

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM HORRY COUNTY
COURT OF COMMON PLEAS

JUDGE ALAN CLEMMONS, MASTER-IN-EQUITY

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SC Court of Appeals

APPELLATE CASE NO. 2024-001119

SPECIALIZED LOAN SERVICING LLC...RESPONDENT

V.

Cindy B. Hunt; Willow Greens
Homeowners Association, Inc.;
CJ Developers, LLC.....Defendants,
Of Whom Cindy B. Hunt isAppellant

MOTION To Hold In Abeyance

**CINDY B, HUNT, PRO SE, SC BAR# 65408
195 D WILLOW GREEN DRIVE
CONWAY, SC 29526
843 488-1131**

Pursuant to SCRPC Rule 60(b), the enclosed affidavit of Hunt, and RULE 240(c)(3) of the South Carolina Appellate Court Rules, Appellant Hunt hereby moves this Court for an Order allowing Hunt to make a Rule 60(a) and (b) motions to the circuit court:

CB Hunt PERSONALLY APPEARED BEFORE ME, who after being duly sworn and deposed, states as follows:

1. The matters contained herein are based upon my personal knowledge.
2. Hunt is an attorney, licensed in SC. SC Bar # 65408.
3. **Rule 60(a) correction: Page 4997 currently state: "...Hunt objects to all pages of the arguments set forth in the June 3, 2023 Brief..." should read "...Hunt objects to all pages of the arguments set forth in the June 3, 2022 BRIEF..." . See pp. 4997.**
4. **Rule 60(a) correction: page 5001 currently states: "Motion" Should read "Motion re lack of Subject Matter Jurisdiction, etc."¹**

Rule 60(b), SCRPC:

5. **Question: Did Hunt in the 11/30/2023 Amended Reply to Brief In Response To Defendant's Motion[s] state to the circuit court: "... where no hearing is required pursuant to Rule 59, SCRPC² Hunt request that the court immediately make a ruling pursuant to the Amended Reply and all of the arguments in the following documents ..."? Yes. See pp. 4997-4998.**

¹ See pp. 5030

² See pp. 2080-2081 & Pollard v. County of Florence, 314 S.C. 397, 444 S.E.2d 534 (S.C. App. 1994).

6. **As of 5/6/2024 the court had not provided to Hunt the results of Hunt's Rule 59 motions pursuant to Pollard v. County of Florence, 314 S.C. 397, 402, 444 S.E.2d 534 (S.C. App. 1994)]. See pp. 4996-5000.**
7. **As such, on 5/6/2024 Hunt reminded the court of the - 11/30/2023 Amended Reply to Brief In Response To Defendant's Motion[s] - where Hunt at pp. 6028 of the Counter Affidavit wrote: Rule 60(a) correction to Memorandum-Facts and procedural History for all memos at page 14³ should include and read On 11/30/2023 Hunt filed an Amended Reply to Brief In Response to Defendant's Motion[s].**
8. **Thereafter, the void 6/26/2024 Master in Equity's Order and Judgment of Foreclosure and Sale Deficiency Waived was written by Attorney Burgess and signed by Attorney Burgess and Judge Clemmons. See pp. 1948-1951, 1984-1985, 2173-2175, 2242-2246, 2256-2268 & 2239-2271 & Rule 60(b), SCRPC.**
 - a. **The void 6/26/2024 Master in Equity's Order and Judgment of Foreclosure and Sale Deficiency Waived, contains statements that Hunt is unable to verify in the 3/5/2024 and 5/8/2024 transcripts.**

Numerous statements ARE NOT included in the 3/5/2024 or 5/8/2024 transcript and include but is not limited to:

- b. **NOT INCLUDED IN THE TRANSCRIPTS IS THE STATEMENT: "Various motions of Defendant Cindy B. Hunt were heard prior to taking up the bench trial on all remaining issues in the case." See 6/26/2024 Master in Equity's Order and Judgment of Foreclosure and Sale Deficiency Waived at paragraph 7 at pp. 2.**
- c. **NOT INCLUDED IN THE TRANSCRIPTS IS THE STATEMENT: " ... each of the Defendant's motions**

³ New pp. # is 5045.

was respectfully denied. Following the denial of Defendant's motions, the trial on the merits proceeded." See 6/26/2024 Master in Equity's Order and Judgment of Foreclosure and Sale Deficiency Waived at paragraph 7 at pp. 2.

Attorney Burgess at the same time also states in the 6/26/2024 Master in Equity's Order and Judgment of Foreclosure and Sale Deficiency Waived at paragraph 7 at item 7) states: Amended Motion /Petition for Writ of Mandamus filed June 14, 2022. The **item #7 was written by Hunt, submitted by Hunt to the SCSC and dismissed by the SCSC on 11/21/2023 as case # 2022-00758. Hunt argues that Attorney Burgess is engaging in INTENTIONAL misconduct upon Hunt and the courts where Judge Clemmons has already signed the Void 6/26/2024 Order and Judgement. **See Rule 60(b), SCRPC.****

Waiver: At trial attorney Burgess for BBT/SLS did not make contemporaneous objections to the item7) Amended Motion/Petition for Writ Of Mandamus Filed June 14, 2022 to the SCSC by Hunt. See 6/26/2024 Master in Equity's Order and Judgment of Foreclosure and Sale Deficiency Waived at paragraph 7 at item 7; Case No. 2022-00758 and "The failure to make an objection at the time evidence is offered constitutes a waiver of the right to object..." Doe v. S.B.M., 488 S.E.2d 878, 327 S.C. 352 (S.C. App. 1997).

9. **Attorney Burgess, also at the same time states in the 6/26/2024 Master in Equity's Order and Judgment of Foreclosure and Sale Deficiency Waived at paragraph 7 at item 8) states: Motion related to subject matter jurisdiction filed January 16, 2024.⁴**

⁴ Attorney Burgess has never served on Hunt or to the court a document named: "Motion related to subject matter jurisdiction filed January 16, 2024."

Hunt wrote, filed and served on the court and attorney Burgess on 1/16/2024 a document named: Motion re lack of Subject Matter Jurisdiction, etc.⁵

10. Thus, the above Rule 60(a) name correction results in Hunt with: Motion re lack of Subject Matter Jurisdiction, etc. where the name difference between Hunt's real motion and the fictitious motion of Respondent's attorney Burgess is very minimal.

Hunt argues that Attorney Burgess is engaging in INTENTIONAL misconduct upon Hunt and the courts where Judge Clemmons has already signed the Void 6/26/2024 Order and Judgement. See Rule 60(b), SCRPC.

Waiver: At trail attorney Burgess for BBT/SLS did not make contemporaneous objections to Hunt's 1/16/2024 Motion re lack of Subject Matter Jurisdiction, etc.⁶

See 6/26/2024 Master in Equity's Order and Judgment of Foreclosure and Sale Deficiency Waived at paragraph 7 at item 8; "The failure to make an objection at the time evidence is offered constitutes a waiver of the right to object..." Doe v. S.B.M., 488 S.E.2d 878, 327 S.C. 352 (S.C. App. 1997).

CONCLUSION

For the foregoing reasons, Appellant Hunt respectfully request an Order to put forth these Motions.

⁵ See pp. 5030.

⁶ See pp. 5030.

s/CINDY B. HUNT, PRO SE, SC BAR# 65408

cb hunt

Sworn to and subscribed before me this

15 Day of January 2025

Brylee Hughes

Notary Public State of South Carolina

My Commission Expires 09-10-2034



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SPECIALIZED LOAN SERVICING LLC...RESPONDENT

V.

Cindy B. Hunt; Willow Greens

Homeowners Association, Inc.;

CJ Developers, LLC.....Defendants,

Of Whom Cindy B. Hunt isAppellant

Certificate of Service

The undersigned hereby certifies that on January 15, 2025 CINDY B. HUNT served a copy of Appellant's **Motion To Hold In Abeyance**, with a Certificate of Service by Mail upon the persons below by depositing the same in the U.S. Mail with proper postage affixed and addressed as follows:

SCCA: Ms. Jenny Kitchens, POBox 11629 Columbia 29211

Attorneys Chad Burgess & Brook Dangerfield

Brock & Scott, PLLC

3800 Fernandina Road Suite 110

Dated: 1/15/2025 Columbia, SC 29210

CINDY B. HUNT, PRO SE, SC BAR# 65408

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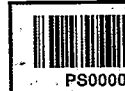
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