.

10- Alexia Tarver was getting Plaintiff and her cats a place to stay, however, she was removed as adjuster and Richard Bohler was back and using Delay tactics.

11. As the delays kept mounting by Liberty Mutual Ins. Company, the City of North Charleston Code Enforcement became more abusive to Plaintiff.

Important to note that on the Complaint by Angela McJunkin,

#4. Pursuant to §9-86, the Health Officer did a preliminary investigation, found that TMS# 486-11-00-020 contains the following violations of:

A- §9-67 (1) Accumulations of scrap paper, junk, vehicle parts, trash, garbage, leaves, cans, vessels, broken bottles, pieces of china, glass, debris, waste matter of any kind, and

B- §9-67 (2) Grass, noxious weeds, vegetable growth, briars, brush and plants more than one foot in height except when cultivated or maintained.

These 2 paragraphs (A+B) are mis leading due to they are on a form Letter and not actual facts. Plaintiff's Property did not have all of those items listed on her property. written on Sept. 20, 2021 - it rained that day.

12. None of the documents were sent to Plaintiff that this Attorney has except the summons.

---

Note Plaintiff was not given any chance to prove her side by not being given the documents in this Motion to Dismiss

13. Note: B of §9-67 (2) Grass etc.
Plaintiff's grass was not one foot, it was 4" due to Plaintiff put a ruler in a pint jar and took pictures of several places.

14. Further: Plaintiff's property is 1.5 acre and grass was cut by Dennis Cojdon, sometimes Joe Baugh, both neighbors, and Tom Fastnauch, or by Plaintiff.

15. There is no way A+B related to Plaintiff's property at any time. This was and is misleading the Court and would mislead a jury.

16- The Summons was all that Angela McJunkin had sent to Plaintiff that are in this memorandum. Plaintiff would have responded to all of them. There was one that Angela stated that there was Human Waste on Plaintiff's property along with other misleading statements.

17. Angela McJunkin, with an unknown man in a SWAT shirt with his hand on his gun, and Chad Kurp, walked up on Plaintiff's driveway in approximatly Oct. 2021 with a document signed by Magistrate T. Doubty with Admistrative WARRANT written on it that was a warrant for a company that makes chemicals, to check on what was or is being made. Nothing to do with Plaintiff, so that makes it a fradulent warrant that Angela McJunkin handed Plaintiff.

---

A copy of the Administrative WARRANT is not in the documents in this memorandum. Angela McJunkin thought Plaintiff would forget it.

13- Note: B of §9-67(2)- Grass etc.

Plaintiff's grass was not one foot it was 4" due to Plaintiff put a ruler in a clear pint mason jar and placed it in several places in her back yard.

Further: She took pictures. Plaintiffs property is 1.5 acre and has fruit pear trees on the back side, with trees to include Cedar trees frame the lot to protect from winds, designed by Plaintiffs father.

Its a direct insult to say that car, parts, trash, scrap paper. debris, garbage, junk, leaves, pieces of China, glass, waste matter of any kind. Angela McJunkin had said that human waste was on Plaintiffs property, in which is a direct Lie. There is no way that would happen to Plaintiff's property. That would be misleading to a court, jury and a judge.

14- Plaintiff's property is 1.5 acre and grass has been cut by neighbors Dennis Cogdon a lot, and also Joe Baugh, as well as Tom Fastnauch, a Church member keeping the azalea's cut back by the house.

15- Because William Taylor and Angela McJunkin hired Mr. Gasden, who brought several aliens from Mexico, to take whatever they wanted, garden tools, push self propelled lean mower, rakes, shovels, electric trimmer, drop cords, and other hedge trimmer cutters, Plaintiff has no way to trim the bushes, rake, for leaves.

18, Angela McJunkin nor William Taylor never notified Plaintiff by mail or in person. any documents that are included in this memoranda, to include the complaint, except for the summons that Plaintiff Received after the sign was put on Plaintiffs side by the ditch about a meeting on Oct. 12, 2021.

19. In Approximatly Oct. 2021, 3. suvs, car, pulled up across Plaintiff's driveway, and a man in a SWAT shirt, with his hand on his gun, Angela McJunkin, and Chad Kurp, who Angela said was a Fire Marshall who would check to see if there was a fire hazard, however, he was not a Fire Marshall, nor is he a fireman. Angela handed Plaintiff a document that said "Admistrative Warrant" signed by Magistrate T. Doughty, who was the Magistrate who Refused to hear her over ~~the~~ Plaintiffs about the flat tire on Plaintiff's Ford Carversion Van that Maggie Brock had given Plaintiff that happened the night before that early morning (Approx 8:30Am) Someone had punchured the side wall of the Van's back Right tire, during the night. Her grandson, Jeff, was on his way with a tire Maggie Brock gave Plaintiff a ticket for the tire for $505.00 without giving her time for Jeff to put a tire on the Van. That was a violation on her part by not following guide to give 15 days to Repair. That caused Plaintiff to be

falsly arrested on Aug 30, 2013, causing injuries by handcuffs. Plaintiff filed a lawsuit on Aug. 28, 2015, who Glenn McGovern, from Meterie, La was going to be guest attorney for Plaintiff, Chris Lanning filed the case on Aug 28, 2015, but he made a mistake and filed some documents that released, both policemen and Plaintiff didn't sign the document.
Plaintiff went to court, and felt the judge wasn't reading documents and dismissed it in Feb. 14, 2020, 2015-CP-10-04772
Plaintiff wrote an appeal but Covid had been announced and everything shut down.

20. Then in early March Tammie Emanuel (wife of Darbis Briggman) Code Enforcement sent Plaintiff an Email to Lon Doty's Email in Rincon, Ga, that Plaintiff couldn't have anything on her property but "PLANTS" copy has been given to City of North Charleston.

21. Plaintiff wasn't aware that documents pg-3 had been filed in Charleston County mem. Court, nor was she sent a copy of 2021-CP-10-04350 notifying her that is Required by the Court.
Plaintiff would have filed a Reply to the Court if she had been sent a copy.
Code § 10-27 gives a person the Right to answer a complaint, therefore, the City of North Charleston Code Enforcement was and is in violation of the Right to answer, but wasn't mailed a copy by Angela McTunkin, or anyone.

22. The Code Enforcement of the City of North Charleston have misrepresented the facts relating to Plaintiff, Peggy Kandies, and their targeting her as of 2007, when DR Horton wanted Gable & Storen St. changed to give Horton a Grand Entrance by taking some of Plaintiffs property without compensation, and cutting down 3 trees on the point of her property, without permission or compensation for her 3 trees and property.

Tom Lewis of the DOT told Plaintiff that City of North Charleston, Keith Summy Mayor, made a deal with D. R. Horton to pay for all expenses to Sanders Brothers to change the Road and cut down 3 of Plaintiffs trees. The police woman threatened Plaintiff if she took pictures from Plaintiffs Sisters property, she would arrest her. Plaintiff had a right to take pictures

23. They bullied Plaintiff while she was upset over her Mother passing away. The property had been her parents home since 1961, that was the first house built in Deer Park on that Street.

24. Plaintiff has thought that she was being targeted because the illegal alien from Mexico, who had viciously attacked her, was going to be paroled on Nov 30, 2012, but after a friend decided that it was over her property that was taken in 2007 from her by the City of North Charleston, she believes that is the reason.

April 20, 2010

(Peggy Kandies. blogspot. com)

25- This attorney has in this memorandum that the City of North Charleston decided that they would use the Code Enforcement against Plaintiff instead of filing in court they would do proceedings before the Committee, because the Code provided a mechanism for the City to potentially assert a Lien against the Property if necessary.

The Complaint was filed with the Charleston County Clerk of Court and assigned Case No- 2021-CP10-04350. however Plaintiff wasn't served a copy, nor notified in any form so she could file an Answer to the City's Complaint.

Plaintiff would have filed an Answer and would have done all necessary filings to protect and defend herself, and all who knows her, knows she would have without fear.

Plaintiff hopes the judge or jury would see that by her present actions.

26- Plaintiff has suffered through the winters and summers since Liberty Mutual delayed and denied her claim.

27 On April first 2021, Plaintiff was given the Nuclear Stress Test by Dr. Robert Pringle and put on blood pressure medicine for Aorta Heart valve malfunction that is mild and correcting with Toprol medication.

28. On April 07, 2021, Plaintiff had an appointment with Dr. Pringle to put a monitor on her heart to see how she is doing. Plaintiff told Dr. Pringle about Liberty Mutual and City of North Charleston Code Enforcement actions and harassment against her. He told her to call Liberty Mutual and request a new adjuster, and she did. However, the person Plaintiff talked to (Stephanie) Requesting a new adjuster but someone changed her claim date to April 07, 2021, but it's Dec 19, 2019. Evidence that Plaintiff was taking a Storage Unit at Extra Room on May 2020, and put her bedrooms suits, wash stand (Antique) Baker's Block for Cooks, Dining Room Suit, Gateleg Table (bought in N.Y., L.I from Christine Sorgeson, some shoes, household items - Stereo set, Records - and other items.

29. If Plaintiff had filed a claim in 2021, she would have put her furniture in storage in 2021.

30. The City of North Charleston Code Enforcement went to Plaintiff's home on July 19, 2023 when she went to 7/11 gas station in early morning. William Taylor met Mr. Gadsen who had picked up approx. 8 aliens from Mexico and let them Rob my home, taking my Clothes, Shoes, Ironing board, and anything they wanted to include Plaintiff's vaccum cleaner. Someone there broke into Plaintiff's front door, taking brass parts of door and Storm door.

31. William Taylor is shown in pictures talking to Mr. Gadsen and the migrants had my things in piles with what they each were taking.
Plaintiff was robbed by the City of North Charleston, and the aliens Mr. Gadsen brought to steal my belongings and take what they wanted.
With No Legal documents.
Plaintiff wasn't given any documents warrant, or anything.
It was an illegal Search and Seizure against Plaintiff

32. Plaintiff had Antiques, Kitchen Antiques. tables, dishes, Cast iron collection that Plaintiff cooked in.
Many people who City of North Charleston has done this to, has suffered too.

33. Plaintiff is a Senior Citizen and what the City of North Charleston Code Enforcement has done to Plaintiff falls into the Elder Abuse Laws.

34. Plaintiff did comply with what the Committee said with the help of Joe Brough, Dennis Cogdon, Tom Fastnauch, Loretta Hill, Jeff Kordies who flew from Colorado to help her.
Dennis used his dumpster trailer and filled it up. They made 2 or 3 loads to the Land
60 days wasn't long enough nor was it Reasonable that a Committee without Legal training could make decisions on Plaintiff's property because Liberty Mutual should be ordered by a Judge or jury to Repair Plaintiff's home per her policy.

Attorney Mathew Johnson made a statement on page 5 that Plaintiff filed a lawsuit against the City, its Police Dept.; and generally others alleging she was falsely arrested on a bench warrant related to an appeal of another nuisance violation.
Complaint Case No: 2013-CP-10-04772

Correction

Plaintiff was in court with an attorney, Richard Bucanhan over a ticket that Maggie Brock, Code Enforcement, brought to Plaintiff for a flat tire on her Ford Conversion Van that someone during the night punctured the back Right tire, and it was flat, however, Jeff (grandson) was on his way with another tire. Over night, not days, Plaintiff's tires on her van were being punctured every 2 to 3 days on her van.
Maggie Brock was in violation of the ordinance that gives Plaintiff 15 days to correct, however her grandson was on his way to put another tire on her van.
Plaintiff had Broncitis, and went to the Mayor's office and talked to Sherry Pearson about it.
Then, Plaintiff called Sherry Pearson and she told Plaintiff not to worry about it, to take care of herself.
Plaintiff called the clerks office and talked to then clerk and asked her if she had a hearing and she said yes, March 21, 2013 - 2:00 PM. And this was March 18, 2013.

Plaintiff walked into the Court Room at North Charleston, and Angela McJunkin (who I'm told was Cartrette in 2013) and Sherry Pearson asked Plaintiff what she was doing there (it was 9:30Am) and Plaintiff told her she had a hearing at 2:00 pm. Angela asked, Ms. Kandies, (Plaintiff) what are you doing here? Plaintiff's Reply- "I have a hearing at 2:00 pm" Angela, "How did you know? Reply - "I didn't trust y'all, I called. Angela- Ms. Kandies will your van start if we go there now? Reply- "No, My grandson has the battery charging. Plus someone put Sugar or sand in the rear gas tank, and Jeff has to replace the gas tank.

Plaintiff went back to the court, and Magistrate Doughty called Plaintiff to the stand.

He asked Plaintiff if she was innocent or guilty, and Plaintiff said she did have a flat tire, trying to be truthful, but the tire had been punchured.

Plaintiff Requested to be heard, and Magistrate told her to sit down and he would hear her. Then he stood up, and Plaintiff saw Sherry Pearson shake her head "No" Magistrate Doughty told Bailiff to get Plaintiff to sign an agreement or go to jail for 10 Days. Plaintiff hired Richard Bucanhan to go to court on June 28, 2013.. We were there and Mr Buchanhan told me to pay $200.00 and it was settled. Plaintiff did.

On August 30, 2013 Plaintiff was arrested on Folly Beach and Ryland Reed put handcuffs on Plaintiff too tight, therefore, causing handcuff injuries.
Plaintiff's car was towed, and she was taken to jail where they made her pay $212.00, and wouldn't let her call her attorney, made her give her bank pass word to her debit card where they took $32.00 out to go with $80.00 Plaintiff had. She was then Released out front.
Plaintiff called Richard Buccahan and he came to get her to go get her car where she had to pay $150.00. Mr Buccahan went to North Charleston on Monday and they said they would Refund Plaintiff's $212.00, and would Refund $150.00 if she would sign a Release and not file a lawsuit against City of North Charleston. Plaintiff Refused. She had to go to the ER for injuries to both hands where they were put in cast & splint. Plaintiff found Atty. Glenn McGovern in Metaire, La who wrote the Charges and Pleading and C. Lanning signed them. But then Cooper, Wade and othe Attorney for City of No. Charleston, Pressured C. Lanning to sign a release for Police Dept, and both officers, stating Plaintiff had Volunteered to the Release, however Plaintiff Knew nothing about it and time passed that she couldn't Reverse it, therefore she fired C. Lanning and took charge of her case.
The City Attorneys had been "judge shopping" to get who they wanted, and Plaintiff was

Plaintiff was in Rincon, Ga at the time Recuperating from the injuries of her left wrist and 3 fingers, from a fall. She Received the order from the Court that the judge had dismissed her case, and she would have to do an appeal.
Plaintiff had an ear infection at the time and felt like the judge wasn't pleased with it, because she couldn't hear Real well in court.
In the present case, it has its own history of the City of North Charleston's Code Enforcement Abuse of power.
The case 2015-CR-10- shows that Angela McJunkin (Cartrette) has committed perjury in her statements that Plaintiff was a problem between April 2015 to Oct 2021, when the Code Enforcement's harassment, Bullying, and Abuse of Power, Negligence in their actions against Plaintiff.
Plaintiff has had problems with them since they took her property to change Storen & Gable Streets

Proof that Angela McJunkin has been targeting Plaintiff and not focusing on the trailer at 2421 Storen St. That person is Loaded with, trucks, and other things on his front yard and Noting gets done.
He has a canopy on his front yard along with the other items in his yard but Not. gets done About it, See pictures.

Plaintiff filed this case because the City of North Charleston has targeted her since 2- factors:

1- They illegally took part of her property to change the street for DR Horton without Compensation for 3 trees and property-

2- The City of North Charleston didn't do ANYthing when Tammie Emanuel Code Enforcement, was pressuring her to sell her '97 Buick LeSabre when she gave Plaintiff's phone number, name and address to "Cookie" who dismatled Plaintiff's Buick where it wouldn't start and offered $50.00 for it. 2013

3- Tammie Emanuel gave Plaintiff's name, address, phone Number to John Simmons who came to Plaintiff's home to get her Buick Cheap, and ANY metal on property. John Simmons said Tammie Emanuel told him she would pressure Plaintiff, with threats of tickets. He was to sell it and split the money with her. He got mad and told P the truth,

4. That Detective DeSheres didn't investigate what Tammie Emanuel was doing.

5. That Code Enforcement, Sal Mataes harassed Plaintiff over Peggy Smith's property on Elderberry Circle and harassed Peggy Smith sending her Letters and giving Plaintiff a ticket for her 78 Ford LTD II that she was moving to Walterboro. along with harassment over her Van that had tags, taxes, full Ins.

6. Plaintiff's property wasn't damaged until Dec 19, 2019. and can prove there wasn't anything but minor upkeep.

7. William Taylor told Plaintiff that she couldn't have her mother's 2 cup coffee holder on a glass table by garage but a candle holder could.

8. Angela McJunkin has misrepresented the facts relating to her actions against Plaintiff, false statements about Plaintiffs property.

9 The fact that the City of North Charleston and Liberty Mutual Ins. are conspiring together to keep Plaintiffs home from being Repaired,

10 That Plaintiff is a Senior Citizen and has Aorato valve of the heart problem.

11. That William Taylor and Angela McJunkin has Rasheed Brown follow Plaintiff to 7-11- and Gas Station on Rivers as well as the Library where she parks with engine & lights flashing. Brown told 7-11 employees that her boss told her to follow Plaintiff.

12. That Angela McJunkin has Retaliated against Plaintiff because Plaintiff. exposed their Code tickets being given to Residents for 6" of grass when ordiance states one foot.

There is more to this story but Plaintiff needs North Charleston Code Enforcement to Remove door wood so a contractor can give

an estimate of the damages.
Code Enforcement has blocked any entrance so Plaintiff can enter to take a Contractor.

13. Plaintiff needs her lawn mower and yard tools to cut back azaleas. William Taylor let the migrants take all yard tools.

14. Plaintiff has had to bring facts to the surface due to the City's attorney brought them up, on the facts of the lawsuit against the City of North Charleston, 2015-CP-10-09772, by Plaintiff.

Plaintiff prays the the Court will grant Plaintiff's Motion to Deny the City's Motion to Dismiss.

Plaintiff's case needs to be heard in order to bring the City's Code Enforcement employees before this Court to stop them from interfering with Plaintiff and her Insurance Company in repairs per her policy. Plaintiff has given a lot of information and evidence that can be presented to a jury. The City of North Charleston, Angela McJunkin, William Taylor and Darbis Briggman needs to be brought before this court so this can't happen to another Resident of any City.

Plaintiff prays that her case will not be dismissed and will move forward to make case law to protect other Residents, especially Senior Citizens who are subjected to this kind of treatment.

Plaintiff Respectfully submits this Response to the City of North Charleston's Motion to Dismiss and Respectfully requests that the Court Grant Plaintiff's Motion to Deny Defendants Motion to Dismiss.

Respectfully submitted on Feb. 06, 2024.

Sincerely
Peggy Kandies

Peggy Kandies
2499 Gable St.
North Charleston
SC 29406
843-364-9003

Mailed on this date of Feb 6, 2023 to the Charleston County Court

Mathew Johnson
Attorney for City of North Charleston

cc Peggy S Kandies
cc Michelle Carter

# Proof Of Service

I verify that I have mailed the original Expert Witness Statement by Carlton Walker on May. 14, 2024 with the United States Postal Service, to the United States District Court in Charleston, S. C.

Peggy S. Kondries
2499 Gable St.
North Charleston,
S. C. 29406
843-364-7003

Peggy S. Kondries

Golden Property Renovations, LLC
Lee Carlton Walker
Residential Builder
SCLLR License #: RBB 51493
843-478-5980

# Estimate

February 18, 2024

Address of Property:
2499 Gable Street
North Charleston, SC 29406

To whom it may concern,

After reviewing the property's condition, it is determined, based on the repairs, that it would have to be gutted down to the studs and then treated to remove the mold that is throughout the house.

Based on the appearance, it looks like the hot water heater in the attic had a failure and flooded the home. After speaking with the owner, she claims that she was out of town when the failure happened and flooded her home. She also informed me that it had been 2021 since I was unable to live in the home.

The damage to the property has been made worse by the delay in repairing the property after the hot water heater failure four years ago. The homeowner reports the hot water heater failure happened on December 19, 2019. The property damage has created mold throughout the house now. Also, the homeowner reported that the water damaged the kitchen and that the damage has escalated to more damage where there has been a breach in the roof system now. Water has now caused the kitchen's floor and walls to collapse.

Based on the current damage, the estimate is based on doing similar renovations like this one, and the cost to repair this home will range from $175,000.00 to $275,000.00

This would include gutting the home down to the studs to remove all mold on the walls and ceilings, pulling up the hardwood floors to remove the mold in the floors, and removing subflooring where needed. Also, replacing all of the damaged floor joists. The damage to the kitchen wall had messed up the outside band and plates. Replacing the rafters and rebuilding the wall between the kitchen and garage. Also, the electrical system has been damaged by water damage.

Based on the percentage of repairs, the code would require that the electrical system be brought up to the 2024 code standard, which the current codebook is the 2021 International Residential Code, also known as IRC 2021. This means that the entire house would have to be rewired to today's standards.

The house has asbestos siding, and since there is damage that would require asbestos abatement, the siding would have to be removed to environmental standards and replaced with Hardie Board, which is similar to the current siding except it is made out of concrete fiber. Once we touch the asbestos siding, this means the entire house would have to have the asbestos removed since it is a public health risk once disturbed and environmentally disposed of.

The Process:

Demo: Remove interior and damage.
Treat home for mold.
Rebuild walls and replace the roof.
Replace damaged floor joist and subfloor,
Remove asbestos and replace siding.
Rewire home to 2024 electrical standards
Replace the damaged water heater (The Cause of the Problem), upgrade plumbing to 2024 standards, and plumbing rough-in for the kitchen and bathroom.
Reinsulate home to 2024 standards
Sheetrock
New AC Duct Work and new unit. It has been off for years, and ductwork is contaminated.
New baseboards and molding.
Paint Interior and exterior
Install light fixtures
New kitchen and bathroom installed
New flooring installed
Blue Tape Touch-ups.
Certificate of Occupancy from the City of North Charleston so the owner can move back in.

Below are pictures of the property taken by Lee Carlton Walker of the damage. There are 48 pages to this document.

Thank you,

Lee Carlton Walker
Licensed Residential Builder

02/20/2024
Notary Public
Exp: 07/24/2025

# Peggy Kandies' Journal



The Assault

## Woman seeks justice, urges self defense training

Jim Tatum Wednesday, December 08, 2010

It was early in the evening on a weeknight in April and Peggy Kandies was in a friend's home in Sunrise Mobile Home Park, her cell phone in hand, trying to sort through a family tragedy.

Alone in the small mobile home, she felt safe enough; she had been there many times and knew a lot of the people in the park. In fact, her friend, Wesley Smith had just taken a neighbor to the store before going ahead to a pool tournament he was playing in Goose Creek.

Kandies heard a soft knock at the door.

http://www.ourgazette.com/news/Woman-seeks-justice--urges-self-defense-training

---

## Woman outraged attacker already up for parole

*Posted: Aug 15, 2011 12:49 PM PDT*
*Updated: Aug 16, 2011 4:38 AM PDT*
By Harve Jacobs - bio | email

BERKELEY COUNTY, SC (WCSC) -
A woman who was beaten while fighting off a would-be rapist is fighting again to keep her attacker behind bars.

Peggy Kandies was staying at a friend's trailer at the Sunrise Mobile Home Park on Red Bank Road when the man who lived next door targeted her. Kandies said she had no warning when 30-year-old Frederico Reyes burst through the door.

"He literally jumped on me when he came through the door," Kandies recalled. "He physically tried to rape me and while he was on top of me, he bit my mouth."
http://www.live5news.com/story/15270147/woman-outraged-attacker-already-up-for-parole

---

## Parole denied for man convicted of attacking woman

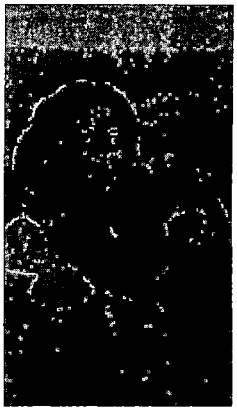
*Posted: Sep 14, 2011 4:36 PM PDT*
*Updated: Sep 14, 2011 6:06 PM PDT*
By Live 5 News Web Staff - email

Reyes is set to get out in December of 2012. Kandies says she is working to make sure he won't be eligible for parole again.

---



**PEGGY KANDIES**



Peggy and Terri

Peggy Kandies of North Charleston described to lawmakers an attack and attempted rape, she said, an illegal immigrant committed against her last April.

*"I don't want it to happen to your wives, your daughters, your mothers," Kandies said. "I want something done about it. I am begging y'all to do something about it."*

The subcommittee took nearly two hours of testimony from about a dozen people, the majority of whom opposed the bill. But the lawmakers were not persuaded; they had the votes to advance the bill before the meeting started.

**The Post and Courier**
House immigration bill advances
By Yvonne Wenger
Friday, May 13, 2011

**LINKS**

Putting Faces on Crimes by Illegal Aliens

**CONGRESSMAN TIM SCOTT**

Error loading feed.

**FEDERATION FOR AMERICAN IMMIGRATION REFORM**

Error loading feed.

**FOLLOWERS**

**Followers (5)**

Mark L. Torrey

Unfollow

**BLOG ARCHIVE**

▼ 2012 (2)

# Peggy Kandies' Journal



The Examiner

## Putting a face on alien crime: Peggy Kandies

- alien crime
- June 4, 2012
- By: Brian McElwee

*No matter how you slice it, illegal aliens are taking what they want. Apologists will offer up the tired old theory that aliens are just good, law abiding, hard working people who want a better life for their families. And then what? Well, then they take the better life, of course, sneaking across our borders or overstaying their visas while availing themselves of those things which should be the privilege of American citizens only.*

Read Part I on The Examiner

## Putting a face on alien crime: Peggy Kandies Part II

- alien crime
- June 7, 2012
- By: Brian McElwee

*Peggy Kandies had just come face to face with alien crime and survived. But little did she know that her ordeal was not yet over. She would now be forced to come face to face with the two most difficult parts of our criminal justice system for a victim to deal with, apathy and incompetence.*

Read Part II on The Examiner

## Putting a face on alien crime: Peggy Kandies - Part III

- alien crime
- June 20, 2012
- By: Brian McElwee

*Peggy Kandies' spirits were buoyed by an attentive judge who ordered charges against Frederico Reyes to be upgraded from the almost laughably light charge of simple assault to assault with intent to commit criminal sexual conduct. A second bond hearing was set for later in the day and with it, Kandies and all of her emotions were placed on hold.*

Read Part III on The Examiner

1 comment:

**Anonymous** August 15, 2012 at 5:31 AM

put the bastard in jail and let him rott there for hurting my friend..

Reply

**PEGGY KANDIES**

Peggy and Terri

Peggy Kandies of North Charleston described to lawmakers an attack and attempted rape, she said, an illegal immigrant committed against her last April.

*"I don't want it to happen to your wives, your daughters, your mothers," Kandies said. "I want something done about it. I am begging y'all to do something about it."*

The subcommittee took nearly two hours of testimony from about a dozen people, the majority of whom opposed the bill. But the lawmakers were not persuaded; they had the votes to advance the bill before the meeting started.

**The Post and Courier**
House immigration bill advances
By Yvonne Wenger
Friday, May 13, 2011

**LINKS**

Putting Faces on Crimes by Illegal Aliens

**CONGRESSMAN TIM SCOTT**

Error loading feed.

**FEDERATION FOR AMERICAN IMMIGRATION REFORM**

Error loading feed.

**FOLLOWERS**

**Followers (5)**

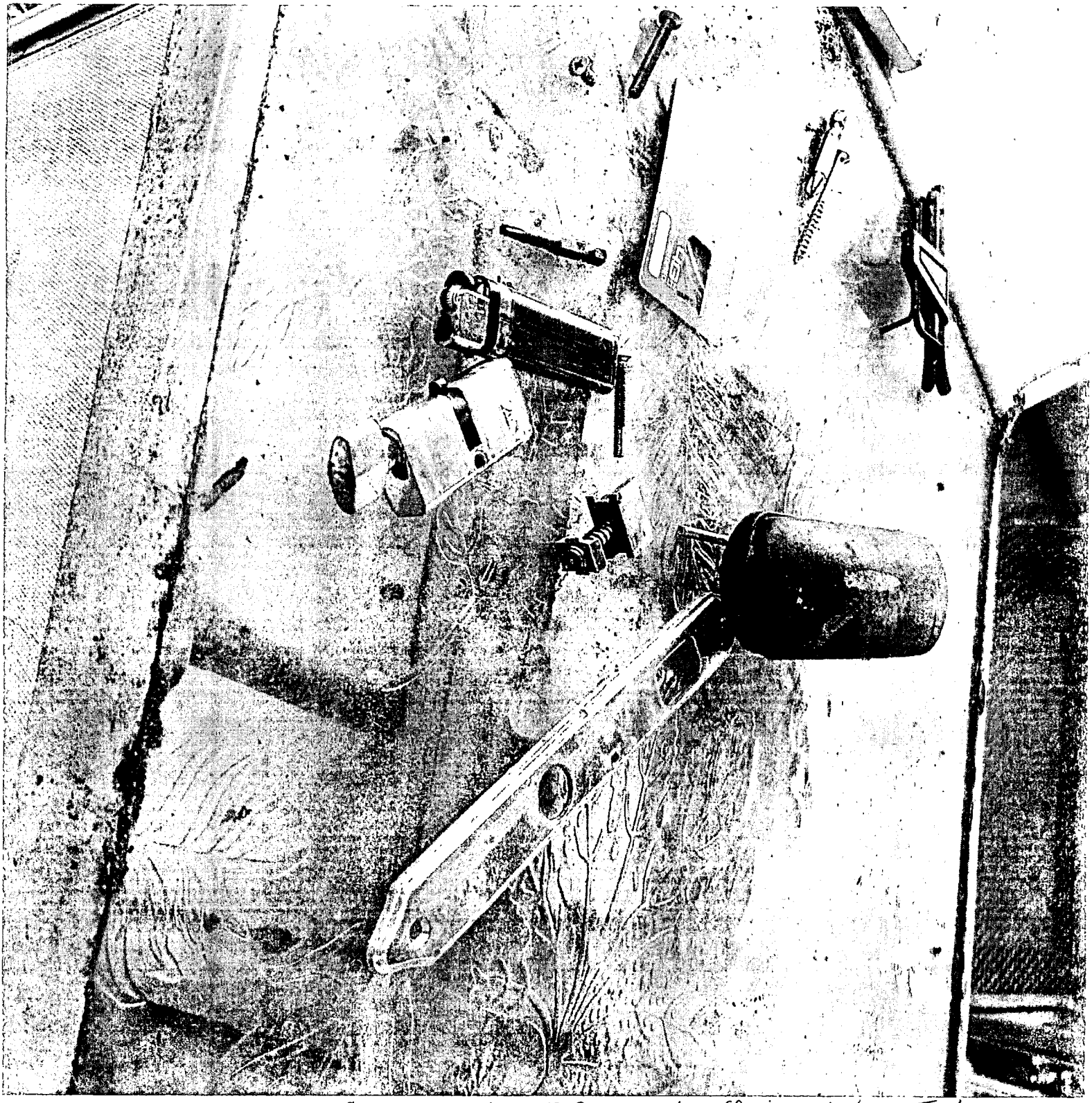
Mark L. Torrey

Unfollow

**BLOG ARCHIVE**

▼ 2012 (2)

exhibit D



The City of North Charleston Code Enforcement officer William Taylor brought Mr. Godsen. with approximatly 9 Illegal Mexicans to break into my house and I wasn't home
Basheeda Brown was monitoring me at 7-11-
I went home to find them taking my belongings on July 19 2023

FAX 843-745-1051

CD: 3/31/21 2:30pm
Officer: W. Taylor

March 26, 2021

Dear Judge Akyesha L. Brown

Re: Court Date - March 31, 2021 : 2:30PM
Ticket # 28547
Officer W. Taylor
Charge Nuisance

Cashed Sun 3/28/21

Your Honor, I won't be able to be in court on March 31, 2021, due to a Medical procedure on April 1, 2021 at 7:45 AM, Cardiac Nuclear Procedure, by Cardiologist, Dr. Robert Pringle.
I was at Trident ER, on Feb 20, 2021 with lightheaded, nausea, EAR infection, Anemic and dehydrated.
On Feb 22, 2021, return to Trident, ER, condition the same, dehydrated, anemic, Lightheaded, EAR Infection.
MARCH 16, 2021, returned to ER with still, Anemic, Lightheaded, EAR infection, NAUSEA, dizziness.
EKG done all three times, Cat Scan done - ALL 3 Doctors Recommended Follow-up with Cardiologist Dr. Robert Pringle AND I did.
I went to Dr Robert Pringle on March 23, 1:30, 2021 and he's concerned about my condition and heart, with extreme stress I'm experiencing.

On March 31, 2021, I have to prepare for the 3 to 4 hours procedure, I have borders to follow by Dr Robert Pringle. Emotional Stress, fear, straining over ejection, overexertion, dehydration is very serious.

If you need any more information please call me at 843-670-4219

Sincere Thanks
Peggy Landies
843-670-4219

cc: Peggy S. Landies

P.S. I also have to follow up with an ENT Specialist, ENT Dr. at Trident

**MUNICIPAL JUDGES**

Samuel M. Coleman, Chief Judge
Thad J. Doughty
John L. Duffy, III

**COURT ADMINISTRATOR**

ANGELA E. CARTRETTE

City of North Charleston
SOUTH CAROLINA
MUNICIPAL COURT

2500 City Hall Lane
P.O. Box 190016
North Charleston, SC 29419-9026

Phone: (843) 740-2601
Fax: (843) 745-1051

March 17, 2016

Peggy Smith Kandies
2499 Gable Street
North Charleston, SC 29406

RE: Rescheduled Court Date
OCA #:
Ticket/Warrant #: 24587
Charge(s): Nuisance 9-67

To Whom It May Concern:

The above case has been rescheduled for a bench trial on **April 13, 2016, at 2:30 PM** in the North Charleston Municipal Court

Failure to appear will result in a trial in absentia.

If you have any questions, please call (843) 740-2601.

Court Clerk

Cc/file
Copy To: Officer Meserve #411

# STATE OF SOUTH CAROLINA

## City of North Charleston

## North Charleston, SC 29406

Peggy Smith Kandies
2499 Gable Street
North Charleston, SC 29406

## SUMMARY COURT SUMMONS

| | |
|---|---|
| STATE VS. | Peggy Smith Kandies |
| CASE #(S) | |
| TICKET #(S) | 28547 |
| OFFICER | Taylor 401 |
| AGENCY | NCCE |
| CHARGE | 9-67 Nuisances declared |

Please be advised that the above-referenced case(s) has been continued from its original trial date and is now scheduled to be heard on **Wednesday, March 31, 2021** at **2:30 PM.**

You are hereby summoned to appear on the above date in the

City of North Charleston Municipal Court
2500 City Hall Lane
North Charleston, SC 29406

IF YOU ARE UNABLE TO APPEAR FOR TRIAL ON THIS DATE, YOU MUST CONTACT THE COURT BEFORE THE TRIAL DATE TO RESCHEDULE. IF YOU DO NOT CONTACT THE COURT IN ADVANCE OR DO NOT APPEAR FOR THIS HEARING, YOUR TRIAL CAN BE HELD WITHOUT YOU. IN ADDITION, IF YOU DO NOT CONTACT THE COURT OR APPEAR FOR THIS HEARING YOU MAY BE FOUND TO HAVE WAIVED YOUR RIGHT TO AN ATTORNEY.

Please notify any witnesses you may have of the change in trial date.

Myesha L. Brown
JUDGE

**City of North Charleston Municipal Court**
**2500 City Hall Lane**
**North Charleston, SC 29406**
**Phone: 843-740-2601**
**Fax: 843-745-1051**
**March 2, 2021**

SCCA/519 (11/2017)

# STATE OF SOUTH CAROLINA

## City of North Charleston

## North Charleston, SC 29406

Peggy Smith Kandies
2499 Gable Street
North Charleston, SC 29406

## SUMMARY COURT SUMMONS

| | |
|---|---|
| STATE VS. | Peggy Smith Kandies |
| CASE #(S) | |
| TICKET #(S) | 28547 |
| OFFICER | Taylor 401 |
| AGENCY | NCCE |
| CHARGE | 9-67 Nuisances declared |

Please be advised that the above-referenced case(s) has been continued from its original trial date and is now scheduled to be heard on **Wednesday, December 16, 2020** at **2:30 PM.**

You are hereby summoned to appear on the above date in the

City of North Charleston Municipal Court
2500 City Hall Lane
North Charleston, SC 29406

IF YOU ARE UNABLE TO APPEAR FOR TRIAL ON THIS DATE, YOU MUST CONTACT THE COURT BEFORE THE TRIAL DATE TO RESCHEDULE. IF YOU DO NOT CONTACT THE COURT IN ADVANCE OR DO NOT APPEAR FOR THIS HEARING, YOUR TRIAL CAN BE HELD WITHOUT YOU. IN ADDITION, IF YOU DO NOT CONTACT THE COURT OR APPEAR FOR THIS HEARING YOU MAY BE FOUND TO HAVE WAIVED YOUR RIGHT TO AN ATTORNEY.

Please notify any witnesses you may have of the change in trial date.

Samantha J. Vaughn
JUDGE

**City of North Charleston Municipal Court**
**2500 City Hall Lane**
**North Charleston, SC 29406**
**Phone: 843-740-2601**
**Fax: 843-745-1051**
**December 3, 2020**

Peggy Kandies
2499 Gable St.
North Charleston
S.C 29406

Dec. 21, 2020

City of North Charleston
2500 City Hall Lane
North Charleston, SC
843-740-2601

Re: 28547
Taylor- 401
9-67- Nuisance.

To whom it may concern;
Let it be known that my hot water heater broke and I am following Rules of my insurance company, Liberty Mutual to save items from my house to take to my storage building to prevent more damages to my home and cherished antiques as well as Regular Kitchen items and cookware. Mr. Taylor isn't being understanding after my hand was seriously injured and in a splint per my doctor. Mr Taylor told me I couldn't have a yardsale, nor can I have my mother's 2 coffee cup holder on a table by my garage, and I'm trying to handle my disaster as best I can.
Please let it be known to me why I can't have a yardsale.

Thank You,
Peggy S. Kandies
Peggy Kandies

# STATE OF SOUTH CAROLINA

## City of North Charleston

## North Charleston, SC 29406

Peggy Smith Kandies
2499 Gable Street
North Charleston, SC 29406

# SUMMARY COURT SUMMONS

| | |
|---|---|
| STATE VS. | Peggy Smith Kandies |
| CASE #(S) | |
| TICKET #(S) | 28547 |
| OFFICER | Taylor 401 |
| AGENCY | NCCE |
| CHARGE | 9-67 Nuisances declared |

Please be advised that the above-referenced case(s) has been continued from its original trial date and is now scheduled to be heard on **Wednesday, January 27, 2021** at **2:30 PM.**

You are hereby summoned to appear on the above date in the

City of North Charleston Municipal Court
2500 City Hall Lane
North Charleston, SC 29406

IF YOU ARE UNABLE TO APPEAR FOR TRIAL ON THIS DATE, YOU MUST CONTACT THE COURT BEFORE THE TRIAL DATE TO RESCHEDULE. IF YOU DO NOT CONTACT THE COURT IN ADVANCE OR DO NOT APPEAR FOR THIS HEARING, YOUR TRIAL CAN BE HELD WITHOUT YOU. IN ADDITION, IF YOU DO NOT CONTACT THE COURT OR APPEAR FOR THIS HEARING YOU MAY BE FOUND TO HAVE WAIVED YOUR RIGHT TO AN ATTORNEY.

Please notify any witnesses you may have of the change in trial date.

Myesha L. Brown
JUDGE

**City of North Charleston Municipal Court**
**2500 City Hall Lane**
**North Charleston, SC 29406**
**Phone: 843-740-2601**
**Fax: 843-745-1051**
**December 16, 2020**

6/15/2021 6:40 PM FROM: Office Depot #2233 P. 1 / 1

FAX to Robin City of N. Charleston Clerk 6/15/21 - I called her

Itinerary for Kandies, Peggy S [001069564] -- Submitted 6/10/2021 2:48:22 PM

Lou

| Date | Arrive By | Time | Information | Dept Phone |
|---|---|---|---|---|
| 6/10/21 Thu | 2:00 PM | 2:15 PM | Dermatology at MUSC Specialty Care North Charleston for OFFICE VISIT (Completed) with Anne Hawk Leclercq, MD | 843-792-3021 |
| | | Directions: | 8992 University Blvd., 2nd Floor North Charleston, SC 29406 | |
| 6/21/21 Mon | 1:15 PM | 1:30 PM | ENT at MUSC Health North Charleston, 2nd Flr for Hearing Test with Theodore Richardson McRackan, MD | 843-792-3531 |
| | | Directions: | 8992 University Blvd., 2nd Floor North Charleston, SC 29406 | |
| 6/21/21 Mon | 1:15 PM | 1:30 PM | ENT at MUSC Specialty Care North Charleston for Hearing Test with NCS AUDIOLOGIST | 843-792-3531 |
| | | Directions: | 8992 University Blvd., 2nd Floor North Charleston, SC 29406 | |
| 12/16/21 Thu | 1:15 PM | 1:30 PM | Dermatology at MUSC Specialty Care North Charleston for OFFICE VISIT with Anne Hawk Leclercq, MD | 843-792-3021 |

Office Clerk - Cancelled not completed

2:00 PM 6/10/21 - Dr Leclercq - froze 3 places, 1 on my face under my right eye, 2 on my chest. 12/16/21 next visit.

12:45 6/15/2021 Dr Spriggle, Cardiologist, Next Date Where now High Blood Pressure medicine

6/21/2021 - ENT MUSC (check dizziness & lightheaded, middle ear fluid & Hearing tests Arrive early -

6/15/21 send to Robin - (can't be in court on June 21, 2021 due to ENT Left ear hearing tests to evaluate problem & ear tests - per Robin's request - (I called her) FAX 843-745-1051

NORTH CHARLESTON MUNICIPAL COURT 15 JUN '21 PM 3:31

Court is Sept 20

Amt = 1,000

8547

Pre-Trial 6/21/21 8:30 AM

6/16/21

STATE OF SOUTH CAROLINA )
CITY OF NORTH CHARLESTON )
vs )
)
Peggy Smith Kandies )
**Name of Defendant** )
2499 Gable Street )
North Charleston, SC 29406 )
**Address of Defendant** 843-670-4219 )
**Phone Number of Defendant** )
July 26, 2021 8:30 AM )
**Court Date and Time** )
)

MUNICIPAL COURT OF NORTH CHARLESTON

**MOTION FOR CONTINUANCE OR DISMISSAL**

NORTH CHARLESTON MUNICIPAL COU

Ticket/ Warrant #: 28547

23JUL 21 PM 2:

**Charge(s):** 9-67 Nuisances declared
**Date and Time Received:** 07/23/21 2:12 p.m.

**Receiving Clerk:** MS

The above named defendants make the following MOTION: **(CHECK ONE)**

✓ That he/she be granted a continuance.

_____ That the case be DISMISSED as proof of the alleged violation had been taken care of proof attached. Note the officer or prosecutor will be given an opportunity to object to or oppose your motion.

In the space below briefly explain why you are making the above motion:

Due Green to Budget Emergency And I have a Severe ear (Ref) infection And I'm on medication. I need A continuance.
Attached ER Reports

If a motion for a Continuance, is this your only continuance request in this matter? Yes/ No

Judicial Action: Motion for continuance granted

Signature of Judge/ Date 7/23/2021

****NOTE: The fact that a motion is made does not guarantee that it will be granted by the Judge. You should not assume it will be granted. The earlier the motion is received by the Court, the greater chance you will receive a response prior to your court date. Motion received on the same date of your scheduled court date are not timely and will not be responded to prior to your scheduled court appearance. In any event, if you do not receive a response to either a Motion for Continuance or a Motion for Dismissal, you have not been excused and you must appear in Court.**

**By my signature provided below, I have read this Motion and I understand this Motion.**

Peggy S Kandies

**Signature/Date**

# STATE OF SOUTH CAROLINA

## City of North Charleston

## North Charleston, SC 29406

Peggy Smith Kandies
2499 Gable Street
North Charleston, SC 29406

## SUMMARY COURT SUMMONS

| | |
|---|---|
| STATE VS. | Peggy Smith Kandies |
| CASE #(S) | |
| TICKET #(S) | 28547 |
| OFFICER | Taylor 401 |
| AGENCY | NCCE |
| CHARGE | 9-67 Nuisances declared |

Please be advised that the above-referenced case(s) has been continued from its original trial date and is now scheduled to be heard on **Wednesday, April 14, 2021** at **2:30 PM.**

You are hereby summoned to appear on the above date in the

City of North Charleston Municipal Court
2500 City Hall Lane
North Charleston, SC 29406

IF YOU ARE UNABLE TO APPEAR FOR TRIAL ON THIS DATE, YOU MUST CONTACT THE COURT BEFORE THE TRIAL DATE TO RESCHEDULE. IF YOU DO NOT CONTACT THE COURT IN ADVANCE OR DO NOT APPEAR FOR THIS HEARING, YOUR TRIAL CAN BE HELD WITHOUT YOU. IN ADDITION, IF YOU DO NOT CONTACT THE COURT OR APPEAR FOR THIS HEARING YOU MAY BE FOUND TO HAVE WAIVED YOUR RIGHT TO AN ATTORNEY.

Please notify any witnesses you may have of the change in trial date.

Samantha J. Vaughn
JUDGE

**City of North Charleston Municipal Court**
**2500 City Hall Lane**
**North Charleston, SC 29406**
**Phone: 843-740-2601**
**Fax: 843-745-1051**
**April 1, 2021**

SCCA/519 (11/2017)

# STATE OF SOUTH CAROLINA

## City of North Charleston

## North Charleston, SC 29406

Peggy Smith Kandies
2499 Gable Street
North Charleston, SC 29406

# SUMMARY COURT SUMMONS

| | |
|---|---|
| STATE VS. | Peggy Smith Kandies |
| CASE #(S) | |
| TICKET #(S) | 28547 |
| OFFICER | Taylor 401 |
| AGENCY | NCCE |
| CHARGE | 9-67 Nuisances declared |

Please be advised that the above-referenced case(s) has been continued from its original trial date and is now scheduled to be heard on **Wednesday, May 12, 2021** at **2:30 PM.**

You are hereby summoned to appear on the above date in the

City of North Charleston Municipal Court
2500 City Hall Lane
North Charleston, SC 29406

IF YOU ARE UNABLE TO APPEAR FOR TRIAL ON THIS DATE, YOU MUST CONTACT THE COURT BEFORE THE TRIAL DATE TO RESCHEDULE. IF YOU DO NOT CONTACT THE COURT IN ADVANCE OR DO NOT APPEAR FOR THIS HEARING, YOUR TRIAL CAN BE HELD WITHOUT YOU. IN ADDITION, IF YOU DO NOT CONTACT THE COURT OR APPEAR FOR THIS HEARING YOU MAY BE FOUND TO HAVE WAIVED YOUR RIGHT TO AN ATTORNEY.

Please notify any witnesses you may have of the change in trial date.

Myesha L. Brown
JUDGE

**City of North Charleston Municipal Court**
**2500 City Hall Lane**
**North Charleston, SC 29406**
**Phone: 843-740-2601**
**Fax: 843-745-1051**
**April 16, 2021**

CD: 5/16/16 2:30pm
Officer: Meserve/B

Civil Case
24587

State of South Carolina
County of Charleston

Peggy Kibles, Plaintiff
vs.
City of North Charleston,
Code Enforcement Dept
officer Bruce Meserve
Defendants

Motion to Dismiss

To the courts, defendants,

On Feburary 18, 2016, after being in court on Feburary 17, 2016, Officer Merserve came to my house and gave me a ticket #24587, for 9-67.
This is Double Jeopary, U.S. Constitution states, "Nor shall any person be subject for the same offense [sic] to be twice put in jeopardy of life or limb."
This is a violation of my Constitional Rights, and should be immediately dismissed.
I have contacted the American Bar Assoc. And Local Attorneys including my Attorney Chris Lanning, who filed my case, #2015-CP-10-4772, and several Attorneys and they ALL concur this is Double Jeopardy.
I submit motion to Dismiss.

May 16, 2016

cc Sen. Tim Scott

Peggy Kibles
2499 Cable St.
North Charleston, S.C.
843-670-4219
March 15, 2016

| | | |
|---|---|---|
| STATE OF SOUTH CAROLINA | ) | CITY OF NORTH CHARLESTON |
| | ) | |
| vs. | ) | |
| | ) | **NOTICE OF PRE-TRIAL CONFERENCE** |
| | ) | |
| Peggy Smith Kandies | ) | |
| | ) | |
| | ) | **Ticket/Warrant#:** 28547 |
| | ) | **Charge:** 9-67 Nuisances declared |
| | ) | **OCA#:** |

TO: Peggy Smith Kandies
2499 Gable Street
North Charleston, SC 29406

YOU WILL PLEASE TAKE NOTICE that pursuant to the Order of Chief Judge Samuel M. Coleman, a Pre-Trial Conference will be held in this matter on **Monday, June 21, 2021 at 8:30 AM** at the North Charleston Municipal Court, 2500 City Hall Lane, North Charleston, South Carolina, 29406.

YOU MUST ATTEND THIS PRE-TRIAL. FAILURE TO ATTEND THIS PRE-TRIAL CONFERENCE WILL RESULT IN A BENCH WARRANT BEING ISSUED FOR YOUR ARREST.

Any conflicts with this Pre-Trial Conference must be **immediately** brought to the attention of the Chief Judge.

AND IT IS SO ORDERED!

Samuel M. Coleman
Chief Municipal Judge
City of North Charleston

North Charleston, South Carolina

Date: May 19, 2021

| | | |
|---|---|---|
| STATE OF SOUTH CAROLINA | ) | CITY OF NORTH CHARLESTON |
| | ) | |
| vs. | ) | |
| | ) | **NOTICE OF PRE-TRIAL CONFERENCE** |
| | ) | |
| Peggy Smith Kandies | ) | |
| | ) | |
| | ) | **Ticket/Warrant#:** 28547 |
| | ) | **Charge:** 9-67 Nuisances declared |
| | ) | **OCA#:** |

TO: Peggy Smith Kandies
2499 Gable Street
North Charleston, SC 29406

YOU WILL PLEASE TAKE NOTICE that pursuant to the Order of Chief Judge Samuel M. Coleman, a Pre-Trial Conference will be held in this matter on **Wednesday, August 25, 2021 at 1:00 PM** at the North Charleston Municipal Court, 2500 City Hall Lane, North Charleston, South Carolina, 29406.

YOU MUST ATTEND THIS PRE-TRIAL. FAILURE TO ATTEND THIS PRE-TRIAL CONFERENCE WILL RESULT IN A BENCH WARRANT BEING ISSUED FOR YOUR ARREST.

Any conflicts with this Pre-Trial Conference must be **immediately** brought to the attention of the Chief Judge.

AND IT IS SO ORDERED!

Samuel M. Coleman
Chief Municipal Judge
City of North Charleston

North Charleston, South Carolina

Date: July 26, 2021

| | | |
|---|---|---|
| STATE OF SOUTH CAROLINA | ) | CITY OF NORTH CHARLESTON |
| | ) | |
| vs. | ) | |
| | ) | NOTICE OF PRE-TRIAL CONFERENCE |
| | ) | |
| Peggy Smith Kandies | ) | NORTH CHARLESTON MUNICIPAL COURT |
| | ) | |
| | ) | |
| | ) | Ticket/Warrant#: 28547 |
| | ) | Charge: 9-67 Nuisances declared |
| | ) | OCA#: 2021 SEP 21 AM 8:15 |

TO: Peggy Smith Kandies
2499 Gable Street
North Charleston, SC 29406

YOU WILL PLEASE TAKE NOTICE that pursuant to the Order of Chief Judge Samuel M. Coleman, a Pre-Trial Conference will be held in this matter on **Tuesday, September 21, 2021 at 8:30 AM** at the North Charleston Municipal Court, 2500 City Hall Lane, North Charleston, South Carolina, 29406.

YOU MUST ATTEND THIS PRE-TRIAL. FAILURE TO ATTEND THIS PRE-TRIAL CONFERENCE WILL RESULT IN A BENCH WARRANT BEING ISSUED FOR YOUR ARREST.

Any conflicts with this Pre-Trial Conference must be **immediately** brought to the attention of the Chief Judge.

AND IT IS SO ORDERED!

Samuel M. Coleman
Chief Municipal Judge
City of North Charleston

North Charleston, South Carolina

Date: August 31, 2021

State vs. Peggy Smith Kandies

Ticket/Warrant Number(s) 28547

Offense(s) Charged 9-67 Nuisances declared

Maximum Penalty: $1092.00 and or 30 Days

## GUILTY PLEA INFORMATION – DEFENDANT AGREES TO THE FOLLOWING:

- You understand you have a right to an attorney and if you have not employed an attorney or had an attorney assigned to your case, you are giving up this right by pleading guilty.
- You understand the charge against you.
- You are not under the influence of alcohol and/or drugs at this time.
- You are of sound mental capabilities and are not suffering from and/or being treated for a mental illness.
- You are pleading guilty freely and voluntarily and no one has in any way threatened, pressured or influenced your decision to plead guilty.
- You are pleading guilty because you are guilty.
- You understand you have the right to appeal this guilty plea within ten (10) days of said plea.
- You understand you are presumed innocent until the State, who has the burden of proof, has proven you guilty beyond a reasonable doubt. In a jury trial all jurors must unanimously agree that you are guilty.
- You understand you have the right at trial to see and hear all witnesses called to testify against you and to confront, cross-examine, and question them. You are giving up this right by pleading guilty.
- You understand you have the right at trial to take the witness stand and testify or not take the witness stand and that you cannot be required to take the witness stand. If you do not take the witness stand at trial, the finder of fact cannot use that as evidence against you. You understand you are giving up this right by pleading guilty.
- You understand you have the right to use the subpoena power of the Court (pursuant to Rule 23, SCRMC) to require the attendance of any witnesses on your behalf at trial, whether they want to come or not. You understand you are giving up this right by pleading guilty.
- You understand by pleading guilty, you are giving up the right to present any defense(s).
- You understand you will be found guilty without a trial.
- You understand if you gave a statement in which you admitted all or part of the crime(s) to which you are pleading guilty, you are giving up the right to challenge the voluntariness of that statement.
- You understand if you are currently on parole or probation or are participating in a Pre-Trial Intervention Program, this plea could result in its revocation.
- You understand by pleading guilty, there may be collateral consequences of a conviction or plea that you are not aware of, including, but not limited to, you could face increased penalties for subsequent offenses, suspension of your driver's license, the restriction of the right to possess firearms and/or ammunition, or your immigration status may be affected. Should the charge be Criminal Domestic Violence pursuant to SC Code of Laws, 16-25-20, notice is being given pursuant to 18 U.S.C. 922, it is unlawful for a person convicted of a violation of section 16-25-20 or 16-25-65 to ship transport, possess, or receive a firearm or ammunition.
- You understand you have the right to file a Post-Conviction Relief (PCR) application regarding this case within one year of this plea.
- Your attorney and/or the court has reviewed all of the rights you are waiving and everything has been explained to you to your complete satisfaction including but not limited to the "Faretta Warnings" Form.
- You fully understand your actions and what rights you are waiving.

I state that I have fully and completely read this document and I have had any and all of my questions answered to my complete satisfaction. I am **FREELY** and **VOLUNTARILY** pleading **GUILTY** to the above referenced charge(s).

Signature of Defendant Date

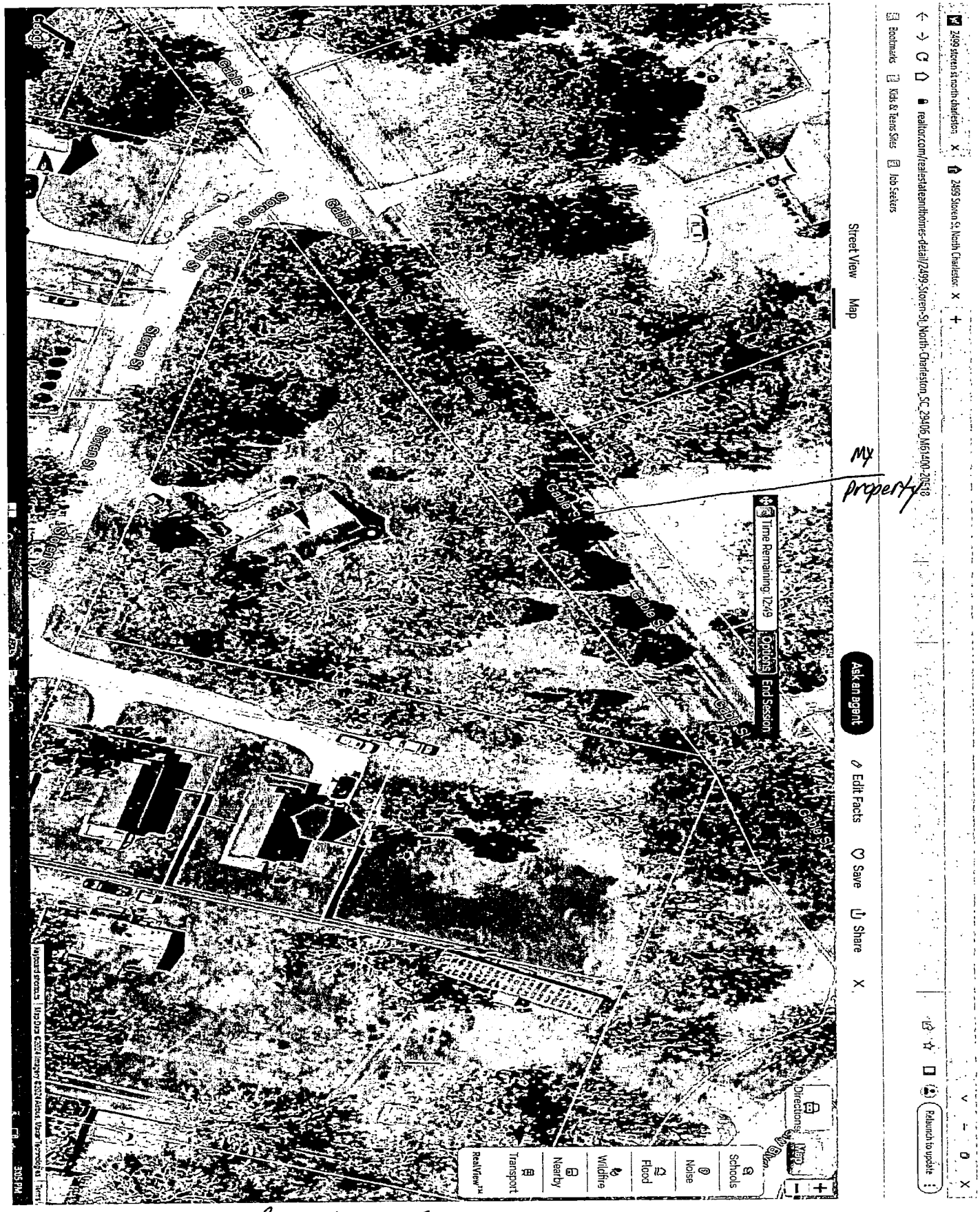
Signature of Attorney (if represented) Date

Signature of Judge Date

Peggy Kandies
2499 Gable St
Charleston ,
S C 29406
Appeallant

Chandler and Dudgeon
P.O. Box 547
Charleston
S.C.29402

2499 Gable St. Kandies 3




My Property 1.5 acreas
Trees & Azaleas all around, 6 pear trees,
1, Pecan tree, 7 Cedar trees or more

Oct 31, 2017

Clerk of Court, Julie Armstrong
100 Broad St. Ste 106
Charleston, S.C. 29401

FILED
2017 NOV -2 PM 12:01
JULIE J. ARMSTRONG
CLERK OF COURT
BY

RE: 15-CR-10-4772
Peggy S. Kandies
Vs.
City of North Charleston, S.C
City of Folly Beach, S.C
N.C.P.D., officer E Smith
F.B.P.D. officer R. Reed

Dear Honorable Julie Armstrong,

The City of North Charleston, and its Code Enforcement Dept. has maliciously prosecuted me to the point of my being falsely arrested. In their paperwork that is public they have published my Social Security Number, and use it loosely illegally. I have never given any person my social security number for any reason.

I respectfully request that my social security number be removed from any of their tickets and public records.

Respectfully,
Peggy Kandies

Oct. 31, 2017

The Honorable Julie Armstrong
Clerk of Court, Charleston Co. Courthouse
100 Broad St. Ste 106
Charleston, S.C. 29401

RE: Peggy S. Landies, Plaintiff
vs.
City of North Charleston
N.C.P.D. Officer E. Smith
F.B.P.D. officer R. Reed
C/A No. 15-CP-10-4772

FILED
2017 NOV -2 PM 12:01
JULIE J. ARMSTRONG
CLERK OF COURT
BY

Dear Honorable Armstrong,

Not only has there been a Breach of trust, and malpractice in the actions that J. Chris Fanning did, and Failing to request his removal of my case, he Never told me anything about the dismissal he did illegally stating I had consented voluntarily to remove both P.D.'s and both officers.

He Never told me about the State Law about the A.D.R., A Mediation, and Appointment of mediator. Then there WAS A Conflict of Interest, Recused.

There has been no Mediation in my case.

Respectfully,
Peggy S. Landies

MUNICIPAL COURT
NORTH CHARLESTON

| | |
|---|---|
| STATE OF SOUTH CAROLINA | 23496 23496 CIVIL CASE NUMBER |
| COUNTY OF Charleston | IN THE MAGISTRATE'S COURT |
| Peggy Kandies Plaintiff(s) | |
| vs. | AMENDMENT to Motion for Dismissal |
| The City of North Charleston, Code Enforcement Depart et al Officer Sal Maestas Defendant(s) | |

To the Court and to the Defendant(s): City of North Charleston, Code Enforcement, Code Enforcement,et al Officer Sal Maestas

Since filing the original Complaint against the Defendant(s), I have become aware of certain facts that existed at the time of the original filing but which were not known to me as fact. I investigated and found that Officer Sal Maestas has accused me of owning another property in the City of North Charleston under my maiden name. The ticket # 23496 has an address of 7851 Elderberry Crt. North Charleston, SC as being my actual primary address, and it is a misrepresentation of the truth. The address is a fraudulent misrepresentation filed in court documents. The clerks have changed my address on all documents to 7851 Elderberry Court, North Charleston, SC, illegally.

. That address belongs to Peggy Smith, and I am Peggy Kandies, and this was illegally done by Officer Sal Maestas and the clerks of the City of North Charleston.

It has come to my attention that Officer Maestas and Code Enforcement Department has accused me of owning the property on 7851 Elderberry Court in my maiden name and claiming Homestead Act with tax exemptions on that property and my actual primary address 2499 Gable St, North Charleston, SC, which is a fraudulent accusation,misrepresentation and Defamation of Character and Slander.

I have copies of the tax records of Peggy Smith and a picture of her property as evidence to the truth..

I have a copy of my tax records and picture of my property as evidence to the truth.

NORTH CHARLESTON POLICE
SC0100800

# INCIDENT REPORT

INFORMATION ONLY ☐

CASE NUMBER
2021025366

NCIC INQ. No | ENTD. No

## EVENT

| INCIDENT TYPE | COMPLETED | FORCED ENTRY | PREMISE TYPE | UNITS ENTERED |
|---|---|---|---|---|
| 1. SCIBRS: B & E Auto / THEFT FROM MOTOR VEHICLE | ☑ YES ☐ NO | ☐ YES ☑ NO | RESIDENCE/HOME | |
| 2. | ☐ YES ☐ NO | ☐ YES ☐ NO | | |
| 3. | ☐ YES ☐ NO | ☐ YES ☐ NO | | |

TYPE VICTIM: ☑ Individual ☐ Business ☐ Financial Inst. ☐ Government ☐ Relig. Orgn. ☐ Soc./Public ☐ Other ☐ Unknown ☐ Police Off.

INCIDENT LOCATION (SUBDIVISION, APARTMENT AND NUMBER, STREET NAME AND NUMBER): 2499 GABLE Street , N.CHAS, SC | ZIP CODE | WEAPON TYPE

| INCIDENT DATE | 24 HR. CLOCK | TO | DATE | 24 HR. CLOCK | DISPATCH DATE/TIME 24 HR. CLOCK: DISP. DATE | DISP. TIME | TIME ARRIVED | DEPART. TIME | LOCATION NO. |
|---|---|---|---|---|---|---|---|---|---|
| 09/11/2021 | 02:40 | | 09/11/2021 | 02:48 | 09/11/2021 | 02:48 | 02:54 | 03:14 | 08 |

## VICTIM NO. 1

| COMPLAINANT'S NAME (LAST, FIRST, MIDDLE) | RELATIONSHIP TO SUBJECT #1 | #2 | #3 | RESIDENT | RACE | SEX | AGE | ETH | DAYTIME PHONE | EVENING PHONE |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | / | | ☐ H ☐ B | ☐ H ☐ B |

ADDRESS | CITY | STATE | ZIP CODE | LOCATION NO.

| VICTIM'S NAME (LAST, FIRST, MIDDLE) | RELATIONSHIP TO SUBJECT #1 | #2 | #3 | RESIDENT | RACE | SEX | AGE | ETH | DAYTIME PHONE | EVENING PHONE |
|---|---|---|---|---|---|---|---|---|---|---|
| KANDIES, PEGGY, SMITH | | | | J | W | F | 81 / | N | 843-870-4219 ☑ H ☐ B | ☐ H ☐ B |

| HEIGHT | WEIGHT | HAIR | EYES | FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC. |
|---|---|---|---|---|
| 504 | 135 | | | |

ADDRESS: 2499 GABLE ST | CITY: NORTH CHARLESTON | STATE: SC | ZIP CODE: 29406 | LOCATION NO.

VISIBLE INJURY (VCT.1) ☐ YES NO ☐ EXPLAIN- | COMPLAINT OF ANY NON-VISIBLE INJURIES ☐ YES NO ☐

VICTIM (NO.1) USING: ALCOHOL ☐ YES NO ☐ UNK. ☐ DRUGS: ☐ YES NO ☐ UNK. ☐ TYPE:

TWO-MAN VEH. ☐ ONE-MAN VEH. ☐ DETECTIVE/SPLASMT. ☐ OTHER ☐ ALONE ☐ ASSISTED ☐ | *J-This Jurisdiction. S-State. O-Out of State. U-Unknown.

## SUBJECT NO. 1

☑ SUSPECT ☐ RUNAWAY ☐ WANTED ☐ WARRANT ☐ ARREST ☐ JAIL ☐ SUMMONS

| NAME (LAST, FIRST, MIDDLE) | RACE | SEX | AGE | ETH. | DATE OF BIRTH | HEIGHT | WEIGHT | HAIR | EYES |
|---|---|---|---|---|---|---|---|---|---|
| Unknown | | | / | | | | | | |

FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC. | RELATED OFFENSE(S): 23F | DAYTIME PHONE ☑ H ☐ B | EVENING PHONE ☑ H ☐

ADDRESS | CITY | STATE: SC | ZIP CODE | LOCATION NO.

SUBJECT (NO.1) USING: ALCOHOL ☐ YES NO ☐ UNK. ☐ DRUGS: ☐ YES NO ☐ UNK ☐ TYPE: | ARRESTED NEAR OFFENSE SCENE ☐ YES NO ☐ TOTAL # ARRESTED | DATE/TIME OF OFFENSE: 9/11/2021 2:40:00 AM | DATE/TIME OF ARREST

DAY OF THE WEEK: S M T W T F S UNK | HOW REPORTED | A= OFFICER DISPATCHED ON CALL B= REPORT TAKEN BY PHONE C= COMPLAINANT WALKED IN D= COMPLAINT WRITTEN IN E= OFFICER INITIATED F= OTHER | DIFF. FACTOR | A= RESISTANCE/HOSTILITY B= WEAPONS C= UNFOUNDED CALLS D= MENTAL SUBJECT E= COMPLAINANT FREQUENTLY INTOXICATED F= DOMESTIC N= NORMAL

## NARRATIVE

b/e auto

On 09/11/2021 at approximately 0248 hours, I Ptl. Coleman responded to 2499 Gable Street in reference to a neighbor hearing a gunshot. Neighbors advised that when they heard the gunshot, they looked outside and saw what looked to be 2 black males running down the street. Upon my arrival I met with victim who stated that a knife, .38 special revolver with a wooden handle, Samsung tablet, lg phone, $300 cash, her driver's license, and a HP Laptop was taken from her vehicle. Her vehicle is a white in color 1999 Lexus RX with a SC tag of S0BELLE. She stated that she had locked the vehicle, but no damage could be seen to the vehicle itself. Items were thrown from the vehicle and all over the ground. The victim did not have any serial numbers for anything and was advised to contact NCPD if she found them. Officers could not dust for fingerprints on the vehicle due to condensation. The interior could not be dusted due to having items pilled up to the roof of the vehicle and no surfaces conducive for lifting prints. No other suspect information at this

## PROPERTY LIST

| | JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY: SC0100800 | JURISDICTION OF RECOVERY LAW ENFORCEMENT AGENCY |
|---|---|---|

| TYPE (GROUP) | OTHER | PORTABLE COMMS | PORTABLE COMMS | PORTABLE COMMS | IDENTITY | FIREARMS | TOTAL VALUE |
|---|---|---|---|---|---|---|---|
| STOLEN | $15.00 | $700.00 | $0.00 | $150.00 | | | $865.00 |
| DAMAGED | $0.00 | $0.00 | $0.00 | $0.00 | | | $0.00 |
| BURNED | $0.00 | $0.00 | $0.00 | $0.00 | | | $0.00 |
| RECOVERED | $0.00 | $0.00 | $0.00 | $0.00 | | | $0.00 |
| SEIZED | $0.00 | $0.00 | $0.00 | $0.00 | | | $0.00 |

## ADMINISTRATIVE

SUBJECT IDENTIFIED ☐ YES NO ☑ | SUBJECT LOCATED ☐ YES NO ☑ | S. F. | ☑ ACTIVE ☐ ADM. CLOSED ☐ UNFOUNDED | ☐ ARRESTED UNDER 18 ☐ ARRESTED 18 AND OVER | ☐ EX-CLEAR UNDER 18 ☐ EX-CLEAR 18 AND OVER

REASON FOR EXCEPTIONAL CLEARANCE: 1 ☐ OFFENDER DEATH 2 ☐ NO PROSECUTION PROSECUTION 3 ☐ EXTRADITION DENIED DENIED 4 ☐ VICTIM DECLINES COOPERATION 5 ☐ JUVENILE/NO CUSTODY

| REPORTING OFFICER(S) | DATE | UNIT NUMBER | APPROVING OFFICER | DATE | UNIT NUMBER |
|---|---|---|---|---|---|
| COLEMAN, TYLER B | 9/11/2021 2:48:00 AM | 278 | PRITCHARD, DANIEL MATTHEW | | 81 |
| | | | FOLLOW-UP INVESTIGATION ☐ YES NO ☑ OFFICER | | |

# ADDITIONAL NARRATIVE

| Agency Name: | ORI #: | Report Date/Time: | | OCA #: |
|---|---|---|---|---|
| NORTH CHARLESTON POLICE DEPARTMENT | SC0100800 | 09/11/2021 | 02:40 | 2021025366 |

SUPPLEMENT

On September 20, 2021 the victim walked in to the Duty Officer desk and provided the serial number of 851744 for her .38 special handgun that was taken, and also advised that another handgun was stolen and she only knew the caliber to be .380 for the other handgun. She also advised that a Polaroid digital camera, her private investigator badge, and $50 cash were also taken. The victim was advised that the firearms would not be entered into NCIC until she can provide the make and model for the .38 special and provide the make, model, and serial number for the .380 firearm. There is nothing further at this time.

NORTH CHARLESTON POLICE
SC0100800

# INCIDENT REPORT

INFORMATION ONLY ☐

CASE NUMBER 2023018320 Kandies

NCIC INQ. No ENTD. No

## EVENT

| INCIDENT TYPE | COMPLETED | FORCED ENTRY | PREMISE TYPE | UNITS ENTERED |
|---|---|---|---|---|
| 1. SCIBRS: B&E / BURGLARY/BREAKING AND ENTERING | ☑YES ☐NO | ☐YES ☑NO | RESIDENCE/HOME | |
| 2. | ☐YES ☐NO | ☐YES ☐NO | | |
| 3. | ☐YES ☐NO | ☐YES ☐NO | | |

TYPE VICTIM: ☑ Individual ☐ Business ☐ Financial Inst ☐ Government ☐ Relig. Orgn. ☐ Soc./Public ☐ Other ☐ Unknown ☐ Police Off.

| INCIDENT LOCATION (SUBDIVISION, APARTMENT AND NUMBER, STREET NAME AND NUMBER) | ZIP CODE | WEAPON TYPE |
|---|---|---|
| 2499 GABLE Street , N.CHAS, SC | 29406 | NONE |

| INCIDENT DATE | 24 HR. CLOCK | TO | DATE | 24 HR. CLOCK | DISPATCH DATE/TIME 24 HR. CLOCK: DISP. DATE | DISP. TIME | TIME ARRIVED | DEPART. TIME | LOCATION NO. |
|---|---|---|---|---|---|---|---|---|---|
| 07/07/2023 | 16:00 | | 07/07/2023 | 16:15 | 07/08/2023 | 16:07 | 16:15 | 16:40 | 8 |

## VICTIM/S

| COMPLAINANT'S NAME (LAST, FIRST, MIDDLE) | RELATIONSHIP TO SUBJECT #1 | #2 | #3 | RESIDENT | RACE | SEX | AGE | ETH | DAYTIME PHONE | EVENING PHONE |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | / | | ☐H ☐B | ☐H ☐B |

| ADDRESS | CITY | STATE | ZIP CODE | LOCATION NO. |
|---|---|---|---|---|
| | | | | |

| VICTIM'S NAME (LAST, FIRST, MIDDLE) | RELATIONSHIP TO SUBJECT #1 | #2 | #3 | RESIDENT | RACE | SEX | AGE | ETH | DAYTIME PHONE | EVENING PHONE |
|---|---|---|---|---|---|---|---|---|---|---|
| KANDIES, PEGGY, SMITH | | | | J | W | F | 83 / | N | 843-670-4219 ☑H ☐E | 843-364-7003 ☑H ☐B |

| HEIGHT | WEIGHT | HAIR | EYES | FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC. |
|---|---|---|---|---|
| 504 | 135 | BLN | BRO | |

| ADDRESS | CITY | STATE | ZIP CODE | LOCATION NO. |
|---|---|---|---|---|
| 2499 GABLE Street | N.CHAS | SC | 29406 | |

VISIBLE INJURY (VICT.1) ☐ YES NO ☐ EXPLAIN- COMPLAINT OF ANY NON-VISIBLE INJURIES ☐ YES NO ☐

VICTIM(NO.1) USING: ALCOHOL ☐ YES NO ☑ UNK. ☐ DRUGS: ☐ YES NO ☑ UNK. ☐ TYPE:

TWO-MAN/VEH. ☐ ONE-MAN/VEH. ☐ DETECTIVE/SPLASMT. ☐ OTHER ☐ ALONE ☐ ASSISTED ☐ *J-This Jurisdiction. S-State. O-Out of State. U-Unknown.

## SUSPECT/S

| ☑ SUSPECT ☐ RUNAWAY | NAME (LAST, FIRST, MIDDLE) | RACE | SEX | AGE | ETH. | DATE OF BIRTH | HEIGHT | WEIGHT | HAIR | EYES |
|---|---|---|---|---|---|---|---|---|---|---|
| | UNKNOWN, UNKNOWN, UNKNOWN | B | M | 00 / | U | | | | | |

| ☐ WANTED ☐ WARRANT | FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC. | RELATED OFFENSE(S) | DAYTIME PHONE | EVENING PHONE |
|---|---|---|---|---|
| | , SHIRTLESS, GREY BASE BALL CAP, BLACK LONG PANTS, WHITE SNEAKERS | 220 | ☑H ☐B | ☑H ☐B |

| ☐ ARREST ☐ JAIL ☐ SUMMONS | ADDRESS | CITY | STATE | ZIP CODE | LOCATION NO. |
|---|---|---|---|---|---|
| | | | SC | | |

SUBJECT(NO.1) USING: ALCOHOL ☐ YES NO ☑ UNK. ☐ DRUGS: ☐ YES NO ☑ UNK ☐ TYPE:

ARRESTED NEAR OFFENSE SCENE ☐ YES NO ☐ TOTAL # ARRESTED

DATE/TIME OF OFFENSE: 7/7/2023 4:00:00 PM

DATE/TIME OF ARREST:

DAY OF THE WEEK: S M T W T F S UNK

HOW REPORTED: A= OFFICER DISPATCHED ON CALL; B= REPORT TAKEN BY PHONE; C= COMPLAINANT WALKED IN; D= COMPLAINT WRITTEN IN; E= OFFICER INITIATED; F= OTHER

DIFF. FACTOR: A= RESISTANCE/HOSTILITY; B= WEAPONS; C= UNFOUNDED CALLS; D= MENTAL SUBJECT; E= COMPLAINANT FREQUENTLY INTOXICATED; F= DOMESTIC; N= NORMAL

## NARRATIVE

PAST RESIDENTIAL BURGLARY - 2499 GABLE ST

On 07/08/2023, at 1607 hours, I CSO Parish, was dispatched to 2499 Gables Street, in the City of North Charleston, for reports of a past burglary. When I arrived at 1613 hours, I met with the victim, Peggy Smith Kandies. Kandies advised me, on 07/07/2023, she left her house at 1500 hours. When she returned, she found her garage door open. Kandies neighbor, Debra Lee Baugh, advised her that at 1600 hours, she saw two males enter Kandies yard. Baugh advised she took pictures of the males. One was a black male, with no shirt on, black long pants, white sneakers, and a grey baseball cap. Second was a while male, with a blue tie-dye tank top, black pants, and white sneakers. Baugh advised at 1615 hours, both males left on bicycles. Kandies advised that she is missing an unknown amount of mini liqour bottles, and a prescription bottle containing codeine pills. Due to surface material and inclement weather latent prints were unable to be obtained. OCA was given, BWC was active.

## PROPERTY LOST

| | | | JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY: SC0100800 | | JURISDICTION OF RECOVERY LAW ENFORCEMENT AGENCY | | |
|---|---|---|---|---|---|---|---|
| TYPE (GROUP) | DRUGS/NARCOTICS | ALCOHOLIC BEVERAGES | | | | | TOTAL VALUE |
| STOLEN | $10.00 | $10.00 | | | | | $20.00 |
| DAMAGED | $0.00 | $0.00 | | | | | $0.00 |
| BURNED | $0.00 | $0.00 | | | | | $0.00 |
| RECOVERED | $0.00 | $0.00 | | | | | $0.00 |
| SEIZED | $0.00 | $0.00 | | | | | $0.00 |

## ADMINISTRATIVE

SUBJECT IDENTIFIED ☐ YES NO ☑ | SUBJECT LOCATED ☐ YES NO ☑ | S. F. ☐ | ☑ ACTIVE ☐ ADM. CLOSED ☐ UNFOUNDED | ☐ ARRESTED UNDER 18 ☐ ARRESTED 18 AND OVER | ☐ EX-CLEAR UNDER 18 ☐ EX-CLEAR 18 AND OVER

REASON FOR EXCEPTIONAL CLEARANCE: 1. ☐ OFFENDER DEATH 2. ☐ NO PROSECUTION. PROSECUTION 3. ☐ EXTRADITION DENIED. DENIED 4. ☐ VICTIM DECLINES COOPERATION 5. ☐ JUVENILE-NO CUSTODY.

| REPORTING OFFICER(S) | DATE | UNIT NUMBER | APPROVING OFFICER | DATE | UNIT NUMBER |
|---|---|---|---|---|---|
| PARISH, CHASON JAY | 7/8/2023 4:00:00 PM | 897 | CISCO, C | | 63 |
| | | | FOLLOW-UP INVESTIGATION ☐ YES NO ☑ OFFICER | | |

Kandies

NORTH CHARLESTON POLICE
SC0100800

# INCIDENT REPORT

INFORMATION ONLY ☐

CASE NUMBER
2021008566

NCIC
INQ. No | ENTD. No

## EVENT

| | INCIDENT TYPE | COMPLETED | FORCED ENTRY | PREMISE TYPE | UNITS ENTERED | TYPE VICTIM |
|---|---|---|---|---|---|---|
| 1. | SCIBRS: Intimidation (Reasonable Fear of Bodily Harm) / INTIMIDATION | ☑YES ☐NO | ☐YES ☑NO | RESIDENCE/HOME | | ☑ Individual ☐ Business ☐ Financial Inst. ☐ Government ☐ Relig. Orgn. ☐ Soc./Public ☐ Other ☐ Unknown ☐ Police Off. |
| 2. | | ☐YES ☐NO | ☐YES ☐NO | | | |
| 3. | | ☐YES ☐NO | ☐YES ☐NO | | | |

INCIDENT LOCATION (SUBDIVISION, APARTMENT AND NUMBER, STREET NAME AND NUMBER): 2499 Gable St, NORTH CHARLESTON, SC | ZIP CODE: 29406 | WEAPON TYPE:

| INCIDENT DATE | 24 HR. CLOCK | TO | DATE | 24 HR. CLOCK | DISPATCH DATE/TIME 24 HR. CLOCK: DISP. DATE | DISP. TIME | TIME ARRIVED | DEPART. TIME | LOCATION NO. |
|---|---|---|---|---|---|---|---|---|---|
| 03/26/2021 | 10:30 | | 03/26/2021 | 10:45 | 03/27/2021 | 17:55 | 18:37 | 18:50 | |

## VICTIM NO. 1

| COMPLAINANT'S NAME (LAST, FIRST, MIDDLE) | RELATIONSHIP TO SUBJECT #1 | #2 | #3 | RESIDENT | RACE | SEX | AGE | ETH | DAYTIME PHONE | EVENING PHONE |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | / | | ☐H ☐B | ☐H ☐B |

ADDRESS | CITY | STATE | ZIP CODE | LOCATION NO.

| VICTIM'S NAME (LAST, FIRST, MIDDLE) | RELATIONSHIP TO SUBJECT #1 | #2 | #3 | RESIDENT | RACE | SEX | AGE | ETH | DAYTIME PHONE | EVENING PHONE |
|---|---|---|---|---|---|---|---|---|---|---|
| KANDIES, PEGGY, SMITH | | | | J | W | F | 80 / | N | 843-670-4219 ☑H ☐B | ☐H ☐B |

| HEIGHT | WEIGHT | HAIR | EYES | FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC. |
|---|---|---|---|---|
| 504 | 135 | | | |

ADDRESS: 2499 GABLE ST | CITY: NORTH CHARLESTON | STATE: SC | ZIP CODE: 29406 | LOCATION NO.

VISIBLE INJURY (VICT.1) ☐ YES NO ☐ EXPLAIN- | COMPLAINT OF ANY NON-VISIBLE INJURIES ☐ YES NO ☐

VICTIM (NO. 1) USING: ALCOHOL ☐ YES NO ☑ UNK. ☐ DRUGS: ☐ YES NO ☑ UNK. ☐ TYPE:

TWO-MAN VEH. ☐ ONE-MAN VEH. ☐ DETECTIVE/SPLASMT. ☐ OTHER ☐ | ALONE ☐ ASSISTED ☐ | *J-This Jurisdiction. S-State. O-Out of State. U-Unknown.

## SUBJECT NO. 1

☑ SUSPECT ☐ RUNAWAY ☐ WANTED ☐ WARRANT ☐ ARREST ☐ JAIL ☐ SUMMONS

| NAME (LAST, FIRST, MIDDLE) | RACE | SEX | AGE | ETH. | DATE OF BIRTH | HEIGHT | WEIGHT | HAIR | EYES |
|---|---|---|---|---|---|---|---|---|---|
| unknown | | | / | | | | | | |

FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC. | RELATED OFFENSE(S): 13C | DAYTIME PHONE ☑H ☐B | EVENING PHONE ☑H ☐B

ADDRESS | CITY | STATE | ZIP CODE | LOCATION NO.

SUBJECT (NO. 1) USING: ALCOHOL ☐ YES NO ☐ UNK. ☐ DRUGS: ☐ YES NO ☐ UNK ☐ TYPE: | ARRESTED NEAR OFFENSE SCENE ☐ YES NO ☐ TOTAL # ARRESTED | DATE/TIME OF OFFENSE: 3/26/2021 10:30:00 AM | DATE/TIME OF ARREST:

DAY OF THE WEEK: S M T W T F S UNK | HOW REPORTED: A= OFFICER DISPATCHED ON CALL; B= REPORT TAKEN BY PHONE; C= COMPLAINANT WALKED IN; D= COMPLAINT WRITTEN IN; E= OFFICER INITIATED; F= OTHER | DIFF. FACTOR: A= RESISTANCE/HOSTILITY; B= WEAPONS; C= UNFOUNDED CALLS; D= MENTAL SUBJECT; E= COMPLAINANT FREQUENTLY INTOXICATED; F= DOMESTIC; N= NORMAL

## NARRATIVE

On 03/27/2021 at approximately 6:30 pm, I (Officer Besancon) responded to 2499 Gable Street in reference to a threating text message. When I arrived on scene I met with the victim. She showed me a text message (suspect phone number 1-740-457-7168) which stated that the suspect was a hitman and that she had 72 hours to live unless she visited this link (assaasinrecurefeam.digdig.org) I attempted to call the number back but it went straight to voicemail. I then looked up the link but it did not show any results. I then looked at the victim's phone and saw she had several text messages from 740 area codes. Those messages were scams and were asking for money. I advised the victim of these and stated that someone might have her information. BWC active.

## PROPERTY TEST

| | | JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY | | | JURISDICTION OF RECOVERY LAW ENFORCEMENT AGENCY | | | |
|---|---|---|---|---|---|---|---|---|
| TYPE (GROUP) | | | | | | | | TOTAL VALUE |
| STOLEN | | | | | | | | |
| DAMAGED | | | | | | | | |
| BURNED | | | | | | | | |
| RECOVERED | | | | | | | | |
| SEIZED | | | | | | | | |

## ADMINISTRATIVE

SUBJECT IDENTIFIED ☐ YES NO ☑ | SUBJECT LOCATED ☐ YES NO ☑ | S. F. ☐ | ☑ ACTIVE ☐ ADM. CLOSED ☐ UNFOUNDED | ☐ ARRESTED UNDER 18 ☐ ARRESTED 18 AND OVER | ☐ EX-CLEAR UNDER 18 ☐ EX-CLEAR 18 AND OVE

REASON FOR EXCEPTIONAL CLEARANCE: 1. ☐ OFFENDER DEATH 2. ☐ NO PROSECUTION PROSECUTION 3. ☐ EXTRADITION DENIED DENIED 4. ☐ VICTIM DECLINES COOPERATION 5. ☐ JUVENILE-NO CUSTODY

| REPORTING OFFICER(S) | DATE | UNIT NUMBER | APPROVING OFFICER | DATE | UNIT NUMBER |
|---|---|---|---|---|---|
| Besancon, Andrian J. 169 | 3/27/2021 5:26:00 PM | 169 | TORRES, JOSE | | 108 |
| | | | FOLLOW-UP INVESTIGATION ☐ YES NO ☑ OFFICER | | |

NORTH CHARLESTON POLICE
SC0100800

# INCIDENT REPORT

INFORMATION ONLY ☐

CASE NUMBER
2020006909

NCIC
INQ. No | ENTD. No

## EVENT

| INCIDENT TYPE | COMPLETED | FORCED ENTRY | PREMISE TYPE | UNITS ENTERED |
|---|---|---|---|---|
| 1. OTHER: All Other Non Crimes / Information NON-CRIME | ☑YES ☐NO | ☐YES ☑NO | RESIDENCE/HOME | |
| 2. | ☐YES ☐NO | ☐YES ☐NO | | |
| 3. | ☐YES ☐NO | ☐YES ☐NO | | |

TYPE VICTIM: ☑ Individual ☐ Business ☐ Financial Inst ☐ Government ☐ Relig. Orgn. ☐ Soc./Public ☐ Other ☐ Unknown ☐ Police Off.

INCIDENT LOCATION (SUBDIVISION, APARTMENT AND NUMBER, STREET NAME AND NUMBER): 2499 Gable St, North Charleston, SC

ZIP CODE: 29406

WEAPON TYPE:

| INCIDENT DATE | 24 HR. CLOCK | TO | DATE | 24 HR. CLOCK | DISPATCH DATE/TIME 24 HR. CLOCK: DISP. DATE | DISP. TIME | TIME ARRIVED | DEPART. TIME | LOCATION NO. |
|---|---|---|---|---|---|---|---|---|---|
| 03/04/2020 | 01:00 | | 03/04/2020 | 07:00 | 03/04/2020 | 08:34 | 08:39 | 08:51 | |

## VICTIM NO. 1

| COMPLAINANT'S NAME (LAST, FIRST, MIDDLE) | RELATIONSHIP TO SUBJECT #1 | #2 | #3 | RESIDENT | RACE | SEX | AGE | ETH | DAYTIME PHONE | EVENING PHONE |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | / | | ☐H ☐B | ☐H ☐B |

ADDRESS | CITY | STATE | ZIP CODE | LOCATION NO.

| VICTIM'S NAME (LAST, FIRST, MIDDLE) | RELATIONSHIP TO SUBJECT #1 | #2 | #3 | RESIDENT | RACE | SEX | AGE | ETH | DAYTIME PHONE | EVENING PHONE |
|---|---|---|---|---|---|---|---|---|---|---|
| KANDIES, PEGGY, SMITH | | | | J | W | F | 79 / | N | 843-670-4219 ☑H ☐E | ☐H ☐B |

| HEIGHT | WEIGHT | HAIR | EYES | FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC. |
|---|---|---|---|---|
| 504 | 135 | | | |

ADDRESS: 2499 GABLE ST | CITY: NORTH CHARLESTON | STATE: SC | ZIP CODE: 29406 | LOCATION NO.

VISIBLE INJURY (VICT.1) ☐ YES NO ☐ EXPLAIN- | COMPLAINT OF ANY NON-VISIBLE INJURIES ☐ YES NO ☐

VICTIM(NO.1) USING: ALCOHOL ☐ YES NO ☑ UNK. ☐ DRUGS: ☐ YES NO ☑ UNK. ☐ TYPE:

TWO-MAN VEH ☐ ONE-MAN VEH ☐ DETECTIVE/SPLASMT. ☐ OTHER ☐ | ALONE ☐ ASSISTED ☐ | *J-This Jurisdiction. S-State. O-Out of State. U-Unknown.

## SUBJECT NO. 1

☑ SUSPECT ☐ RUNAWAY ☐ WANTED ☐ WARRANT ☐ ARREST ☐ JAIL ☐ SUMMONS

| NAME (LAST, FIRST, MIDDLE) | RACE | SEX | AGE | ETH. | DATE OF BIRTH | HEIGHT | WEIGHT | HAIR | EYES |
|---|---|---|---|---|---|---|---|---|---|
| UNKNOWN | U | U | 00 / | U | | | | | |

FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC. | RELATED OFFENSE(S): 999 | DAYTIME PHONE ☑H ☐B | EVENING PHONE ☑H ☐B

ADDRESS | CITY | STATE | ZIP CODE | LOCATION NO.

SUBJECT(NO.1) USING: ALCOHOL ☐ YES NO ☐ UNK. ☐ DRUGS: ☐ YES NO ☐ UNK ☐ TYPE: | ARRESTED NEAR OFFENSE SCENE ☐ YES NO ☐ TOTAL # ARRESTED | DATE/TIME OF OFFENSE: 3/4/2020 1:00:00 AM | DATE/TIME OF ARREST:

DAY OF THE WEEK: S M T W T F S UNK | HOW REPORTED: A= OFFICER DISPATCHED ON CALL; B= REPORT TAKEN BY PHONE; C= COMPLAINANT WALKED IN; D= COMPLAINT WRITTEN IN; E= OFFICER INITIATED; F= OTHER | DIFF. FACTOR: A= RESISTANCE/HOSTILITY; B= WEAPONS; C= UNFOUNDED CALLS; D= MENTAL SUBJECT; E= COMPLAINANT FREQUENTLY INTOXICATED; F= DOMESTIC; N= NORMAL

## NARRATIVE

SUSPICIOUS ACTIVITY

On March 4, 2020 at approximately 0815 hours, R/Os CSO B. Poole and CSO J. Watson were dispatched to 2499 Gable St in the city of North Charleston, South Carolina in reference to suspicious activity.
R/Os arrived on scene and made contact with the victim (Ms. Kandies) who informed R/Os that her garage door had been partially opened. Ms. Kandies stated that she last noticed her garage door in the closed position at approximately 0100 hours and realized that it had been partially opened at approximately 0700 hours. Ms. Kandies advised R/Os that the garage was not locked and that it doesn't look like anything was missing. R/Os observed that the items in the garage fell into the garage door which could of caused the garage door to open. R/Os place the residence on SPR for the remainder. R/Os BWC were activated.

## PROPERTY EST

| | | JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY | JURISDICTION OF RECOVERY LAW ENFORCEMENT AGENCY | TOTAL VALUE |
|---|---|---|---|---|
| TYPE(GROUP) | | | | |
| STOLEN | | | | |
| DAMAGED | | | | |
| BURNED | | | | |
| RECOVERED | | | | |
| SEIZED | | | | |

## ADMINISTRATIVE

SUBJECT IDENTIFIED ☐ YES NO ☑ | SUBJECT LOCATED ☐ YES NO ☑ | S. F. ☐ | ☑ ACTIVE ☐ ADM. CLOSED ☐ UNFOUNDED | ☐ ARRESTED UNDER 18 ☐ ARRESTED 18 AND OVER | ☑ EX-CLEAR UNDER 18 ☐ EX-CLEAR 18 AND OVE

REASON FOR EXCEPTIONAL CLEARANCE: 1. ☐ OFFENDER DEATH 2. ☐ NO PROSECUTION. PROSECUTION DENIED. 3. ☐ EXTRADITION DENIED. 4. ☐ VICTIM DECLINES COOPERATION. 5. ☐ JUVENILE-NO CUSTODY.

| REPORTING OFFICER(S) | DATE | UNIT NUMBER | APPROVING OFFICER | DATE | UNIT NUMBER |
|---|---|---|---|---|---|
| Watson, Joshua P. 898 | 3/4/2020 8:10:00 AM | 898 | MORGAN, MICHAEL | | 40 |
| | | | FOLLOW-UP INVESTIGATION ☐ YES NO ☑ | OFFICER | |

NORTH CHARLESTON POLICE
SC0100800

# INCIDENT REPORT

INFORMATION ONLY ☐

CASE NUMBER
2021026925

NCIC INQ. No | ENTD. No

## EVENT

| | INCIDENT TYPE | COMPLETED | FORCED ENTRY | PREMISE TYPE | UNITS ENTERED |
|---|---|---|---|---|---|
| 1. | SCIBRS: VANDALISM VANDALISM | ☑YES ☐NO | ☐YES ☑NO | RESIDENCE/HOME | |
| 2. | | ☐YES ☐NO | ☐YES ☐NO | | |
| 3. | | ☐YES ☐NO | ☐YES ☐NO | | |

TYPE VICTIM: ☑ Individual ☐ Business ☐ Financial Inst ☐ Government ☐ Relig. Orgn. ☐ Soc./Public ☐ Other ☐ Unknown ☐ Police Off.

INCIDENT LOCATION (SUBDIVISION, APARTMENT AND NUMBER, STREET NAME AND NUMBER): 2499 GABLE Street , N.CHAS, SC | ZIP CODE: 29406 | WEAPON TYPE:

| INCIDENT DATE | 24 HR. CLOCK | TO | DATE | 24 HR. CLOCK | DISPATCH DATE/TIME 24 HR. CLOCK: DISP. DATE | DISP. TIME | TIME ARRIVED | DEPART. TIME | LOCATION NO. |
|---|---|---|---|---|---|---|---|---|---|
| 09/28/2021 | 10:00 | | 09/28/2021 | 10:30 | 09/28/2021 | 11:53 | 11:57 | 12:34 | 8 |

## VICTIM NO.

| COMPLAINANT'S NAME (LAST, FIRST, MIDDLE) | RELATIONSHIP TO SUBJECT #1 | #2 | #3 | RESIDENT | RACE | SEX | AGE | ETH | DAYTIME PHONE | EVENING PHONE |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | / | | ☐H ☐B | ☐H ☐B |

| ADDRESS | CITY | STATE | ZIP CODE | LOCATION NO. |
|---|---|---|---|---|
| | | | | |

| VICTIM'S NAME (LAST, FIRST, MIDDLE) | RELATIONSHIP TO SUBJECT #1 | #2 | #3 | RESIDENT | RACE | SEX | AGE | ETH | DAYTIME PHONE | EVENING PHONE |
|---|---|---|---|---|---|---|---|---|---|---|
| KANDIES, PEGGY, SMITH | | | | J | W | F | 81 / | N | 843-670-4219 ☑H ☐B | ☐H ☐B |

| HEIGHT | WEIGHT | HAIR | EYES | FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC. |
|---|---|---|---|---|
| 504 | 135 | | | |

| ADDRESS | CITY | STATE | ZIP CODE | LOCATION NO. |
|---|---|---|---|---|
| 2499 GABLE ST | NORTH CHARLESTON | SC | 29406 | |

VISIBLE INJURY (VICT.1) ☐ YES NO ☐ EXPLAIN- | COMPLAINT OF ANY NON-VISIBLE INJURIES: ☐ YES NO ☐

VICTIM (NO.1) USING: ALCOHOL ☐ YES NO ☐ UNK. ☐ DRUGS: ☐ YES NO ☐ UNK. ☐ TYPE:

TWO-MAN VEH ☐ ONE-MAN VEH ☐ DETECTIVE/SPLASMT. ☐ OTHER ☐ | ALONE ☐ ASSISTED ☐ | *J-This Jurisdiction. S-State. O-Out of State. U-Unknown.

## SUBJECT NO.

☑ SUSPECT ☐ RUNAWAY ☐ WANTED ☐ WARRANT ☐ ARREST ☐ JAIL ☐ SUMMONS

| NAME (LAST, FIRST, MIDDLE) | RACE | SEX | AGE | ETH. | DATE OF BIRTH | HEIGHT | WEIGHT | HAIR | EYES |
|---|---|---|---|---|---|---|---|---|---|
| Unknown | | | / | | | | | | |

| FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC. | RELATED OFFENSE(S) | DAYTIME PHONE | EVENING PHONE |
|---|---|---|---|
| | 290 | ☑H ☐B | ☑H ☐B |

| ADDRESS | CITY | STATE | ZIP CODE | LOCATION NO. |
|---|---|---|---|---|
| | | SC | | |

SUBJECT (NO.1) USING: ALCOHOL ☐ YES NO ☐ UNK. ☐ | DRUGS: ☐ YES NO ☐ UNK ☐ TYPE: | ARRESTED NEAR OFFENSE SCENE ☐ YES NO ☐ | TOTAL # ARRESTED | DATE/TIME OF OFFENSE: 9/28/2021 10:00:00 AM | DATE/TIME OF ARREST:

DAY OF THE WEEK: S M T W T F S UNK | HOW REPORTED | A= OFFICER DISPATCHED ON CALL, B= REPORT TAKEN BY PHONE, C= COMPLAINANT WALKED IN, D= COMPLAINT WRITTEN IN, E= OFFICER INITIATED, F= OTHER | DIFF. FACTOR | A= RESISTANCE/HOSTILITY, B= WEAPONS, C= UNFOUNDED CALLS, D= MENTAL SUBJECT, E= COMPLAINANT FREQUENTLY INTOXICATED, F= DOMESTIC, N= NORMAL

## NARRATIVE

On September 28, 2021 I PFC A. Reid was dispatched to 2499 Gable street in reference to a tent in the victim's front yard was cut. Upon my arrival, I spoke with the victim and she advised me that she keeps a tent in her front yard so that her cats have a place to live. She advised me that there were 3 cuts to the front of her cat's tent and she does not know who may have done this. She advised me that her friend is the one who bought the tent so she does not have the serial number of the tent at this time. I gave the victim an oca card and advised her on the follow up procedures. My bwc was activated for the duration of the call. Nothing further at this time.

## PROPERTY EST

| | | JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY | | JURISDICTION OF RECOVERY LAW ENFORCEMENT AGENCY | | | TOTAL VALUE |
|---|---|---|---|---|---|---|---|
| TYPE (GROUP) | CAMPING/HUNTING/FI | | | | | | |
| STOLEN | $0.00 | | | | | | $0.00 |
| DAMAGED | $75.00 | | | | | | $75.00 |
| BURNED | $0.00 | | | | | | $0.00 |
| RECOVERED | $0.00 | | | | | | $0.00 |
| SEIZED | $0.00 | | | | | | $0.00 |

## ADMINISTRATIVE

SUBJECT IDENTIFIED ☐ YES NO ☑ | SUBJECT LOCATED ☐ YES NO ☑ | S. F. | ☑ ACTIVE ☐ ADM. CLOSED ☐ UNFOUNDED | ☐ ARRESTED UNDER 18 ☐ ARRESTED 18 AND OVER | ☐ EX-CLEAR UNDER 18 ☐ EX-CLEAR 18 AND OVER

REASON FOR EXCEPTIONAL CLEARANCE: 1. ☐ OFFENDER DEATH 2. ☐ NO PROSECUTION PROSECUTION 3. ☐ EXTRADITION DENIED DENIED 4. ☐ VICTIM DECLINES COOPERATION 5. ☐ JUVENILE-NO CUSTODY

| REPORTING OFFICER(S) | DATE | UNIT NUMBER | APPROVING OFFICER | DATE | UNIT NUMBER |
|---|---|---|---|---|---|
| REID, ALEXANDRIA RACHEL | 9/28/2021 11:50:00 AM | 202 | FAVERO, THEODORE JOSEPH | | 117 |
| | | | FOLLOW-UP INVESTIGATION ☐ YES NO ☑ OFFICER | | |

NORTH CHARLESTON POLICE
SC0100800

# INCIDENT REPORT

INFORMATION ONLY ☐

CASE NUMBER
2021026925

NCIC
INQ. No | ENTD. No

## EVENT

| | INCIDENT TYPE | COMPLETED | FORCED ENTRY | PREMISE TYPE | UNITS ENTERED | TYPE VICTIM |
|---|---|---|---|---|---|---|
| 1. | SCIBRS: VANDALISM VANDALISM | ☑YES ☐NO | ☐YES ☑NO | RESIDENCE/HOME | | ☑ Individual |
| 2. | | ☐YES ☐NO | ☐YES ☐NO | | | ☐ Business |
| 3. | | ☐YES ☐NO | ☐YES ☐NO | | | ☐ Financial Inst ☐ Government ☐ Relig. Orgn. ☐ Soc./Public ☐ Other ☐ Unknown ☐ Police Off. |

INCIDENT LOCATION (SUBDIVISION, APARTMENT AND NUMBER, STREET NAME AND NUMBER): 2499 GABLE Street , N.CHAS, SC | ZIP CODE: 29406 | WEAPON TYPE:

| INCIDENT DATE | 24 HR. CLOCK | TO | DATE | 24 HR. CLOCK | DISPATCH DATE/TIME 24 HR. CLOCK: DISP. DATE | DISP. TIME | TIME ARRIVED | DEPART. TIME | LOCATION NO. |
|---|---|---|---|---|---|---|---|---|---|
| 09/28/2021 | 10:00 | | 09/28/2021 | 10:30 | 09/28/2021 | 11:53 | 11:57 | 12:34 | 8 |

## VICTIM NO.

| COMPLAINANT'S NAME (LAST, FIRST, MIDDLE) | RELATIONSHIP TO SUBJECT #1 | #2 | #3 | RESIDENT | RACE | SEX | AGE | ETH | DAYTIME PHONE | EVENING PHONE |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | / | | ☐H ☐B | ☐H ☐B |

| ADDRESS | CITY | STATE | ZIP CODE | LOCATION NO. |
|---|---|---|---|---|
| | | | | |

| VICTIM'S NAME (LAST, FIRST, MIDDLE) | RELATIONSHIP TO SUBJECT #1 | #2 | #3 | RESIDENT | RACE | SEX | AGE | ETH | DAYTIME PHONE | EVENING PHONE |
|---|---|---|---|---|---|---|---|---|---|---|
| KANDIES, PEGGY, SMITH | | | | J | W | F | 81 / | N | 843-670-4219 ☑H ☐B | ☐H ☐B |

| HEIGHT | WEIGHT | HAIR | EYES | FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC. |
|---|---|---|---|---|
| 504 | 135 | | | |

| ADDRESS | CITY | STATE | ZIP CODE | LOCATION NO. |
|---|---|---|---|---|
| 2499 GABLE ST | NORTH CHARLESTON | SC | 29406 | |

VISIBLE INJURY (VICT.1) ☐ YES NO ☐ EXPLAIN- | COMPLAINT OF ANY NON-VISIBLE INJURIES: ☐ YES NO ☐

VICTIM(NO.1) USING: ALCOHOL ☐ YES NO ☐ UNK. ☐ DRUGS: ☐ YES NO ☐ UNK. ☐ TYPE:

TWO-MAN VEH ☐ ONE-MAN VEH ☐ DETECTIVE/SPLASMT. ☐ OTHER ☐ | ALONE ☐ ASSISTED ☐ | *J-This Jurisdiction. S-State. O-Out of State. U-Unknown.

## SUBJECT NO.

☑ SUSPECT ☐ RUNAWAY ☐ WANTED ☐ WARRANT ☐ ARREST ☐ JAIL ☐ SUMMONS

| NAME (LAST, FIRST, MIDDLE) | RACE | SEX | AGE | ETH. | DATE OF BIRTH | HEIGHT | WEIGHT | HAIR | EYES |
|---|---|---|---|---|---|---|---|---|---|
| Unknown | | | / | | | | | | |

| FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC. | RELATED OFFENSE(S) | DAYTIME PHONE | EVENING PHONE |
|---|---|---|---|
| / | 290 | ☑H ☐B | ☑H ☐B |

| ADDRESS | CITY | STATE | ZIP CODE | LOCATION NO. |
|---|---|---|---|---|
| | | SC | | |

SUBJECT(NO.1) USING: ALCOHOL ☐ YES NO ☐ UNK. ☐ | DRUGS: ☐ YES NO ☐ UNK ☐ TYPE: | ARRESTED NEAR OFFENSE SCENE ☐ YES NO ☐ TOTAL # ARRESTED | DATE/TIME OF OFFENSE: 9/28/2021 10:00:00 AM | DATE/TIME OF ARREST:

DAY OF THE WEEK: S M T W T F S UNK | HOW REPORTED: A= OFFICER DISPATCHED ON CALL; B= REPORT TAKEN BY PHONE; C= COMPLAINANT WALKED IN; D= COMPLAINT WRITTEN IN; E= OFFICER INITIATED; F= OTHER | DIFF. FACTOR: A= RESISTANCE/HOSTILITY; B= WEAPONS; C= UNFOUNDED CALLS; D= MENTAL SUBJECT; E= COMPLAINANT FREQUENTLY INTOXICATED; F= DOMESTIC; N= NORMAL

## NARRATIVE

On September 28, 2021 I PFC A. Reid was dispatched to 2499 Gable street in reference to a tent in the victim's front yard was cut. Upon my arrival, I spoke with the victim and she advised me that she keeps a tent in her front yard so that her cats have a place to live. She advised me that there were 3 cuts to the front of her cat's tent and she does not know who may have done this. She advised me that her friend is the one who bought the tent so she does not have the serial number of the tent at this time. I gave the victim an oca card and advised her on the follow up procedures. My bwc was activated for the duration of the call. Nothing further at this time.

## PROPERTY LOSS

| | JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY | JURISDICTION OF RECOVERY LAW ENFORCEMENT AGENCY | TOTAL VALUE |
|---|---|---|---|
| TYPE (GROUP) | CAMPING/HUNTING/FI | | |
| STOLEN | $0.00 | | $0.00 |
| DAMAGED | $75.00 | | $75.00 |
| BURNED | $0.00 | | $0.00 |
| RECOVERED | $0.00 | | $0.00 |
| SEIZED | $0.00 | | $0.00 |

## ADMINISTRATIVE

SUBJECT IDENTIFIED ☐ YES NO ☑ | SUBJECT LOCATED ☐ YES NO ☑ | S. F. | ☑ ACTIVE ☐ ADM. CLOSED ☐ UNFOUNDED | ☐ ARRESTED UNDER 18 ☐ ARRESTED 18 AND OVER | ☐ EX-CLEAR UNDER 18 ☐ EX-CLEAR 18 AND OVER

REASON FOR EXCEPTIONAL CLEARANCE: 1. ☐ OFFENDER DEATH 2. ☐ NO PROSECUTION PROSECUTION 3. ☐ EXTRADITION DENIED DENIED 4. ☐ VICTIM DECLINES COOPERATION 5. ☐ JUVENILE-NO CUSTODY

| REPORTING OFFICER(S) | DATE | UNIT NUMBER | APPROVING OFFICER | DATE | UNIT NUMBER |
|---|---|---|---|---|---|
| REID, ALEXANDRIA RACHEL | 9/28/2021 11:50:00 AM | 202 | FAVERO, THEODORE JOSEPH | | 117 |
| | | | FOLLOW-UP INVESTIGATION ☐ YES NO ☑ OFFICER | | |

My Cats Tree Pee Tent-
Cut, Sliced on the side

Gmail Search mail

Compose

Inbox 6,173
Starred
Snoozed
Sent
Drafts 140
More

Labels

# Celebrating Excellence in Mentorship Inbox ×

**UCI Center for the Neurobiology of Learning and Memory** <memory@uci.edu>
to me

UCI Center for
of Learning

Dear Friends,

We are thrilled to share that CNLM Director Pro
awarded the University of California, Irvine Aca
**Award for Mentorship.** This prestigious accola
exceptional dedication to guiding and inspiring
professional pursuits.

My Memory is Exceptional
I remember in detail, and
Names -
Don't have a problem in
Remembering details.

Liberty Mutual
INSURANCE

AUTO | HOME | LIFE

Liberty Mutual Insurance

Customer Service
175 Berkeley Street
Boston, MA 02116
(617) 357-9500
www.libertymutual.com

2/12/2024

Peggy Kandies
2499 GABLE ST
CHARLESTON SC
29406-9014

RE: Your Insurance Policy: H37-258-171652-70
Today's Date 2/12/2024

Dear Peggy,

Thank you for contacting Liberty Mutual. This letter is in response to your recent request, we are providing this letter as documentation that you were insured with Liberty Mutual from: 8/23/2017 to 8/23/2024.

As of 2/12/2024 we have 4 claims listed.

| DATE | TYPE OF LOSS | AMOUNT PAID | COVERAGE LINE |
|---|---|---|---|
| 09/10/2017 | Hurricane/Tropical Storm | $0 | Building And Dwelling |
| 12/19/2019 | Accidental/Sudden Plumbing/HVAC - Broken Pipe/Hose/Fixture | | |
| 09/21/2020 | Hail | $0 | Building And Dwelling |
| 09/11/2021 | Theft from Auto or Boat | | |

If you have any questions, please call (800) 225-8285 and a team member will be happy to help you.

Thank you for trusting Liberty Mutual, we appreciate your business.

Sincerely,
Liberty Mutual Insurance

Please note: The above information is based upon records and information available at the time you made your request.

ELECTRONICALLY FILED - 2024 Jan 10 3:07 PM - CHARLESTON - COMMON PLEAS - CASE#2023CP1001484

those proceedings, Plaintiff filed suit against the City, its Police Department, and others generally alleging she was falsely arrested on a bench warrant related to an appeal of another nuisance violation. *See* Complaint, Case No. 2015-CP-10-04772. The case was dismissed when summary judgment was granted to all defendants on February 14, 2020. *See* Public Index for Case No. 2015-CP-10-04772. Plaintiff also alleges ongoing harassment by the City and a "fight" with her homeowner's insurance carrier in her Complaint.[5] Additional relevant facts are discussed below.

## III. LEGAL STANDARD

"Generally, in considering a 12(b)(6) motion, the trial court must base its ruling solely upon allegations set forth on the face of the complaint." *Ashley River Properties I, LLC v. Ashley River Properties II, LLC*, 374 S.C. 271, 277-78, 648 S.E.2d 295, 298 (Ct. App. 2007) (internal citations omitted). "The question is whether, in the light most favorable to the plaintiff, and with every doubt resolved in his behalf, the complaint states any valid claim for relief." *Plyler v. Burns*, 373 S.C. 637, 645, 647 S.E.2d 188, 192 (2007) (internal citation omitted).

## IV. ARGUMENT

### A. PLAINTIFF'S CLAIMS AGAINST THE INDIVIDUAL DEFENDANTS ARE BARRED BY THE SCTCA.

Plaintiff's Complaint asserts a sole claim for malicious prosecution and is therefore governed by the South Carolina Tort Claims Act ("SCTCA"), S.C. Code Ann. § 15-78-10, *et seq.*

---

[5] Federal court records show that following entry of the PSHC Order, on November 9, 2021, Plaintiff sued her insurance carrier for denying her insurance claim that a water heater burst in her home. *See* PACER docket and records for C/A No. 2:21-cv-03673-RMG-MGB, available at https://pacer.uscourts.gov/. That case was summarily dismissed on February 14, 2022, without issuance of service of process after the federal court it lacked jurisdiction. *Id.* On December 15, 2022, on or around the same time Plaintiff began her attempts to sue the City and its employees in this action, Plaintiff filed another complaint in federal court against her insurance carrier, again for denying her insurance claim, which is still pending. *See* PACER docket and records for C/A 2:22-cv-04521-RMG-MGB, available at https://pacer.uscourts.gov/. This Court may take judicial notice of the federal court records.

Golden Property Renovations, LLC
Lee Carlton Walker
Residential Builder
SCLLR License #: RBB 51493
843-478-5980

# Expert Witness

May 14, 2024

Address of Property:
2499 Gable Street
North Charleston, SC 29406

To whom it may concern,

After reviewing the property's condition, it was determined, based on the repairs, that the house would have to be gutted down to the studs and then treated to remove the mold throughout the house.

Based on the appearance, it looks like the hot water heater in the attic had a failure and flooded the home. After speaking with the owner, she claims that she was out of town when the failure happened and flooded her home. She also informed me that it had been 2021 since I was unable to live in the home.

The damage to the property has been made worse by the delay in repairing the property after the hot water heater failure four years ago. The homeowner reports the hot water heater failure happened on December 19, 2019. The property damage has created mold throughout the house now. Also, the homeowner reported that the water damaged the kitchen and that the damage has escalated to more damage, where there is now a breach in the roof system. Water has now caused the kitchen's floor and walls to collapse.

Based on the current damage, the estimate is based on doing similar renovations like this one, and the cost $275,000.00

This would include gutting the home down to the studs to remove all mold on the walls and ceilings, pulling up the hardwood floors to remove the mold in the floors, and removing subflooring where needed. Also, replacing all of the damaged floor joists. The damage to the kitchen wall had messed up the outside band and plates. Replacing the rafters and rebuilding the wall between the kitchen and garage. Also, the electrical system has been damaged by water damage.

Based on the percentage of repairs, the code would require that the electrical system be brought up to the 2024 code standard, which the current codebook is the 2021 International Residential Code, also known as IRC 2021. This means the entire house would have to be rewired to today's standards.

The house has asbestos siding, and since there is damage that would require asbestos abatement, the siding would have to be removed to environmental standards and replaced with Hardie Board, which is similar to the current siding except it is made out of concrete fiber. Once we touch the asbestos siding, the entire house would have to have the asbestos removed since it is a public health risk once disturbed and environmentally disposed of.

The Process:
Permitting
Demo: Remove interior and damage.
Dump Fee
Treat home for mold.
Rebuild walls and replace the roof.
Replace damaged floor joist and subfloor,
Remove asbestos and replace siding.
Rewire home to 2024 electrical standards since the electrical has been damaged by water.
Replace the damaged water heater (The Cause of the Problem), upgrade plumbing to 2024 standards, and plumbing rough-in for the kitchen and bathroom.
Reinsulate home to 2024 standards
Sheetrock to be replaced in the entire home.
New AC Duct Work and new unit. It has been off for years, and ductwork is contaminated.
New baseboards and molding.
Paint Interior and exterior
Install light fixtures
New kitchen and bathroom installed
New hardwood flooring installed with shoe molding
Blue Tape Touch-ups.
Certificate of Occupancy from the City of North Charleston so the owner can move back in because as of now the city has an X on the building.

Below are pictures of the property taken by Lee Carlton Walker of the damage. There are 48 pages to this document.

I am a licensed Residential Builder, licensed Real Estate Broker in Charge, and SLED Certified Concealed Weapons Instructor. I am also the Republican Nominee for SC State House District 15 to be a lawmaker, which covers North Charleston, Goose Creek, and Hanahan. This house is within my district, and based on what I have seen, it is for lawmakers to protect the public. I am shocked if it is true that the insurance company could have fixed the water heater damage to

the ceiling, walls, and hardwood floors at the time of the rupture of the water heater for around $20,000, and now it has destroyed the interior with all of her contents. Because of her financial situation, the homeowner was in the news that she was living in her driveway out of her car. This should never happen to an elderly person. This case makes me personally upset. I will testify to the condition of her home. She mentioned that the house is owned by her parents, and she wants it to be restored. I am capable of doing it, and I also have a cousin who is a city councilman and a residential builder who can provide his estimate, which I believe would be around the same price. As a future lawmaker, I am committed to protecting the public, especially the elderly, from being taken advantage of.

Thank you,

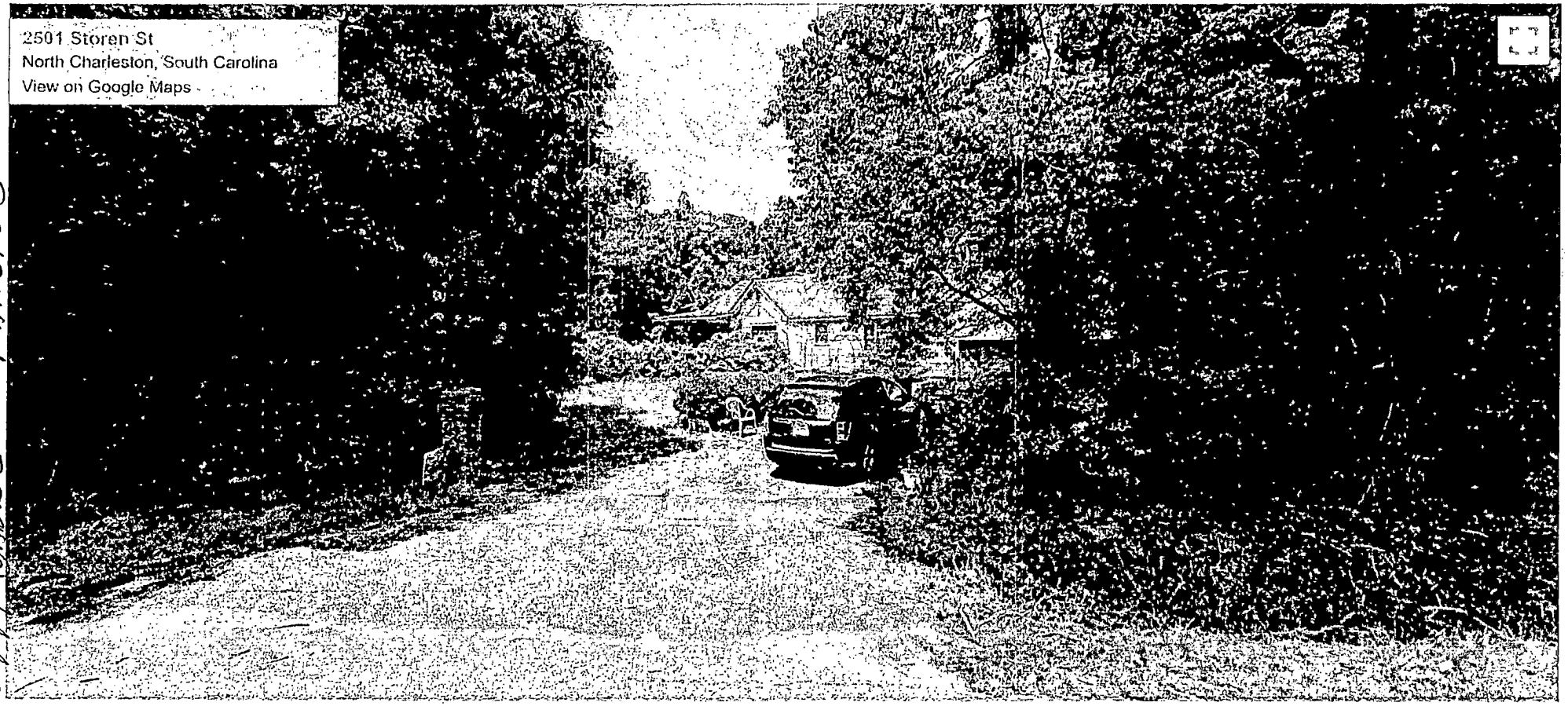
Lee Carlton Walker
Licensed Residential Builder

May 14, 2024

State of: South Carolina
County of: Berkeley
The foregoing instrument was acknowledged before me 14th day of May, 2024
Margaret C Hiel
Your Name Here, Notary Public
My Commission Expires 4/4/2034

MARGARET C. HIEL NOTARY PUBLIC MY COMMISSION EXPIRES 04/04/2034 STATE OF SOUTH CAROLINA

Street View Map

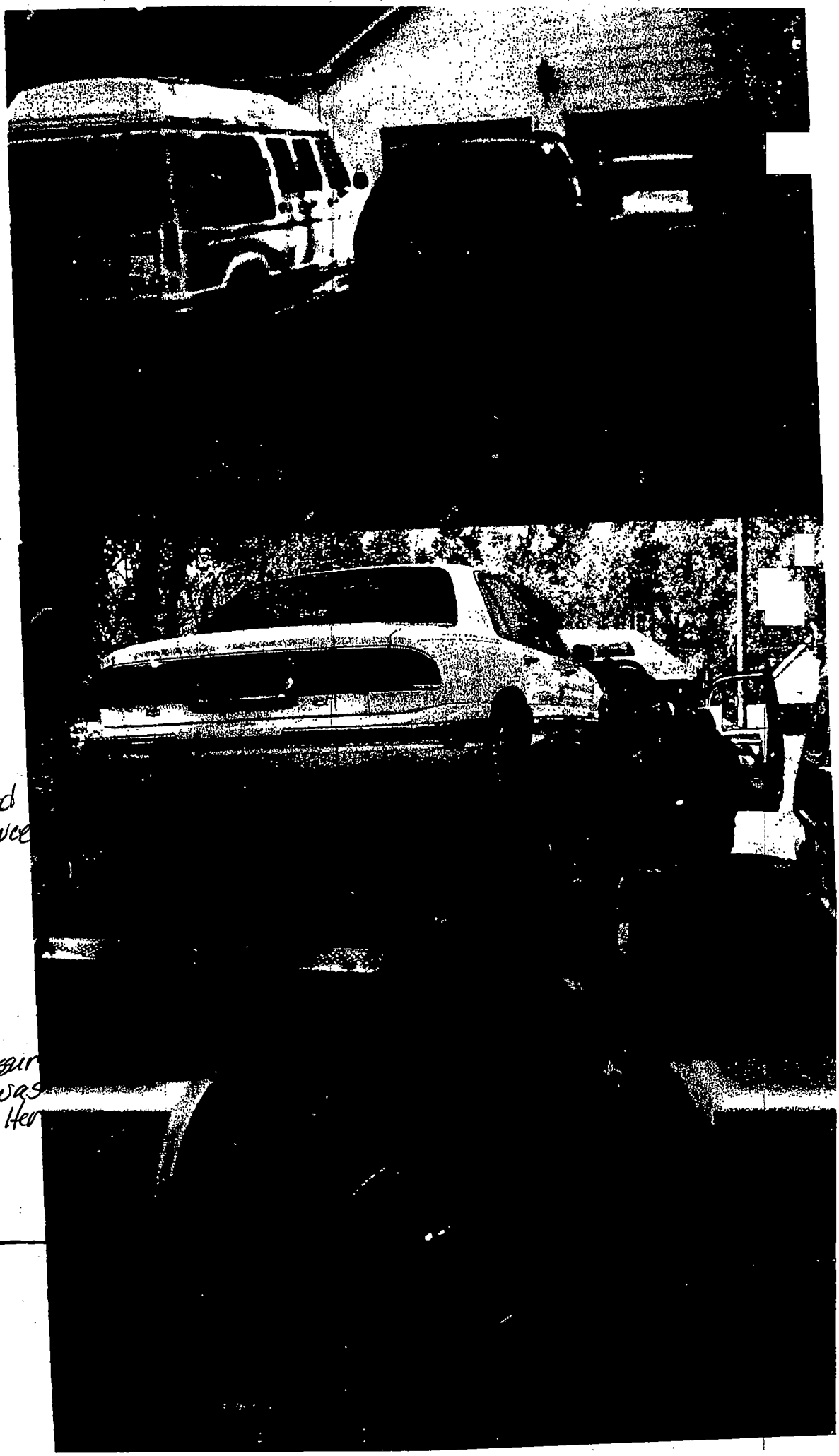



2499 Storen St

Google

© 2024 Google Report a problem

State Farm
ull coverage
pay taxes
d it's legal
they would need.
meone
ndalized my
ed tortoises
til mar 18/13
present, no
cal taxes



y Buick was
dvotaged and
last 4/2013
r sale

City of North
Charleston.
My VAN is tagged
taxes, paid, Insurance
with State Farm
Larry DAVIS.

My 1997 Buick
LeSabre -
Tammy Emanuel
told John Simmons
that she would pressur
me to sell & he was
to-sell, split with her

f hubcaps
taken off
my Work
someone
et the air
ut

| | | |
|---|---|---|
| 05/11/2023 | NEF(05-11-2023 11:21:08 AM) NOTICE/NOTICE OF APPEARANCE | |
| 05/03/2023 | 5/22/2023_NJR_ROSTER/NOTICE OF CASE ROSTER PUBLICATION SENT | |
| 05/03/2023 | 5/22/2023_NJR_ROSTER/NOTICE OF CASE ROSTER PUBLICATION SENT | |
| 12/12/2022 | EMERGENCY INJUNCTION | |
| 06/01/2022 | COMPLAINT AND REQUEST FOR INJUNCTION | |
| 10/18/2021 | ORDER/BUILDING CODE VIOLATION | |
| 10/18/2021 | NEF(10-18-2021 03:37:38 PM) FILING/OTHER | |
| 09/21/2021 | LIS PENDENS FILED | |
| 09/21/2021 | SUMMONS & COMPLAINT | |

**Associated Cases**

| Case # | Charge | Case Type |
|---|---|---|
| 2021LP1000533 | LIS PENDENS | COMMON PLEAS |

0772
Covid hit March 2020
I appealed to Charleston
County Court, but Courts
were closed

Exhibit 3-
Illegal WARRANT
Dated July 30, 2013
Peggy S. Kandies was
Arrested on Aug 30 2013
by Folly Beach,
Ryland Reed-

Peggy S. Kandies was
Listed on NCIC Nationally
falsely- by City of
North Charleston-

# BENCH WARRANT

Date Issued: July 30, 2013
**Defendant: Peggy Smith Kandles**
Charges: Nuisance 9-67
Court Date: March 21, 2013
**Disposition:** RTSC STP – FAILURE TO PAY

ORIGINAL

**Warrant No: 21207**

OCA Number:
2013025828
Officer: Brock #401

**Terms: FINE: $212.00 or 10 DAYS in Jail**

## STATE OF SOUTH CAROLINA
## CITY OF NORTH CHARLESTON

To any Law Enforcement Officer of this State, County, or City Of North Charleston, and any constable of this Court:

WHEREAS, in the Criminal case of the State of South Carolina against Peggy Smith Kandles, Defendant, and

WHEREAS, the Defendant named above did fail to satisfy the terms of this sentence,

THEREFORE, this Order is to command you to make a diligent search for the defendant named above and arrest him/her so that he/she can be brought before me to be dealt with according to law, or pay the above mentioned amount in full.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of my office this July 30, 2013.

Samuel M. Coleman
Judge

STATE OF SOUTH CAROLINA
CITY OF NORTH CHARLESTON

RETURN:

A copy of this bench warrant was delivered by me to the defendant on The 30 day of August, 2013

Smith 172
Officer's Name Badge #

This warrant is certified for service in South Carolina, County of Charleston (Or municipality of North Charleston)

INFORMATION ON DEFENDANT:

Sex: F
Race: W
Height: 54
Weight: 129
**Birth date:** 7/4/[redacted]
**DL No:** 001595055 SC
**SSN:** [redacted]
Telephone: (843) 670-4219
Address: 2499 Gable Street
North Charleston, SC 29406

SCC IN 08-01-13
OPR 818
NCIC 8/2/13
OPR 822
NCIC #W337967796

AUG 01 2013

**BENCH WARRANT**
**2013B1021001956**
7/30/2013
Date
DH



ex 2

# Can I Sue a Code Enforcement Officer, Investigator, or Inspector?

*By Steven J. Ellison, Esq. (https://www.findlaw.com/company/our-team/steven-ellison-esq/) | Legally reviewed by Joseph Fawbush, Esq. (https://www.findlaw.com/company/our-team/joseph-fawbush-esq.html) | Last reviewed January 08, 2024*

**Legally Reviewed**

**Fact-Checked**

Code enforcement officers inspect homes and commercial buildings to ensure local laws and zoning ordinances are being followed. What do you do if the code inspectors themselves are not following the law?

You may be able to sue a code enforcement officer, investigator, or inspector in a civil action for discrimination or entering your property without permission, but winning will be a challenge.

You have the right to be free from discriminatory code enforcement if you are a member of a legally protected class. You also have the right to be free from unauthorized searches of your property unless the code official has a warrant. If a code enforcement officer violates your rights, you would have the basis for a lawsuit.

Suing the code official, though, may not be your best bet. Like police officers, code enforcement officers have the legal defense of qualified immunity and, in general, cannot be sued unless a court has previously ruled that what you say they did was illegal.

**Popular Directory Searches**

- Litigation & Appeals Lawyers (https://lawyers.findlaw.com/lawyer/practice/appeals)
- Accident & Injury Lawyers (https://lawyers.findlaw.com/lawyer/practice/injury-plaintiff)
- Business Litigation Attorneys (https://lawyers.findlaw.com/lawyer/practice/appeals)
- Employee Rights Lawyers (https://lawyers.findlaw.com/lawyer/practice/law-employee)

**Filing a Lawsuit**

- Attorneys and Fees (https://www.findlaw.com/litigation/filing-a-lawsuit/attorneys-and-fees.html)
- Can I Sue? (https://www.findlaw.com/litigation/filing-a-lawsuit/can-i-sue-.html)
- Civil Court Cases (https://www.findlaw.com/litigation/filing-a-lawsuit/civil-court-cases.html)
- How to Sue (https://www.findlaw.com/litigation/filing-a-lawsuit/how-to-sue.html)

In order to prevail in court, you need to show two things:

- The code enforcement officer violated your federal rights
- The code enforcement officer was acting under color of law

We have already discussed two rights you have, that a code enforcement officer might violate. The phrase "color of law" refers to the conduct at issue: the officer must be acting on behalf of the state. This happens if the officer is doing their job for the purposes of their job at the time they violate your rights. If they are off the clock, they wouldn't be acting on behalf of the state and you wouldn't be able to file a section 1983 claim.

## Qualified Immunity

The problem with suing a code enforcement officer, however, is that they have a powerful defense to a section 1983 lawsuit called qualified immunity (https://supreme.findlaw.com/supreme-court-insights/pros-vs-cons-of-qualified-immunity--both-sides-of-debate.html). In general, a code official is immune from suit, meaning they can't be sued, unless they violate a clearly established right of which a reasonable person would have known.

Courts have construed the phrase "clearly established right" very narrowly. You essentially need to show that the controlling authority, which is a higher court in your jurisdiction, has previously ruled that the same conduct was illegal. This can be difficult to do, making it challenging to win a case against the code enforcement officer themselves.

## Sue the Local Government Instead

The local government itself is not entitled to rely on qualified immunity. You would be able to sue the local government that employs the code enforcement officer if you can show that the code enforcement officer, while following enforcement procedures according to the city code, violated your rights.

## You Don't Have to Sue – You Have Other Options

You don't have to file a lawsuit, however. Your first is to challenge the issuance of the citation before your local code enforcement board. The enforcement procedures vary depending on where you are, but you may be able to respond to the alleged violation by raising the violation of your rights as a defense to the citation.

You don't have the same rights in an administrative enforcement proceeding as you would in a criminal proceeding, but you may be able to persuade the code officers to drop their enforcement action.

You could also file an administrative complaint. The procedures for this vary from municipality to municipality. In general, you submit a formal complaint with the code officer's employer, just like you would submit complaints against individual police officers with the police department. A supervisor will consider the complaint and get back to you within a reasonable time period, such as 14 business days, with their determination.

You may be able to get them to drop the citation without having to go through an enforcement proceeding. That way, you may avoid having to pay a civil penalty for a potential violation. You will have less luck, however, if you have been cited for repeat violations.

## A Civil Rights Lawyer Can Help

These civil rights cases can seem straightforward, but they can often get very complicated. They are dependent upon the specific facts of any given case and, if qualified immunity is involved, you have a fair amount of legal research in front of you before you can even file your lawsuit.

An experienced civil rights attorney (https://lawyers.findlaw.com/lawyer/practice/civil-rights?fli=dcta) would be able to give you additional information and advise you about your particular situation. They can help you decide whether you have a valid legal claim that is worth pursuing in court. There are also lawyers who focus on state and local law (https://lawyers.findlaw.com/lawyer/practice/state-local-municipal-law?fli=dcta) who may be able to help you when dealing with your local government.

**Was this helpful?** Yes No

### Next Steps

Contact a qualified attorney to help you navigate the challenges presented by litigation.

You may have better luck suing the local government the code enforcement officer works for. Local governments cannot rely on qualified immunity. You would only need to show that your rights were violated by a code enforcement officer in the course of doing their job.

These types of claims are known as civil rights actions. They are complicated and hard to win. You may benefit from consulting with an experienced civil rights attorney (https://lawyers.findlaw.com/lawyer/practice/civil-rights?fli=dcta) who can give you legal advice and further information about your specific situation and help you decide if a lawsuit is your best option. It's worth the attorney's fees.

## What Is a Code Enforcement Officer?

One of the primary functions of local government is meeting the needs of its citizens. This includes setting standards for things that can impact public health and well-being like zoning and building codes, public health, public safety, fire safety, consumer protections, and business practices, so that people can trust that places and services are safe. To ensure that these municipal codes are being met, local governments hire people who inspect, investigate, and enforce city and county ordinances.

These people, known as code enforcement officers, city inspectors, or investigators, patrol for possible ordinance infractions and investigate complaints as part of their code enforcement job. To do their jobs, code enforcement officers are allowed to enter both commercial and residential property for their inspections.

However, that doesn't mean that they have free reign to go wherever they want or to do whatever they want whenever they want on your private property fishing for code violations. Ensuring code compliance doesn't trump your rights.

## Code Enforcers Can't Violate Your Rights

Let's deal with two different reasons why you might want to sue a code enforcement officer. Our first is for illegal discrimination, while our second is for entering your property without a warrant.

### Illegal Discrimination

Under federal law, you have the right not to be discriminated against based on your membership in what's called a protected class. (https://www.findlaw.com/civilrights/discrimination.html) Protected classes include race, sex, national origin, religion, disability, age, and likely sexual orientation and gender identity (the law isn't clear).

If the government discriminates against you for one of these reasons, they violate federal law. The government, for example, cannot target Latino mobile homeowners for building code inspections, which was an actual case.

### Entering Your Property Without Permission

The Fourth Amendment of the U.S. Constitution grants you the right to be free from unreasonable searches and seizures. (https://www.findlaw.com/criminal/criminal-rights/search-and-seizure-and-the-fourth-amendment.html) In general, this right protects you from having law enforcement officers enter your property unless they have a warrant based upon probable cause, which is a reasonable basis to believe a crime is being or has been committed.

There are a few exceptions to the warrant requirement. For example, if a dangerous condition can be seen without entering your property, a code enforcement officer can cite you for the violation.

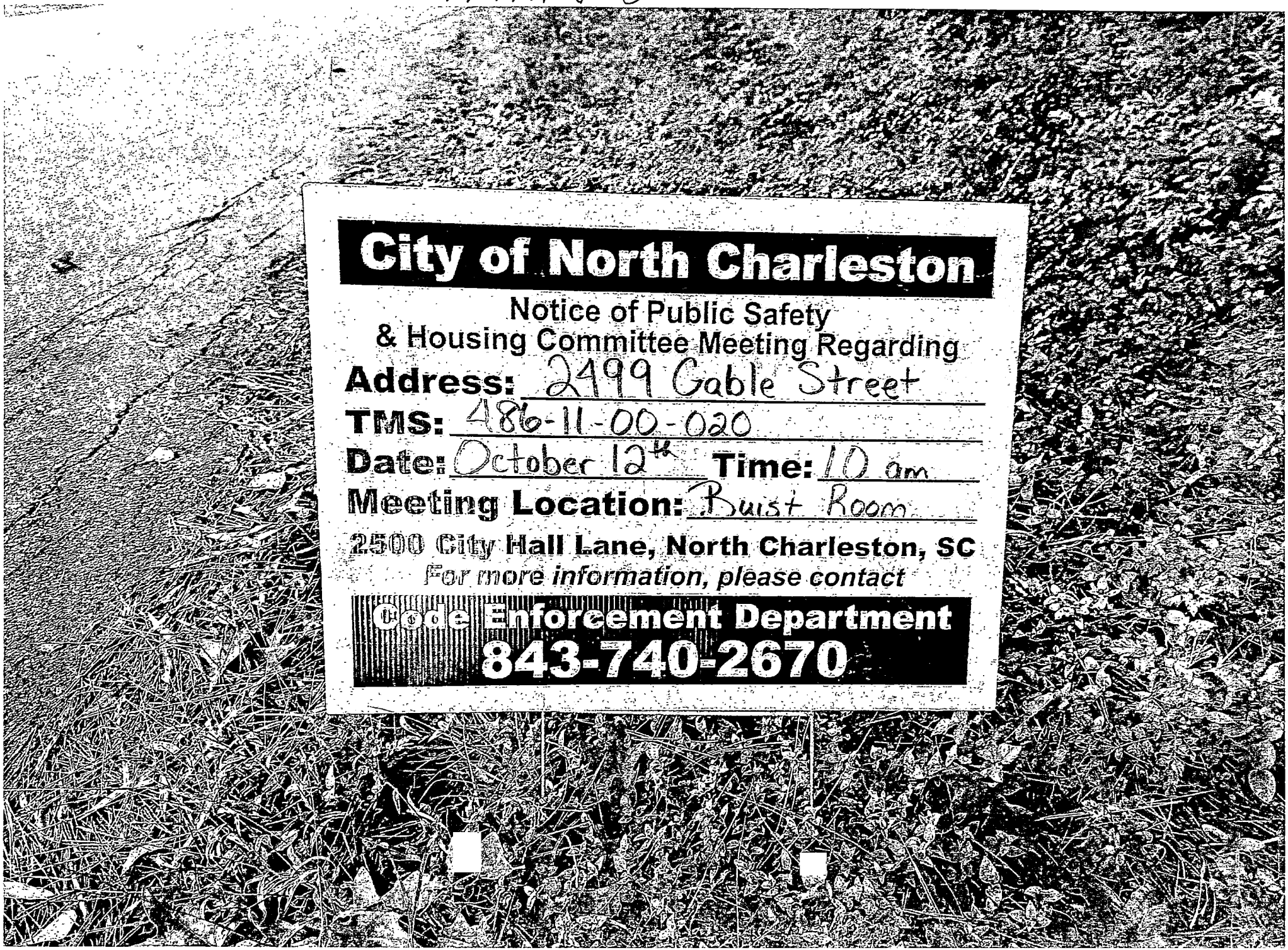
Under what's called the administrative search exception (https://dictionary.findlaw.com/definition/search.html), government investigators conducting searches pursuant to a regulatory scheme, which a code enforcement officer is and does, can enter and search certain property so long as they adhere to reasonable legislative or administrative standards. This often applies to commercial buildings. It's more of a legal gray area if a building inspector is entering your home.

States have created these standards by establishing a procedure for obtaining what's called an "administrative warrant" or an "inspection warrant." A code enforcement officer needs to follow proper procedures and get an administrative warrant before they can enter your property and cite you as an alleged violator. You as the property owner have rights.

## You May Have a Civil Rights Lawsuit Under Section 1983

If a code enforcement official, such as a code inspector or building inspector, violates your rights, you may be able to sue them under federal law. 42 U.S.C. section 1983 (https://dictionary.findlaw.com/definition/section-1983.html) creates a civil rights claim (https://www.findlaw.com/criminal/criminal-rights/42-u-s-code-section-1983.html) you can file in either state or federal court against a code enforcement officer for violating your rights.

Exhibit # 6


City of North Charleston
Notice of Public Safety
& Housing Committee Meeting Regarding
Address: 2499 Gable Street
TMS: 486-11-00-020
Date: October 12th Time: 10 am
Meeting Location: Burst Room
2500 City Hall Lane, North Charleston, SC
For more information, please contact
Code Enforcement Department
843-740-2670

STATE OF SOUTH CAROLINA )
)
COUNTY OF Charleston )

Peggy Kandies
Plaintiff(s)

vs.

The City of North Charleston, Code Enforcement Depart et al Officer Sal Maestas
Defendant(s)

23496
CIVIL CASE NUMBER

IN THE MAGISTRATE'S COURT

AMENDMENT to Motion for Dismissal

To the Court and to the Defendant(s): City of North Charleston, Code Enforcement, Code Enforcement,et al Officer Sal Maestas

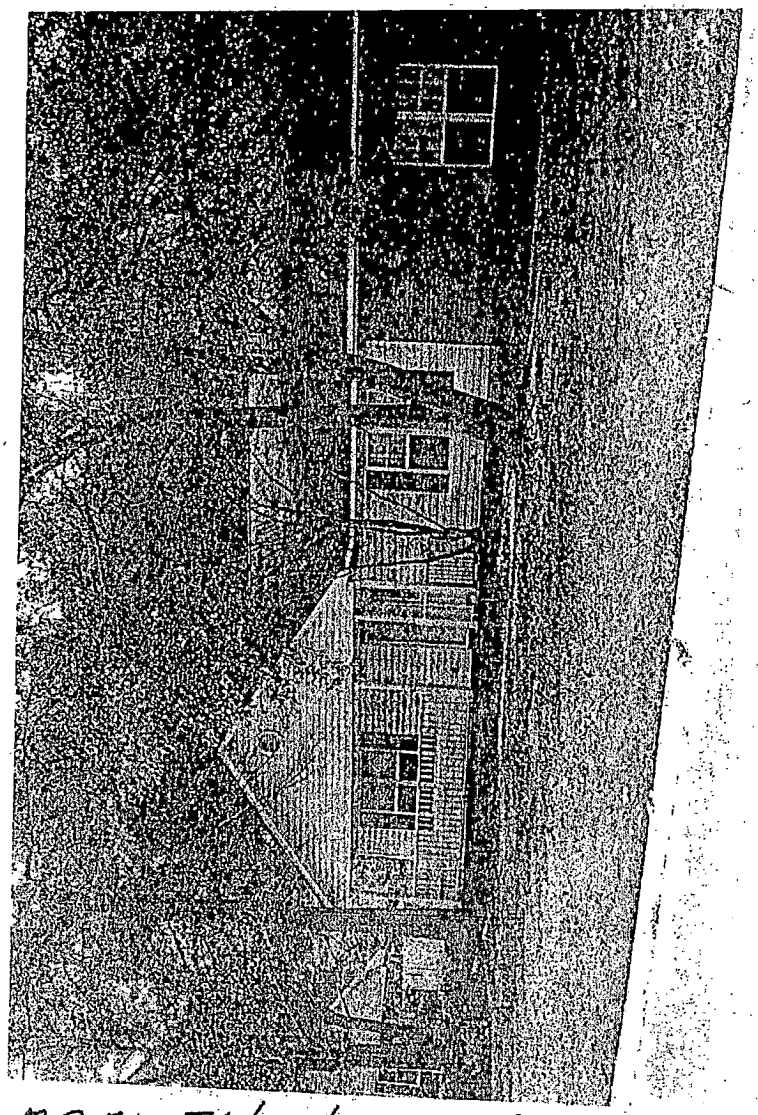
Since filing the original Complaint against the Defendant(s), I have become aware of certain facts that existed at the time of the original filing but which were not known to me as fact. I investigated and found that Officer Sal Maestas has accused me of owning another property in the City of North Charleston under my maiden name. The ticket # 23496 has an address of 7851 Elderberry Crt. North Charleston, SC as being my actual primary address, and it is a misrepresentation of the truth. The address is a fraudulent misrepresentation filed in court documents. The clerks have changed my address on all documents to 7851 Elderberry Court, North Charleston, SC, illegally.

. That address belongs to Peggy Smith, and I am Peggy Kandies, and this was illegally done by Officer Sal Maestas and the clerks of the City of North Charleston.

It has come to my attention that Officer Maestas and Code Enforcement Department has accused me of owning the property on 7851 Elderberry Court in my maiden name and claiming Homestead Act with tax exemptions on that property and my actual primary address 2499 Gable St, North Charleston, SC, which is a fraudulent accusation,misrepresentation and Defamation of Character and Slander.

I have copies of the tax records of Peggy Smith and a picture of her property as evidence to the truth..

I have a copy of my tax records and picture of my property as evidence to the truth.



7851 Elderberry Cir.
No. Chas. S.C.
Peggy A. Smith, owner
As of 9-17-2012

CITY OF NORTH CHARLESTON
MUNICIPAL COURT SUMMONS

PEGGY SMITH KANDEES
First Name Middle Name Last Name

7851 ELDERBERRY Circle N. CHAS SC 294.
Address

001595055 1092
Driver License or I.D. No. Sex S. S. No. Postal

W F BoBo 5'4 180 07-04-90 MAESTAS Code
Description of Defendant Name of Charging Officer Title

NUISANCE 9-67 10-20-15
Violation Ordinance No. Date of Violation

3499 GABLE
Location of Violation

YOU ARE HEREBY SUMMONED TO APPEAR BEFORE THE MUNICIPAL COURT OF NORTH CHARLESTON, 2500 CITY HALL LANE, ON 11-18-15
AT 2:30 (p.m.)

SEE INFORMATION
ON THE REVERSE SIDE OF THIS TICKET

not my Address.

VIOLATOR'S COPY No. 23496

This isn't my Address but I was given A ticket

MCRT- CHARLESTON
MUNICIPAL COURT
CHARLESTON

**MUNICIPAL JUDGES**

Samuel M. Coleman, Chief Judge
Thad J. Doughty
John L. Duffy, III

**COURT ADMINISTRATOR**

ANGELA E. CARTRETTE

City of North Charleston
SOUTH CAROLINA
MUNICIPAL COURT

2500 City Hall Lane
P.O. Box 190016
North Charleston, SC 29419-9026

Phone: (843) 740-2601
Fax: (843) 745-1051

November 19, 2015

Peggy Smith Kandies
7851 Elderberry Circle
North Charleston, SC 29418

Not my address

RE: Rescheduled Court Date
OCA #:
Ticket/Warrant #: 23496
Charge(s): Nuisance 9-67

To Whom It May Concern:

The above case has been rescheduled for a bench trial on **December 16, 2015, at 2:30 PM** in the North Charleston Municipal Court.

Failure to appear will result in a trial in absentia.

If you have any questions, please call (843) 740-2601.

Melissa Singletary
Court Clerk

Cc/file
Copy To: Officer Maestas #404

Exhibit 2

officer Maestas #404 gave me a ticket for this address that belongs to Peggy Smith. I went to her house & she gave me this. She was upset

# Peggy Kandies' Journal



The Examiner

## Putting a face on alien crime: Peggy Kandies

- alien crime
- June 4, 2012
- By: Brian McElwee

*No matter how you slice it, illegal aliens are taking what they want. Apologists will offer up the tired old theory that aliens are just good, law abiding, hard working people who want a better life for their families. And then what? Well, then they take the better life, of course, sneaking across our borders or overstaying their visas while availing themselves of those things which should be the privilege of American citizens only.*

Read Part I on The Examiner

## Putting a face on alien crime: Peggy Kandies Part II

- alien crime
- June 7, 2012
- By: Brian McElwee

*Peggy Kandies had just come face to face with alien crime and survived. But little did she know that her ordeal was not yet over. She would now be forced to come face to face with the two most difficult parts of our criminal justice system for a victim to deal with, apathy and incompetence.*

Read Part II on The Examiner

## Putting a face on alien crime: Peggy Kandies - Part III

- alien crime
- June 20, 2012
- By: Brian McElwee

*Peggy Kandies' spirits were buoyed by an attentive judge who ordered charges against Frederico Reyes to be upgraded from the almost laughably light charge of simple assault to assault with intent to commit criminal sexual conduct. A second bond hearing was set for later in the day and with it, Kandies and all of her emotions were placed on hold.*

Read Part III on The Examiner

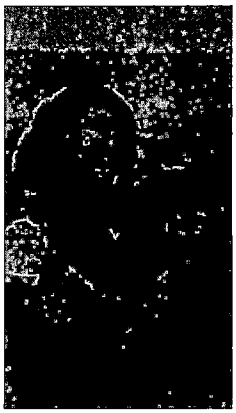
1 comment:

**Anonymous** August 15, 2012 at 5:31 AM

put the bastard in jail and let him rott there for hurting my friend..

Reply

**PEGGY KANDIES**



Peggy and Terri

Peggy Kandies of North Charleston described to lawmakers an attack and attempted rape, she said, an illegal immigrant committed against her last April.

*"I don't want it to happen to your wives, your daughters, your mothers," Kandies said. "I want something done about it. I am begging y'all to do something about it."*

The subcommittee took nearly two hours of testimony from about a dozen people, the majority of whom opposed the bill. But the lawmakers were not persuaded; they had the votes to advance the bill before the meeting started.

**The Post and Courier**
House immigration bill advances
By Yvonne Wenger
Friday, May 13, 2011

**LINKS**

Putting Faces on Crimes by Illegal Aliens

**CONGRESSMAN TIM SCOTT**

Error loading feed.

**FEDERATION FOR AMERICAN IMMIGRATION REFORM**

Error loading feed.

**FOLLOWERS**

**Followers (5)**

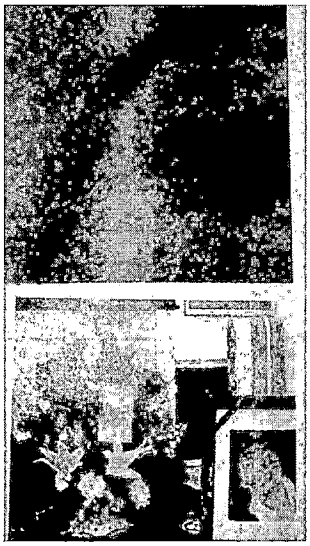
Mark L. Torrey

Unfollow

**BLOG ARCHIVE**

▼ 2012 (2)

From that moment on I knew the legal system had betrayed me and I had to do something about it, so they can't do this to another victim. I had to then fight to keep him in jail . I got a letter notice of Parole Hearing Sept. 14, 2011, after sentenced on Dec1,2010. I went armed with pictures of my bitten swollen mouth black eyes, and bruises and cuts from fighting him.



*My mouth where illegal alien bit me 4/20/10 in during the fight to free myself from being raped and below my sister Joyce's picture at her funeral. I had found out she died in NC about 2:00pm the same day he attacked me.*

Parole was denied after I showed them the pictures, crying as I relived April 20, 2010 before the Parole Board, who had never seen the pictures. Nonviolent took on a new knowledge that would change me forever. I vowed that word won't be used against another victim. As I have spoken many times since, "I don't want this to happen to your wives, your daughters, your mothers". I want something done about it.

"Soon you will be able to go on my blog ",Peggy Kandies's Journal", created for me by Steve Kritzer, "Weaver", in California. Today, I will tell Congressman, Tim Scott what we as victims want. All bills related to assaults, along with all medical, all copies of court documents to include transcript from court reporter. I have to pay $58.00 for copy of [my] transcript. Payment for mileage to all related trips to include parole hearings are not paid.

If you have any ideas please.contact me. I am going to make a difference. I have talked before Senators, and Congressmen, and today I meet with Tim Scott. Call his office if you have been a victim and tell how it affected you.

U.S. Congressman Tim Scott
First District, South Carolina

Washington, DC Office
1117 Longworth HOB
Washington, D.C. 20515
T (202) 225-3176
F (202) 225-3407

Charleston Office
2000 Sam Rittenberg Blvd, Suite 3007
Charleston, SC 29407
T (843) 852-2222
F (843) 852-2909
District Toll Free (888) 868-0737

Myrtle Beach Office
1800 N. Oak Street, Suite C
Myrtle Beach, SC 29577
T (843) 445-6459
F (843) 445-6418
District Toll Free (888) 868-0737

I will be posting all documents and pictures on my blog, "Peggy Kandies's Journal" soon.

# Peggy Kandies' Journal



## So. Carolina Victims Rights

Chapter 5 Core Rights of Crime Victims in South Carolina

**Abstract**
Core crime victims' rights are those rights that are fundamental to ensuring the meaningful participation of crime victims in the criminal justice system. Core rights for South Carolina state crime victims are primarily found in the South Carolina Constitution and the enabling legislation found in the South Carolina Code of Laws. Having the important duty and responsibility to protect and advocate for the crime victim, it is imperative that the victim advocate have a thorough understanding and solid working knowledge of the state law of victims' rights to ensure that the crime victim receives all the rights (s)he is entitled to pursuant to the law of South Carolina and to advocate for the victim when these rights are abridged or violated.

Furthermore, it is vitally important for the victim advocate to understand **that the rights guaranteed to crime victims under the South Carolina Constitution and its enabling statutes are mandatory.**

**These rights are not optional or discretionary.**

**All South Carolina crime victims are entitled to these rights and protections by law!**

**CONTACT SOUTH CAROLINA CRIME VICTIMS' OMBUDSMAN:**
If you are a victim of crime and have a question or a complaint regarding the criminal justice system, please contact:
Mailing Address:
**South Carolina Crime Victims' Ombudsman (CVO)**
1205 Pendleton Street
Columbia, SC 29201
Physical address:
Wade Hampton Building, 1st Floor

Complaints must be in written form and signed, specifying a particular complaint or concern. General questions regarding the CVO program or requests for additional information may be addressed by:

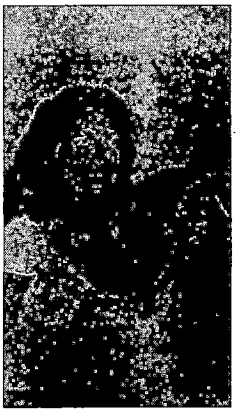
Calling (8:30am - 5:00pm):
1(803)734-0357
or
Toll Free 1(888)238-0697 (Crime Victims Only, Please)
Fax: 1(803)734-1428
or
**E-mail: cvo@oepp.sc.gov.**

No comments:

Post a Comment

Enter Comment

**PEGGY KANDIES**



Peggy and Terri

Peggy Kandies of North Charleston described to lawmakers an attack and attempted rape, she said, an illegal immigrant committed against her last April.

*"I don't want it to happen to your wives, your daughters, your mothers," Kandies said. "I want something done about it. I am begging y'all to do something about it."*

The subcommittee took nearly two hours of testimony from about a dozen people, the majority of whom opposed the bill. But the lawmakers were not persuaded; they had the votes to advance the bill before the meeting started.

**The Post and Courier**
House immigration bill advances
By Yvonne Wenger
Friday, May 13, 2011

**LINKS**

Putting Faces on Crimes by Illegal Aliens

**CONGRESSMAN TIM SCOTT**

Error loading feed.

**FEDERATION FOR AMERICAN IMMIGRATION REFORM**

Error loading feed.

**FOLLOWERS**

**Followers (5)**

Mark L. Torrey

Unfollow

**BLOG ARCHIVE**

▼ 2012 (2)

Aumentum TECHNOLOGIES

SA_ONLY BILL (more)

| | | | | | |
|---|---|---|---|---|---|
| PIN: | **4861100020** | TAG: | **4-3 CITY OF NORTH CHARLESTON** | Current owner: | **KANDIES PEGGY S** |
| AIN: | | TIF: | | Ownership type: | **Fee Simple Ownership** |
| Status: | **Active** | County: | **10-Charleston** | Situs address: | **2499 GABLE ST** |
| Geocode: | | Case: | | Description: | **Subdivision Name -DEER PK(...)** |
| Rev acct: | **00001345737** | Pmt pln: | | Class: | **101 - RESID-SFR** |
| Tax sale: | | ACH pln: | | Roll type: | **Real** |

Filter by

Tax year: All | Both | Bill type: | Go

Bill Detail — As of 1/26/2024 | *Motor Vehicle Bill* | Print

| | Year | Bill No | Bill Type |
|---|---|---|---|
| ☐ | 2023 | 11734630-A | Original |
| ☐ | 2023 | 11985395-S | Original |
| ☐ | 2022 | 10962732-A | Original |
| ☐ | 2021 | 10197889-A | Original |
| ☐ | 2020 | 9091681-A | Original |

486.91

Allocations

| AllocateTo | Charges | Paid | Due |
|---|---|---|---|
| Installment 1 | $154.50 | $0.00 | $154.50 |

per supervisor
pd #486.91 Jan 26/24
ck #
Trust

Peggy Sanders
2499 Gable St.
North Charleston
SC 29406

RECEIVED
JUL 25 2024
SC Court of Appeals

South Carolina Court of Appeals
1220 Senate St.
Columbia, S.C. 29201

803-734-1890

Clerk of Court

**FORM 7**
**PROOF OF SERVICE OF A NOTICE OF APPEAL**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED
JUL 25 2024
SC Court of Appeals

---

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Judge Bentley Price, Circuit Court

---

Case No. 2023-CP-100-1484

---

City of North Charleston et al

Respondent,

v.

Peggy Kandies, Appellant.

---

PROOF OF SERVICE

---

I certify that I have served the Notice of Appeal on the City of North Charleston, et al to their attorneys, Chandler & Dudgeon, James Matthew Johnson by depositing a copy of it in the United States Mail, postage prepaid, on March 10,2024, addressed to his attorneyof record, J. Matthew Johnson, 180 E. Bay St. #200, Charleston, S.C.29401.

March 10,2024

Peggy Kandies
2499 Gable St
North Charleston,, South Carolina
29406(843-364-7003)
Attorney for Appellant

Peggy Sanders
2499 Gable St.
North Charleston
SC 29406

RECEIVED
JUL 25 2024
SC Court of Appeals

South Carolina Court of Appeals
1320 Senate St.
Columbia, S.C. 29201

803-734-1890

Clerk of Court