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S.C. SUPREME COURT

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PVOne REO, LLC v. Mary A. White, et.al.
In re DeWayne A. Sykes
Appellate Case No. 2023-001086

Mr. Sykes' Direct Violations Of The
South Carolina Appellate Court Rules

- Rule 209(b), SCACR: Including documentation contained in the *Designation of Matter to be Included in the Record on Appeal* which was not relevant to the appeal.
- Rule 209(c), SCACR: Improper certification stating the *Designation of Matter to be Included in the Record on Appeal* did not contain matter which was irrelevant to the appeal.
- Rule 210(c), SCACR: *Record on Appeal* contained documentation which neither the appellant nor the respondent designated for inclusion.
- Rule 210(c), SCACR: *Record on Appeal* contained documentation not presented to the lower court.
- Rule 210(c), SCACR: *Record on Appeal* contained documentation not relevant to the appeal.
- Rule 210(c), SCACR: Index to the *Record on Appeal* failed to properly reflect the correct page numbers for the documentation included.
- Rule 210(e), SCACR: Index to the *Record on Appeal* failed to properly reflect the correct page numbers for the documentation included.
- Rule 210(g), SCACR: Improper certification stating the *Record on Appeal* contained all material proposed to be included by any of the parties as the *Record on Appeal* failed to contain all of the parties' designated documentation.
- Rule 210(g), SCACR: Improper certification stating the *Record on Appeal* contained only designated documentation as the *Record on Appeal* contained material not designated by either party.
- Rule 211(a), SCACR: The *Final Brief of the Appellate* was not signed by either the Appellant (appearing *pro se*) or the Appellant's designated legal counsel representative.

- Rule 262(b), SCACR: *Proof of Service* was incorrect as to document served and date of service (indicates service of a “Notice” to opposing counsel on “May 14, 2024”)
- Rule 267(c), SCACR: *Final Brief of the Appellant* was not double-spaced through the document.
- Rule 242(b)(1), SCACR: *Petition for Writ of Certiorari* contained arguments not addressed nor considered by the Court of Appeals.
- Rule 242(b)(2), SCACR: *Petition for Writ of Certiorari* did not contain a concise statement of the case containing the material facts for consideration.
- Rule 242(b)(2), SCACR: *Petition for Writ of Certiorari* did not contain a short and concise argument on the asserted issues accompanied with legal support and citations to the record.

**Documentation Which Was Included In Mr. Sykes’
Produced *Record On Appeal* But Not Referenced
And/Or Mentioned In Either Parties’ *Designation Of
Matter To Be Included In The Record On Appeal***

I. ORDERS/JUDGMENTS/OPINIONS

6. Master Order Granting Motion/Set Bond or Lift Automatic Stay 03/14/2024 – 16:26 (*Record on Appeal* – pp.25-29)

II. PLEADINGS

5. PVOne REO LLC’s Notice of Filing of Complaint 08/09/2022 – 07:33 (*Record on Appeal* – pp.45-46)
8. Notice of Appearance Atty Woody 08/11/2022 – 17:41 (*Record on Appeal* – undesignated pages) (Does not appear to actually be included in the *Record on Appeal*)
10. Service/Certificate of Service 09/26/2022 – 14:14 (*Record on Appeal* – undesignated pages) Does not appear to actually be included in the *Record on Appeal*)

III. MOTIONS

4. 2nd Motion to Vacate & Certificate of Service 07/03/2023 – 12:50
(*Record on Appeal* – pp.73-83)
5. Motion for Clarification of Orders 07/25/2023 – 12:22
(*Record on Appeal*, pp.84-86)
6. Motion/Life Automatic Stay or Alternative Require Appellant [to Post Appeal Bond] 10/26/2023 – 15:27
(*Record on Appeal*, pp.87-91)

I. TRANSCRIPTS

2. Hearing 2 No Transcript
(*Record on Appeal* – undesignated pages) Does not appear to actually be included in the *Record on Appeal*)

II. EXHIBITS

1. Complaint in *Mary White v. Monday Green* 79-CP-10-2289
(*Record on Appeal* – pp.118-122)

Order of Restoration dated 29 January 1981 in *Mary White v. Monday Green* 79-CP-10-2289
(*Record on Appeal* – p.123)

Order Striking Case dated 10 October 1980 in *Mary White v. Monday Green* 79-CP-10-2289
(*Record on Appeal* – p.124)

Master's Report and Final Decree dated 31 March 1981 in *Mary White v. Monday Green* 79-CP-10-2289
(*Record on Appeal* – pp.125-132)

Affidavit of John W. Bennett, Jr., Esquire sworn to on 7 December 1979 in *Mary White v. Monday Green* 79-CP-10-2289
(*Record on Appeal* – p.133)

Order of Default and Reference in *Mary White v. Monday Green* 79-CP-10-2289
(*Record on Appeal* – pp.134-135)

Affidavits of Publication
(Record on Appeal, pp.136-137)

6. Mark Lehrer Letter dated 21 April 2022
(Record on Appeal, p.197).
8. DeWayne White Estate (Order of Appointment Guardian)
(Record on Appeal, pp.168-169)

Certificate of Appointment dated 17 October 1988
(Record on Appeal, p.170)

Certificate of Discharge dated 25 April 2011
(Record on Appeal, p.171)

Certificate of Appointment dated 25 February 2015
(Record on Appeal, p.172)

10. Notice of Electronic Notification 08-09-2022
(Record on Appeal, pp.173-174)
11. Notice of Electronic Notification 08-11-2022
(Record on Appeal, pp.175-176)
12. Notice of Electronic Notification 09-12-2022
(Record on Appeal, pp.177-178)
13. Notice of Electronic Notification 09-26-2022
(Record on Appeal, pp.179-180)
14. Notice of Electronic Notification 09-26-2022
(Record on Appeal, pp.181-182)
15. Notice of Electronic Notification 12-20-2022
(Record on Appeal, pp.183-184)
16. Notice of Electronic Notification 12-20-2022
(Record on Appeal, pp.185-185) (double numbered)
17. Notice of Electronic Notification 01-10-2023
(Record on Appeal, pp.186-187)
18. Notice of Electronic Notification 01-12-2023
(Record on Appeal, pp.188-189)

19. Notice of Electronic Notification 01-12-20232
(*Record on Appeal*, pp.190-191)
20. Notice of Electronic Notification 02-09-2023
(*Record on Appeal*, pp.192-193)
21. Notice of Electronic Notification 02-27-2023
(*Record on Appeal*, pp.194-195)
22. South Carolina Secretary of State Business Entities Online (Pine Valley One Real Estate LLC)
(*Record on Appeal*, p.200)
23. South Carolina Secretary of State Business Entities Online (PVone REO LLC)
(*Record on Appeal*, p.201)

Documentation Which Was Not Included In Mr. Sykes' Produced *Record On Appeal* Even Though The Documentation Was Referenced In One Or The Other Parties' *Designation Of Matter To Be Included In The Record On Appeal*

VI. EXHIBITS

____. Exhibit List for Final Hearing filed on 10 January 2023:

- Exhibit 1* Charleston County Tax Deed from Charleston County Delinquent Tax Collector to PVOne REO, LLC dated 18 March 2022 and recorded in Book 1098 at Page 183 on 7 April 2022;
- Exhibit 2* Quit Claim Deed from Lucreita B. Lucado to Mary A. White dated 20 April 1981 and recorded in Book E125 at Page 36 on 20 April 1981 (**included in the *Record on Appeal*, pp.164-167**);
- Exhibit 3* Affidavit of Edrian J. Trakas sworn to on 30 December 2022 (with attached exhibits) (**included in the *Record on Appeal*, pp.115-117**):

Exhibit A Execution Notice to Mary A. White from Charleston County Delinquent Tax Office dated 19 June 2020 (addressed to Mary A. White at 1953 Jacksonville Road, North Charleston, South Carolina);

Exhibit B Official Notice of Levy and Public Tax Sale to Mary A. White from Charleston County Delinquent Tax Collector dated 23 July 2022 (addressed to Mary A. White at 1953 Jacksonville Road, North Charleston, South Carolina);

Exhibit C Charleston County Delinquent Tax Sale notice of levy and seizure of 1959 Jacksonville Road by Tax Collector of Charleston County (red notice posted on porch pillar of 1959 Jacksonville Road on 22 October 2022);

Exhibit D Delinquent Tax Sale Notice as posted in *The Post and Courier* on 28 October 2022, 4 November 2022, and 11 November 2022;

Exhibit E Final Notice of Property Redemption notice to Mary A. White or (if deceased), Heirs of Same dated 11 October 2022 (listing delinquent tax address on 1959 Jacksonville Road) (addressed to Mary A. White or, if deceased, Heirs of Same at 1953 Jacksonville Road, North Charleston, South Carolina);

_____ Certificate of Mailing Affidavit of Harvey M. Dick, II sworn to on 28 March 2023 (Mailing notice of motions hearing on DeWayne Alphonza Sykes);

_____ Exhibits Submitted by DeWayne A. Sykes:

2. Devise/Descent of Real Estate in the Estate of Frank White, Sr., Case No 73-559, dated October 1973, and reflecting Mary Ancrum White, widow of Frank White, Sr., a life estate, and Frank White, Jr., William Timothy White, Clinton White, and Dewayne Alphonza White, remainder in fee simple, as to the property at 1953

Jacksonville Road, North Charleston, SC and also the property which lies adjacent to and immediately to the rear of 1953 Jacksonville Road;

3. Petition To Prove Will In Common Form Of Law And For Letters (undated) concerning the Estate of Frank White, Sr.;
4. Probate Court Order dated 10 May 1974 dismissing Mary Ancrum White as Executrix of Estate of Frank White, Sr.;
7. Listing of Heirs to Estate of Mary . White (appears to be dated 28 April 1987);
8. Probate Court Form Exhibit A for Schedule A stating Mary A. White had a 100% ownership interest in four separate properties, including Lot Y, Jacksonville Road, TMS No. 466-03-00-154 [1959 Jacksonville Road, North Charleston, SC 29405; and\
9. Certificate of Death of Mary Ancrum White dated 4 December 1996.

_____ Exhibits Submitted by PVOne REO, L:LC:

1. Deed from Frank White to Ida Gadsden, dated 5 August 1939 and recorded in the Office of the Register of Deeds for Charleston County on 8 August 1939, in Book O-40, at Page 739;
2. Quit Claim Deed from Mary A. White to Lucreita B. Lucado, dated 6 April 1981, recorded in the Office of the Register of Deeds for Charleston County on 6 April 1981, in Book B-125, at Page 221;
4. Quit Claim Deed from Clinton White, Dewayne A. White, and William Timothy White to Mary A. White dated 15 May 1989, recorded in the Office of the Register of Deeds for Charleston County on 30 May 1989 in Book T184, at Page 216.

**Documentation Which Was Included In Mr. Sykes'
Produced *Record On Appeal* But Not Presented To
And/Or Ruled On By The Master-In-Equity**

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Order Striking Case dated 10 October 1980 in *Mary White v. Monday Green* 79-CP-10-2289
(*Record on Appeal* – p.124)

2. Monday Green 300-0003 estate
(*Record on Appeal*, pp.148-151).

4. Brethren of Love Society Trust Deed and Plat
(*Record on Appeal*, pp.154-162)

6. Mark Lehrer Letter dated 21 April 2022
(*Record on Appeal*, p.197).

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