

RECEIVED

Jan 10 2025

SC Court of Appeals

From: [Kevin Smith](#)
To: [Court Of Appeals Filings](#)
Subject: Re: Filing
Date: Friday, January 10, 2025 11:25:04 AM

*** **EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. ***

I appreciate everything but without a stay of this eviction and allowing it to be put back on the docket and be heard for the first time I will be on the side of the road in my wheelchair with my service animals with nowhere to go cuz all my bills are paid and everything like that and that was not anticipating this I will lose my furniture my belongings and especially in this weather it will literally kill me I have severe disabilities with my gout in my heart and this will kill me just through the court knows and again this was an illegal eviction we never had a court date they never heard my motion to amend the bond I still paid it in full even though my house is deficient and been declared uninhabitable as I sent you the notice of the declaration by the housing authority please block this eviction I don't want to lose my things I don't want to lose me basically I've had three heart attacks and four and a half years so this is worrying me half to death this will create such physical and mental hardship on me there would be no coming back I never anticipated that the appeal would get thrown out and my motion on it would not be heard after numerous requests for 2 months in each Court said it was on the other court to dock in it so nobody ever scheduled it but they did receive it and I called 9 or 10 times.. I did everything within my legal obligations and they did not schedule the motion hearing and then now they've issued a ripped because of lack of one Bond payment on the person this month but I've asked for it to be changed and every other month I paid ahead of time not before time this month I did not because I was required to leave the property because of treatment for moldiness I had outside expenses and I thought the courts here hence the motion two months ago I filed two months because I only live on \$810 a month and I saw this coming because of the conditions of the home I was trying to have the bond conditions amended so if they would have scheduled it in November or December I would not have had to owe \$223.50 on the 1st of this month so that would have never happened if they would have legally put my motion on the docket which they did not for three months so I believe the writ is unjust

And I'd like for the court to reset it restore this case and make the lower court here my original motion filed in November to change the bond

Please let me know Justice and issue this temp stay r my life and my service animals likes are at stake

On Thu, Jan 9, 2025, 10:44 AM Kevin Smith <mikesdad01@gmail.com> wrote:

Richland county sheriff's department civil process division is going to come out in the next hour hour and a half before noon and officially serve them the papers that the have refused to take. I guess they can't refuse service from that division

Like I said since this whole process began I've done everything to court has asked of me even getting my church people to take my rent payment to the Central Court the farthest away from me cuz I don't drive because of my legs or having my aid do it I've gone out of my way when they made it very difficult and shut off avenues the apartment complex they're negligent their slumlords and I deserve my day please don't let me again lose the house that I have because they're bullies and I wouldn't let them pay me off let me know Justice please

On Thu, Jan 9, 2025, 10:37 AM Court Of Appeals Filings <ctappfilings@sccourts.org> wrote:

The Court has received your filing. A stamped copy is attached for your records.

Thank you.

From: Kevin Smith <mikesdad01@gmail.com>
Sent: Thursday, January 9, 2025 10:29 AM
To: Court Of Appeals Filings <ctappfilings@sccourts.org>
Subject: Re: Filing

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One last thing this is some of the evidence of the conditions of my place that I have never been able to present to the court , (fact finding)

I just thought you might want to let the judge know that all the while I've been paying rent to them for this for the last 5 months the eviction was retaliatory nature and I don't believe the court if they heard the facts of the case and gave us an actual trial would ever have found in their favor and all I'm asking is the court to stay the eviction and give me that day

On Thu, Jan 9, 2025, 10:25 AM Kevin Smith <mikesdad01@gmail.com> wrote:

Please be assured as your deciding to Grant my stay I am going to contact the civil process division of the Richland county sheriff's department as advised and try to get them to come out and do the service of the papers but hopefully and their refusal of accepting the papers doesn't stop anything because again they're going to come try to put me out illegally at 3:30 which is why they probably refuse to papers of appeal because that's just how they they are but don't let them destroy my life

Ty your honor and Shelly

Sincerely

Kevin j Smith

On Thu, Jan 9, 2025, 10:21 AM Kevin Smith <mikesdad01@gmail.com> wrote:

Good morning you guys

Thank you for being so wonderful to this disabled veteran and helping me get my day in court and you know getting you know not letting me lose the house that I'm confined to because of my disabilities

As for your request of emailing you to let you know that this morning at about 9:45 a.m. Richland county sheriff's department came to do a service of the notice of appeals/other paperwork as discussed to the apartment manager and the office they upon arrival said that they could not do that as regular deputies they have a civil process special division down by Central Court to do those type things but they would walk over there and escort me to serve them personally we went over to the office to do that accompanied by officer Bennington of region 4 and also later on the scene was corporal Villa Cruz also of region 4 to escort me to serve them personally

They proceeded to lock the door and after the police talk to them said they could not force them to open the door to the office and they refused service and was laughing and pointing saying that my "disabled ass" was soon to be homeless Richland county sheriff's department told me to make contact with you and let you know that they refuse service after two attempts

This is their modus operandi to be slumlords to pick and believe me ever since this process begin 3 months ago and asked for a jury trial

I've been constantly harassed stalk and they've made it very difficult for me to where I've had to make payments to the court instead of them all the way to Central Court and have people from my church do that same as I'm homebound disabled and have made every which way they even offered to pay me off and then pull the offer back to try to make me late on the bond payment

They have tried every dirty handed tactic illegally to evict me and at the end of the day we never had a case at all the facts have never been hurt or proven the only reason why they got a writ two days ago

Was because I was denied in former paupas from the circuit Court and as previously stated I am on social security disability and VA disability I only make 810 a month and I have been previously approved two times for the same informal papas cuz I cannot afford the filing fee by judge Jocelyn Newman

I never thought that I would be denied cuz I'm definitely fall under the guidelines of being poverty and so they ordered me to pay the filing fee that I can't afford by January 1 and even if I could and even if that were true I don't get disability until the 3rd the filing fee constitutes 1/3 of my monthly income so I definitely should have been approved for the waiver of the filing fee

Please do not allow this writ to be executed and remand this back to your court so that they have to prove facts and have to prove their case and I get my day in court not to mention the fact that I don't want to lose all my belongings and lose everything and again I've never done anything wrong

Please give me an immediate stay and reschedule this case to be heard

My life is in your hands and I think this court so much as I am scared I've had three heart attacks in the last four and a half years I have a failing kidney and I have severe gout which requires you civil Walker wheelchair and cane I also have two service animals

I sincerely appreciate the court giving me a stay and allowing me to get my future day in court and not let me lose everything because of I dismiss all of my appeal due to a filing fee and losing my right to my day in court they have no grounds Again thank you so much my life is in your hands...

As a homebound dying disabled veteran I thank you very much from the bottom of my heart
Sincerely
Kevin Smith

On Thu, Jan 9, 2025, 9:49 AM Court Of Appeals Filings
<ctappfilings@sccourts.org> wrote:

Good morning Mr. Smith,

You may use this email to provide correspondence to our office.

South Carolina Court of Appeals

[1220 Senate Street](#)

[Columbia, SC 29201](#)

Filings: ctappfilings@sccourts.org

Phone: (803) 734-1890

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