

**EMERGENCY MOTION WITH RELIEF REQUESTED BY DECEMBER 17, 2024:
MOTION TO VACATE THE JUDGEMENTS OF THE US DISTRICT COURT OF
SOUTH CAROLINA, US COURT OF APPEALS FOR THE FOURTH CIRCUIT; AND
THE SUPREME COURT OF THE UNITED STATES AND REMAND; AND HOLD ALL
FURTHER ACTION IN ABEYANCE PENDING DISPOSITION OF THIS MOTION
[WITH APPENDIX]**

Appendix

RECEIVED

Jan 31 2025

SC Court of Appeals

TABLE OF CONTENTS

- A. August 22, 2022 Petitioner Page 3 of 95 *Notice of Home Acquisition* [contains Respondents July 28, 2022 *Notice To Occupants of Pending Acquisition*] (1 page)
- B. September 1, 2022 *Affidavit of Attorney Fees* Page 1 of 3 (1 page)
- C. December 12, 2022 [contains 11 28 22 State/Federal Filed *Notice of Home Acquisition*] Page 10 of 37 (1 page)
- D. April 24, 2023 Petitioner's *Response* document, Page 1 of 16 (1 page)
- E. June 3, 2023 Letter to United States Cort of Appeals for the Fourth Circuit, Page 1 of 7 (1 page)
- F. Undated January 17, 2024 *Motion to Remove Court Official* (2 pages)
- G. February 8, 2024 1249am Petitioner *Fw: Motion* chain email to Lexington County Courthouse, Hutchen's Law Firm, Richardson Plowden Law Firm [contains February 6-7, 2024 email] (3 pages)*
- H. February 22, 2024 Petitioner's Supplemental *Brief*, pages 1 and 31 of 36 [Page 36 contains February 19, 2024 817am Petitioner *Re: Response* email to Lexington County Courthouse, Hutchen's Law Firm, Richardson Plowden Law Firm (2 pages)
- I. July 2, 2024 0315am email to Supreme Court recipients (1 page)
- J. June 14, 2024 *Case Status Update: Response* Page 1 of 10 (1 page)
- K. June 20, 2024 121pm Petitioner *Fw: Response and File Request (June 7, 2024)* email to Lexington County Courthouse, Hutchen's Law Firm, Richardson Plowden Law Firm (1 page)
- L. June 21, 2024 949am Petitioner *Fw: Response and File Request (June 7, 2024)* email to Lexington County Courthouse, Hutchen's Law Firm, Richardson Plowden Law Firm (2 pages)
- M. October 25, 2024 733am Petitioner *Re: Appeal* email to US Court of Appeals for the Second Circuit (2 pages)

N. November 20, 2024 *Notice To Occupants of Pending Acquisition* (1 page)

O. November 21, 2024 1019am Lexington County Courthouse Deputy Clerk Mona Huggins email [contains Petitioner 11 21 24 129 am and 407am emails] (2 pages)

***Bold items, handwritten corrections.**

August 22, 2022
STATE OF SOUTH CAROLINA
COUNTY OF LEXINGTON

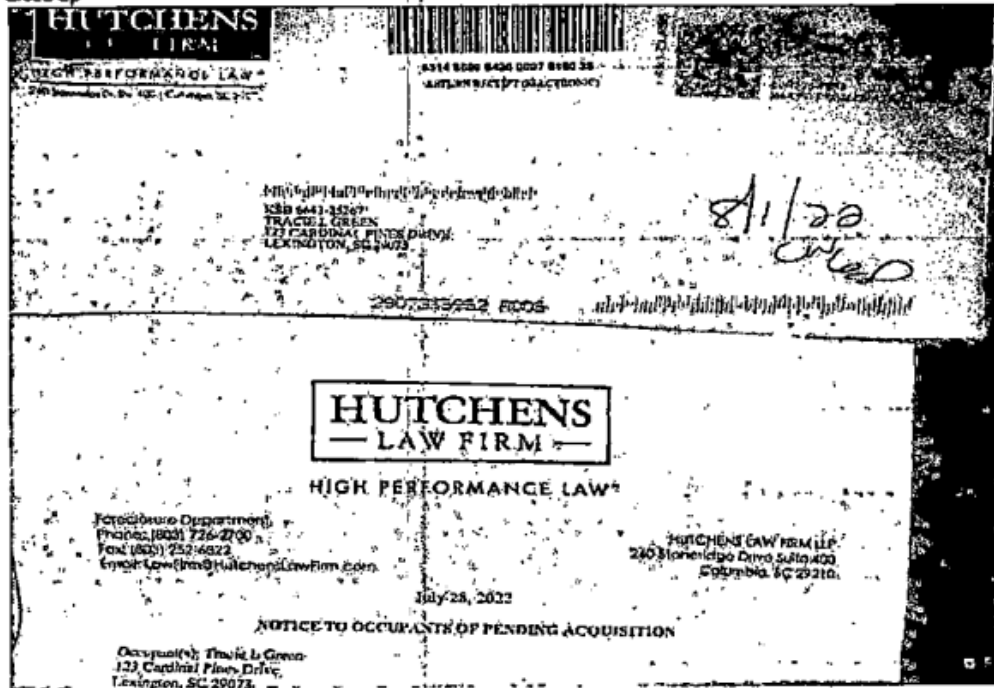
US Bank National Association (PLAINTIFF) vs Tracie L. Green; Cardinal Pines Homeowners'
Association, Inc; Palmetto Citizens Federal Credit Union (DEFENDANTS)

CASE# 2022CP3200784

Page 3 of 95

IN THE COURT OF COMMON PLEAS
NON-JURY MORTGAGE FORECLOSURE

Close up



On August 20, 2022, a Notice of Hearing was retrieved from my mailbox at 638PM [though not in my mailbox when checked earlier at 105PM.]. It reads as follows:

"A foreclosure hearing has been set ...for September 13, 2022 at 10:00AM before the Honorable James O. Spence, Master In Equity for Lexington, for the purpose of taking testimony, findings of facts and conclusions of law and to enter final judgement therein without further order of the court...will be held at the Lexington County Judicial Center, courtroom 2-A, 205 East Main St. Lexington SC 29072..."

STATE OF SOUTH CAROLINA
COUNTY OF LEXINGTON

U.S. Bank National Association,
PLAINTIFF,
vs.
Tracie L. Green; Palmetto Citizens Federal
Credit Union,
DEFENDANT(S)

IN THE COURT OF COMMON PLEAS

AFFIDAVIT OF ATTORNEY FEES

C/A NO: 2022-CP-32-00784

DEFICIENCY REQUESTED

Personally appeared before me, the undersigned, attorney for the Plaintiff, who first being duly sworn, deposes and says as follows:

1. I am an attorney for the Plaintiff in the above referenced matter.
2. This case is an action to foreclose a mortgage on real property located in Lexington County, South Carolina. The subject mortgage specifically provides that the Plaintiff is entitled to the recovery of attorneys' fees and costs associated with the collection of sums due under the promissory Note and mortgage and other applicable loan documents.
3. I was retained by the Plaintiff to conduct this foreclosure action pursuant to:
 - a. a contractual rate of compensation providing for a flat attorneys' fee in the amount of \$2,117.50.
4. Under Dedes v. Strickland, 414 S.E.2d. 134 (S.C. 1992), the Supreme Court of South Carolina has set forth the factors to be considered in an award of attorney's fees in real property actions. These factors include nature, extent, and difficulty of the legal services rendered, the time and labor necessarily devoted to the case, the professional standing of counsel, the contingency of compensation, the customary fees charged in the locality for similar services, and the beneficial result obtained. These factors, as applied in this case, are as follows:
 - a. Nature, Extent, and Difficulty of the Legal Services Rendered. As stated earlier, this is an action to foreclose a mortgage on real property. The case involved complex issues of real property law. A hearing was held by the Master, who requires an order to be prepared by Plaintiff's counsel. Accordingly, the factual and legal

December 12, 2022
STATE OF SOUTH CAROLINA
COUNTY OF LEXINGTON

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IN THE COURT OF COMMON PLEAS
NON-JURY MORTGAGE FORECLOSURE

US Bank National Association (PLAINTIFF) vs Tracie L. Green; Cardinal Pines Homeowners'
Association, Inc; Palmetto Citizens Federal Credit Union (DEFENDANTS)
CASE# 2022CP3200784

11 28 22 FILED COPY 1 (95pages).pdf (95 pages) [Notice of Home Acquisition]—ONLY 1ST page included
below (see 9/1/22 801AM Lexington County Courthouse filed document in its entirety).

August 22, 2022
STATE OF SOUTH CAROLINA
COUNTY OF LEXINGTON
US Bank National Association (PLAINTIFF) vs Tracie L. Green; Cardinal Pines Homeowners'
Association, Inc; Palmetto Citizens Federal Credit Union (DEFENDANTS)
CASE# 2022CP3200784

Tracie Mitchem-Green
123 Cardinal Pines Drive
Lexington, SC 29073

Lexington County Clerk of Court
Lexington County Courthouse
ATTN: Honorable James O. Spence, Honorable Lisa Cromer, and Honorable Mona Huggins
205 E. Main Street Ste 146
Lexington, SC 29072

Page 1 of 95
IN THE COURT OF COMMON PLEAS
NON-JURY MORTGAGE FORECLOSURE

2022 SEP -1 AM 9:09
LISA M. CONGER
CLERK OF COURT
LEXINGTON, SC
FILED

NOTICE OF HOME ACQUISITION

On August 3, 2022, a preliminary response to U.S. Bank National Certified Letters, Dated July 28, 2022, was electronically sent to Hutchen's Law Firm:

Certificate of Service and Response

From: Dr. Green (drgreen@myyahoo.com)
To: drgreen@myyahoo.com
Cc: drgreen@myyahoo.com; sarah.leonard@hutchenlawfirm.com; maryalice.zoller@hutchenlawfirm.com; john.kay@hutchenlawfirm.com; ashley.stanley@hutchenlawfirm.com; alan.stewart@hutchenlawfirm.com; k.gregory.wooten@hutchenlawfirm.com
Date: Wednesday, August 3, 2022 at 09:18 PM EDT

Attachments:
1) 8 1 22 Copy of Certificate of Service with Signature Page.pdf (6 pages)
2) 8 3 22 Response to Certified Mail Received.pdf (1 page)

NOTICE: By using this email service, you understand and agree that these e-mail transmissions may contain intimate and private data and that the transmission of such data via e-mail does not secure/guarantee the safety/veracity of any information. In addition, you/sender/receiver assumes all risk associated with the use of this e-mail transmission and agree that Tracie Mitchem-Green shall not be liable for any loss, claim, or damage that may result from your/sender/receiver decision to transmit data to Tracie Mitchem-Green via e-mail. Privacy Notice: This message may contain information that is protected from disclosure by federal and/or state law, or is otherwise privileged or confidential. This communication is intended only for the use of the individual or entity to whom it is addressed. If you are not the intended recipient or the employee or agent responsible for delivering this message to the recipient, you are hereby notified that any dissemination, distribution, or copying of this message is strictly prohibited and violations of applicable federal and/or state law may subject you to civil and/or criminal penalties. If you have received this message in error, please notify the sender immediately by telephone and delete this message.

8 1 22 Copy of Certificate of Service with Signature Page.pdf
794.1 KB
8 3 22 Response to Certified Mail Received.pdf
961.2 KB

2022 NOV 28 AM 9:28

ELECTRONICALLY FILED - 2022 Dec 28 4:25 PM - LEXINGTON - COMMON PLEAS - CASE#2022CP3200784

UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

No 23-1176 US Bank National Association v Tracie Green

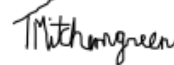
June 3, 2023 LETTER

Dear United States Court of Appeals for the Fourth Circuit:

This is a request for status update in the above noted case. The last update received from the Court was a (one) 1-page letter from Deputy Clerk Sharon Roberson dated April 14, 2023 and received April 23, 2023 (a copy is included in the correspondence below). In addition, the last communication received from US Bank National was April 25, 2023 1031 am email which indicated that appellate pleadings are not filed in state court; and requested securement of legal counsel by this Defendant to explain this further. If this is proper judicial process, then why did US Bank National file a seventy-one (71) page document, which appears to be this appellant's Supreme Court pleading, with Lexington County Courthouse on "03/31/2023 16:36"?

Please be advised suspected attempts to criminally derail this case continue and the targeting is severe. Thus, I request the Court to notify the Justice Department, the Internal Revenue Service, and other appropriate federal agencies. Witness Protection is needed and requested.

Respectfully Submitted,



Signature

Tracie Mitchem-Green

Print Name

Tracie Mitchem-Green
PO Box 521
Yonkers, NY 10710

Enclosure: May 24, 2023 1159pm email sent to Lexington County Courthouse [Your Honors Lisa Cromer and Mona Huggins]; Counsel for US Bank National [Attorney Kay and K. Gregory Wooten]; and Counsel for Co-Defendant Palmetto Citizens Federal Credit Union [Attorney Weston] (6 pages)

Attachment: 4 24 23 ResponseSIGNED.pdf (16 pages) [Includes the following documents: April 24, 2023 Response (1 page); March 25, 2023 Response to Informal Brif [if any] (2 pages); 10/24/21 Defendants email sent to map@usbank.com, entitled "Partial Claim Approval Status" (1 page); 11/9/21 email entitled "Correspondence Follow-Up" (1 page); FHA COVID-19 Recovery Home Retention Waterfall guidelines (2 pages); April 10, 2023 Defendant "Letter" to The United States Court of Appeals for the Fourth Circuit (1 page); April 11, 2023 916am email entitled "Re: US Bank vs Green 2022CP3200784" (5 pages); April 14, 2023 United States Court of Appeals for the Fourth Circuit Response letter (1 page); April 17, 2023 US Bank National Informal Brief (received April 22, 2023) (1 page); Certificate of Service [Documents Served] (1 page)]

April 24, 2023
STATE OF SOUTH CAROLINA
COUNTY OF LEXINGTON

Page 1 of 16
IN THE COURT OF COMMON PLEAS
NON-JURY MORTGAGE FORECLOSURE

US Bank National Association (PLAINTIFF) vs Tracie L. Green; Cardinal Pines Homeowners'
Association, Inc; Palmetto Citizens Federal Credit Union (DEFENDANTS)

CASE# 2022CP3200784

Response

This is a response to Attorney Kay's April 14, 2023 941 AM email indicating that Plaintiff filed an Informal Brief in the United States Court of Appeals for the Fourth Circuit on March 13, 2023 and a copy was mailed to this Defendant. I pose the following questions:

1. Why is a copy of the said Plaintiff's Informal Brief not profiled online with Lexington County Courthouse?
PLEASE FILE A COPY OF PLAINTIFF'S INFORMAL BRIEF WITH LEXINGTON COUNTY COURTHOUSE.
2. Why was a copy of the said Plaintiff's Informal Brief not emailed to this Defendant on March 13, 2023, as previously requested by Your Honor Spence during the Status Conference in September 2022?

The April 14, 2023 email was my first receipt of the Plaintiff's Informal Brief. [NOTE: On April 22, 2023, a mailed copy of the Plaintiff's Informal Brief was received.]

Regarding an alleged error with a Letter sent by the Appeal Court of the Fourth Circuit, the Letter is consistent with a previous telephone conversation with the said Court that a Plaintiff's Informal Brief was indeed not filed as alleged in the email received on April 14, 2023.

Materials filed in support of this Response include the following:

1. March 25, 2023 this Defendant "Response to Informal Brief Reply [if any]" (2 pages)
 - a. 10/24/21 Defendants email sent to map@usbank.com, entitled "Partial Claim Approval Status" (1 page);
 - b. 11/9/21 email entitled "Correspondence Follow-Up" (2 pages);
 - c. FHA COVID-19 Recovery Home Retention Waterfall guidelines (3 pages).
2. April 10, 2023 Defendant "Letter" to The United States Court of Appeals for the Fourth Circuit (1 page)
3. April 11, 2023 916am email entitled "Re: US Bank vs Green 2022CP3200784" (5 pages)
4. April 14, 2023 United States Court of Appeals for the Fourth Circuit response letter (1 page)
5. Certificate of Service (1 page)

Thank you.



Tracie Mitchem Green
Defendant

4/24/2023

Date

LISA M. COMER
CLERK OF COURT
LEXINGTON SC

2023 APR 26 PM 4:15

FILED

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Tracie L. Green — PETITIONER

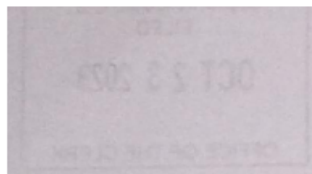
vs.

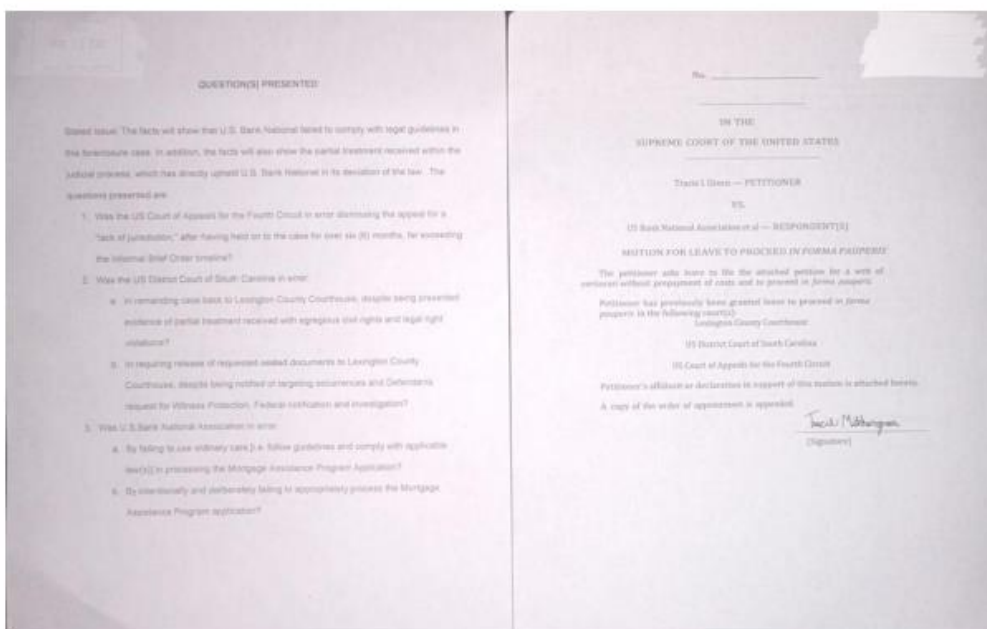
US Bank National et al — RESPONDENT(S)

MOTION TO REMOVE COURT OFFICIAL

In reverence to Dr. Martin Luther King, Jr. legacy and in accordance to 28 U.S. Code § 671, I, Tracie Mitchem-Green, motion the Supreme Court of the United States to **immediately remove** Your Honor Clerk of Court Scott S. Harris and his assistant Your Honor Clayton R. Higgins from case Green vs. US Bank National et al, No. 23-1176, and the immediate filing/docketing of the attached 1) On Petition for the Writ of Certiorari to US District Court of South Carolina (signed July 11, 2023; mailed December 13, 2023) and 2) On Petition for the Writ of Certiorari to US Court of Appeals for the Fourth Circuit (signed December 20, 2023; mailed December 26, 2023). The picture provided is evidentiary of **intentional** mishandling of court documents by the Supreme Court Clerk's Office. Furthermore, **an investigation into Mr. Harris and Mr. Higgins association with active terroristic activity is warranted.**

Close Up





In summary, due to the reason provided above—which again compromises the integrity of judicial procedure—this Motion to Remove Court Official is seeking immediate removal of Your Honor Clerk of Court Scott S. Harris and his assistant Your Honor Clayton R. Higgins from case Green vs. US Bank National et al.

.Respectfully submitted,

Tracie Mitchem-Green
ProSe Defendant

Fw: Motion

From: Dr. Green (drgreen@myyahoo.com)
To: jspence@lex-co.com; wjmcleodsc@sccourts.org; gfaircloth@lex-co.com; cglucas@lex-co.com; lshealy@lex-co.com; lcomer@lex-co.com; mhuggins@lex-co.com; gfaircloth@lex-co.com; john.kay@hutchenslawfirm.com; k.gregory.wooten@hutchenslawfirm.com; brigitte.dull@hutchenslawfirm.com; nweston@richardsonplowden.com
Cc: drgreen@myyahoo.com; drgreen02@myyahoo.com
Date: Thursday, February 8, 2024 at 12:49 AM EST

2/8/24

Dear Judge Spence et al:

1. In response to Judge Spence 742am email: Your Honor, I submitted a Motion to move this case to an inactive roster on 2/6/24 637am that has yet to be filed by the Clerk of Court; all parties on this email received a copy. Why? This is precisely the reason a copy of the email was sent to the Judges, so both of you would be aware of the partial treatment. How can judicial procedure be followed if Court employees are not first partaker?

Now, the Clerk of Court has permitted the Plaintiff to file Summary Judgement, dated 2/7/24. I OBJECT as I filed the Motion to move to inactive roster already--but the Clerk of Court refuses to file the motion. Furthermore, this is not the judicial procedure presented by Your Honor Gail Faircloth 2/2/24 352pm email, "...P and D confirm no further Federal Ct. action/ appeal time over..." How can state proceedings continue when Federal proceedings are underway? NOTE: I have yet to receive documents filed by US Bank National on 2/2/24. Why?

2. In response to Your Honor Gail Faircloth 3:50pm email today indicating your request, Judge Spence, for an in-person conference on February 27, 2024 1100A in Courtroom 2-A, regarding the Summary Judgement filed by US Bank National today: Due to 1) safety and 2) financial concerns I am unable to attend. As has already been documented in court filings, my child and I have been targeted and are not safe in South Carolina. Please advise how I can be in attendance from a distance so my safety will be maintained. Furthermore, Supreme Court filings are due to close approximation to this date. Again how can state and federal proceedings occur simultaneously. IS THIS LAWFUL?

I ask again for the Clerk of Courts office to file--with the date of February 6, 2024--my Motion to move this case to the inactive roster; the Motion is attached to the forwarded email below.

February 6, 2024 Page 1 of 1
STATE OF SOUTH CAROLINA IN THE COURT OF COMMON PLEAS
COUNTY OF LEXINGTON NON-JURY MORTGAGE FORECLOSURE
US Bank National Association (PLAINTIFF) vs Tracie L. Green; Cardinal Pines Homeowners'
Association, Inc; Palmetto Citizens Federal Credit Union (DEFENDANTS)
CASE# 2022CP3200784

Motion to Move to Inactive Roster

Due to the active Supreme Court of the United States cases [No. 23-1176 (District Court of South Carolina) and No. 23-6591 (US Court of Appeals for the Fourth Circuit)] directly related to this current case, this Court is motioned to move case #2022CP3200784 to inactive roster. Here is a link to Supreme Court Case No 23-6591:

<https://www.supremecourt.gov/search.aspx?filename=/docket/docketfiles/html/public/23-6591.html>

Thank you, Tracie L. Mitchem-Green 

Date 2/6/24

Respectfully,
Tracie

"Be not deceived, God is not mocked for whatsoever a man doeth that shall he also reap." (Galatians 6:7)

NOTE: Lexington County Courthouse [Your Honors James Spence, William McLeod, Gail Faircloth, Lisa Cromer, Mona Huggins, L. Shealy, C.G. Lucas]; Counsel for US Bank National [Attorney Kay, K. Gregory Wooten, Bridgette Dull]; and Counsel for Co-Defendant Palmetto Citizens Federal Credit Union [Attorney Weston] are included on this email.

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----- Forwarded Message -----

From: "Dr. Green" <drgreen@myyahoo.com>
To: "JAMES SPENCE" <jspence@lex-co.com>, "wjmcleodsc@sccourts.org" <wjmcleodsc@sccourts.org>, "GAIL FAIRCLOTH" <gfaircloth@lex-co.com>, "Lisa Comer" <lcomer@lex-co.com>, "Mona Denise Huggins" <mhuggins@lex-co.com>, "Crystal G. Lucas" <cgucas@lex-co.com>, "Leslie Shealy" <lshealy@lex-co.com>, "John S. Kay" <john.kay@hutchenslawfirm.com>, "Gregory Wooten" <k.gregory.wooten@hutchenslawfirm.com>, "Brigitte B. Dull" <brigitte.dull@hutchenslawfirm.com>, "nweston@richardsonplowden.com" <nweston@richardsonplowden.com>
Cc: "Dr. Green" <drgreen@myyahoo.com>, "T. M." <drgreen02@myyahoo.com>
Sent: Wed, Feb 7, 2024 at 1:35 AM
Subject: Fw: Motion

2/7/24

Good Morning:

Please advise when the below Motion, dated February 6, 2024, to move case to inactive roster will be filed, as it is not profiled online yet. NOTE: The Order Restoring Case to Active Docket, which was originated by Attorney Wooten, is outdated (dated February 28, 2023) but filed February 2, 2024 at 156pm. Is this lawful?

Respectfully,
Tracie

NOTE: Lexington County Courthouse [Your Honors James Spence, William McLeod, Gail Faircloth, Lisa Cromer, Mona Huggins, L. Shealy, C.G. Lucas]; Counsel for US Bank National [Attorney Kay, K. Gregory Wooten, Bridgette Dull]; and Counsel for Co-Defendant Palmetto Citizens Federal Credit Union [Attorney Weston] are included on this email.

NOTICE:By using this email service, you understand and agree that these e-mail transmissions may contain intimate and private data and that the transmission of such data via e-mail does not secure/guarantee the safety/veracity of any

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----- Forwarded Message -----

From: "Dr. Green" <drgreen@myyahoo.com>

To: "jspence@lex-co.com" <jspence@lex-co.com>, "wjmcleodsc@sccourts.org" <wjmcleodsc@sccourts.org>, "nweston@richardsonplowden.com" <nweston@richardsonplowden.com>, "k.gregory.wooten@hutchenslawfirm.com" <k.gregory.wooten@hutchenslawfirm.com>, "john.kay@hutchenslawfirm.com" <john.kay@hutchenslawfirm.com>, "mhuggins@lex-co.com" <mhuggins@lex-co.com>, "lcomer@lex-co.com" <lcomer@lex-co.com>, "gfaircloth@lex-co.com" <gfaircloth@lex-co.com>, "lshealy@lex-co.com" <lshealy@lex-co.com>, "cglucas@lex-co.com" <cglucas@lex-co.com>, "Brigitte.dull@hutchenslawfirm.com" <brigitte.dull@hutchenslawfirm.com>

Cc: "Dr. Green" <drgreen@myyahoo.com>, "T. M." <drgreen02@myyahoo.com>

Sent: Tue, Feb 6, 2024 at 6:37 AM

Subject: Motion

2/6/24

Good Morning:

Please see and file the attached document: 2 6 24Motion.pdf (1 page)

February 6, 2024

Page 1 of 1

STATE OF SOUTH CAROLINA
COUNTY OF LEXINGTON

IN THE COURT OF COMMON PLEAS
NON-JURY MORTGAGE FORECLOSURE

US Bank National Association (PLAINTIFF) vs Tracie L. Green; Cardinal Pines Homeowners'
Association, Inc; Palmetto Citizens Federal Credit Union (DEFENDANTS)

CASE# 2022CP3200784

Motion to Move to Inactive Roster

Due to the active Supreme Court of the United States cases [No. 23-1176 (District Court of South Carolina) and No. 23-6591 (US Court of Appeals for the Fourth Circuit)] directly related to this current case, this Court is motioned to move case #2022CP3200784 to inactive roster. Here is a link to Supreme Court Case No 23-6591:

<https://www.supremecourt.gov/search.aspx?filename=/docket/docketfiles/html/public/23-6591.html>

Thank you, Tracie L. Mitchem-Green



Date 2/6/24

SUPPLEMENTAL BRIEF

Pursuant to Rule 15.8, petitioner submits this supplemental brief to address new developments regarding Question Two, which is as follows:

- 2. Was the US District Court of South Carolina in error:
 - a. In remanding case back to Lexington County Courthouse, despite being presented evidence of partial treatment received with egregious civil rights and legal right violations?
 - b. In requiring release of requested sealed documents to Lexington County Courthouse, despite being notified of targeting occurrences and Defendants request for Witness Protection, Federal notification and investigation?

This Petitioner moves for sanctions and a monetary award for damages against Respondent US Bank National et al and its ever evolving list of associates, for the filing of this lawsuit.

ARGUEMENT

Partial Treatment Persists at Lexington County Courthouse ^{Suspected TAFE} Fraudulent Summary Judgment proceeding in process

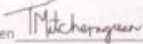
Clerk of Court Intentional Delay in Filing Submitted Documents [Delayed filing Petitioner's December 13, 2023 On Petition for Writ of Certiorari to US District Court of South Carolina [still not filed as of February 12, 2024]; Delayed filing Petitioner's Motion to Move to Inactive Roster, dated and submitted February 6, 2024 until February 12, 2024]

February 6, 2024 Page 1 of 1
 STATE OF SOUTH CAROLINA IN THE COURT OF COMMON PLEAS
 COUNTY OF LEXINGTON NON-JURY MORTGAGE FORECLOSURE
 US Bank National Association (PLAINTIFF) vs Tracie L. Green; Cardinal Pines Homeowners' Association, Inc.; Palmetto Citizens Federal Credit Union (DEFENDANTS)
 CASE# 2022CP3200784

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<https://www.supremecourt.gov/search.aspx?filename=/docket/docketfiles/html/public/23-6591.html>

Thank you, Tracie L. Mitchem-Green



Date __2/6/24__

ELECTRONICALLY FILED - 2024 Feb 12 9:45 AM - LEXINGTON

Re: Response

From: Dr. Green (drgreen@myyahoo.com)

To: drgreen@myyahoo.com; gfaircloth@lex-co.com; lcomer@lex-co.com; mhuggins@lex-co.com; lshealy@lex-co.com; cglucas@lex-co.com; john.kay@hutchenslawfirm.com; k.gregory.wooten@hutchenslawfirm.com; brigitte.dull@hutchenslawfirm.com; nweston@richardsonplowden.com; jspence@lex-co.com; wjmcleodsc@sccourts.org

Cc: drgreen02@myyahoo.com

Date: Monday, February 19, 2024 at 08:17 AM EST

2/19/24

Good Morning All,

Your Honor Judge Spence and Judge McLeod are included due to persistent lack of response.

Attorney Kay, please advise on the status of the Waiver form from the Supreme Court of the United States. A copy of the completed form is requested.

For your convenience, attached is another pdf, entitled SCOTUS WAIVER.pdf, of the 1-paged Supreme Court Waiver form, which has already been filed with Lexington County Courthouse. Please let me know if you have further concerns.

Thank you,
Tracie

Though hand join in hand, the wicked shall not be unpunished: but the seed of the righteous shall be delivered.
(Proverbs 11:21)

NOTE: Lexington County Courthouse [Your Honors James Spence, William McLeod, Gail Faircloth, Lisa Cromer, Mona Huggins, L. Shealy, C.G. Lucas]; Counsel for US Bank National [Attorney Kay, K. Gregory Wooten, Bridgette Dull]; and Counsel for Co-Defendant Palmetto Citizens Federal Credit Union [Attorney Weston] are included on this email.

[Privacy notice and chain email noted above redacted]

 SCOTUS WAIVER.PDF
3.2MB

June 14, 2024
STATE OF SOUTH CAROLINA
COUNTY OF LEXINGTON

Page 1 of 10
IN THE COURT OF COMMON PLEAS
NON-JURY MORTGAGE FORECLOSURE

US Bank National Association (PLAINTIFF) vs Tracie L. Green; Cardinal Pines Homeowners'
Association, Inc; Palmetto Citizens Federal Credit Union (DEFENDANTS)
CASE# 2022CP3200784

Case Status Update: Response

This is this Defendant's preliminary response to US Bank National Association June 13, 2024 filed Case Status Report:

1. There are federal court actions that would stay the upcoming Hearing: *Petition for Rehearing* and *Notice of Removal*, both submitted June 7, 2024; and delivered to the Supreme Court of the United States June 10, 2024.

No. 23-6591
(Linked with 23A888)

IN THE
SUPREME COURT OF THE UNITED STATES

Tracie L. Green — PETITIONER

VS.

US Bank National Association et al — RESPONDENT(S)

**MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*
ON PETITION FOR A WRIT OF CERTIORARI TO**

US Court of Appeals for the Fourth Circuit

PETITION FOR REHEARING

And

NOTICE OF REMOVAL

without prepayment of costs and to proceed *in forma pauperis*.

Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):
Lexington County Courthouse

US District Court of South Carolina

US Court of Appeals for the Fourth Circuit

Supreme Court of the United States

Petitioner's affidavit or declaration in support of this motion is attached hereto.

A copy of the order of appointment is appended.

Tracie L. Green
Signature

FILED
2024 JUN 21 AM 11:13
LISA M. CONNER
CLERK OF COURT
LEXINGTON SC

Subject Fw: Response and File Request(June 7, 2024)
To: ljspence@lex-co.com <jspence@lex-co.com>, wjmcleodsc@sccourts.org <wjmcleodsc@sccourts.org>, gfaircloth@lex-co.com <gfaircloth@lex-co.com>, jfdavidson@lex-co.com <jfdavidson@lex-co.com>, loomer@lex-co.com <loomer@lex-co.com>, mhuggins@lex-co.com <mhuggins@lex-co.com>, lshealy@lex-co.com <lshealy@lex-co.com>, cglucas@lex-co.com <eglucas@lex-co.com>, john.kay@hutchenslawfirm.com <john.kay@hutchenslawfirm.com>, T M <drg003@myyahoo.com>, k.gregory.wooten@hutchenslawfirm.com <k.gregory.wooten@hutchenslawfirm.com>, brigitte.dull@hutchenslawfirm.com <brigitte.dull@hutchenslawfirm.com>, nweston@richardsonplowden.com <nweston@richardsonplowden.com>]
From T M <drg003@myyahoo.com>
Cc: [drgreen02@myyahoo.com <drgreen02@myyahoo.com>]
Date: Thu, Jun 20, 2024 at 1:21 PM
6.20.24

Dear All:

Legal action is underway regarding this matter. Documents cannot be released until servicing is complete. Be advised a portion of the legal documents state the following:

"AN APPLICATION WOULD BE MADE BY PLAINTIFF OF A TEMPORARY RESTRAINING ORDER AND AN ORDER DIRECTIONS DEFENDANTS TO SHOW CAUSE WHY DEFENDANT SHOULD NOT BE PRELIMINARILY ENJOINED. THUS LEGALLY, PLAINTIFF IS UNABLE TO BE IN THE PRESENCE OF DEFENDANTS PENDING JUDICIAL REVIEW."

I kindly ask again, for pre-approved Zoom conferencing with in-person option be honored for tomorrow June 21, 2024 9am Motion Hearing meeting or please postpone Motion Hearing pending judicial review.

NOTE: Ms. Dull your 6.18.24 111pm email was received. I object. Please ensure to include all persons here on the email for transparency purposes, please.

Respectfully,
Tracie

NOTE: Lexington County Courthouse [Your Honors Judge Spence, Judge McCleod, Gail Faircloth, Joy Davidson, Lisa Cromer, Mona Huggins, L. Shealy, C.G. Lucas]; Counsel for US Bank National [Attorney Kay, K. Gregory Wooten, Bridgette Dull]; and Counsel for Co-Defendant Palmetto Citizens Federal Credit Union [Attorney Weston] are included on this email.

— Forwarded Message —

From: "T M" <drgreen02@myyahoo.com>

To: "drg003@myyahoo.com" <drg003@myyahoo.com>

Case No:
2022CP3200784

FILED
2024 JUN 21 AM 11:11
LISA M. CROMER
CLERK OF COURT
LEXINGTON SC

Subject Re: Response and File Request(June 7, 2024)
To: [T M <drg003@myyahoo.com>, jspence@lex-co.com <jspence@lex-co.com>, wjmcleodsc@sccourts.org <wjmcleodsc@sccourts.org>, gfaircloth@lex-co.com <gfaircloth@lex-co.com>, jfdavidson@lex-co.com <jfdavidson@lex-co.com>, lcomer@lex-co.com <lcomer@lex-co.com>, mhuggins@lex-co.com <mhuggins@lex-co.com>, lshealy@lex-co.com <lshealy@lex-co.com>, cglucas@lex-co.com <cglucas@lex-co.com>, john.kay@hutchenslawfirm.com <john.kay@hutchenslawfirm.com>, k.gregory.wooten@hutchenslawfirm.com <k.gregory.wooten@hutchenslawfirm.com>, brigitte.dull@hutchenslawfirm.com <brigitte.dull@hutchenslawfirm.com>, nweston@richardsonplowden.com <nweston@richardsonplowden.com>]
From T M <drg003@myyahoo.com>
Cc: [drgreen02@myyahoo.com <drgreen02@myyahoo.com>]
Date: Fri, Jun 21, 2024 at 9:49 AM
5.21.24 904a

LC Cthse

+1 803-785-8212



[View contact details](#)

Today



8:53 AM

Outgoing call, 3 mins 6 sec

(803) 785-8291

Add note



Today



8:57 AM

Outgoing call, 5 mins 3 sec

Be it known

1. This Defendant spoke directly with Judge Spence this morning at 8037852391 upon his answering the phone.
2. I am present and requested access to the Motion Hearing, which has been denied due to contested hearing. It is known, Plaintiff contested this Motion Hearing due to SIX DAY filing delay of Defendants Motion to move to inactive roster on February 6, 2024, which allowed Plaintiff to file Summary Judgement the following day. The Court has not addressed this PERSISTENT issue.

From:

Dr. Green

drgreen@myyahoo.com

To:

jspence@lex-co.com

wjmcleodsc@sccourts.org

nweston@richardsonplowden.com

k.gregory.wooten@hutchenslawfirm.com

john.kay@hutchenslawfirm.com

mhuggins@lex-co.com

lcomer@lex-co.com

gfaircloth@lex-co.com

lshady@lex-co.com

Notice

From: Dr. Green (drgreen@myyahoo.com)
To: drgreen@myyahoo.com
Bcc: [REDACTED]supremecourt.gov; [REDACTED]supremecourt.gov
Date: Tuesday, July 2, 2024 at 03:15 AM EDT

7.2.24

AN APPLICATION WOULD BE MADE BY PLAINTIFF OF A TEMPORARY RESTRAINING ORDER AND AN ORDER DIRECTIONS DEFENDANTS TO SHOW CAUSE WHY DEFENDANT SHOULD NOT BE PRELIMINARILY ENJOINED. THUS LEGALLY, PLAINTIFF IS UNABLE TO BE IN THE PRESENCE OF DEFENDANTS PENDING JUDICIAL REVIEW.

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Re: Appeal

From: Tracie M (traciem@myyahoo.com)
To: newcases@ca2.uscourts.gov; prosecases@ca2.uscourts.gov
Bcc: traciem@myyahoo.com
Date: Friday, October 25, 2024 at 07:33 AM EDT

10.25.24

Good Morning:

Actually , Notice of Review and/or Notice of Appeal was submitted multiple times as noted below.
Please process this case.

Appeal submissions –along with associated verification—to EDNY are as follows:

1. Documents, including Notice of Petition For Review of Order of the United States District Court Eastern District of New York, were—mailed 7/18/24, USPS tracking #9589071052702041753881 (see attached photo). Here is the Certificate of Service

Via the electronic Pro Electronic Document Submission

2. 7 29 24 Appeal Submission (18 pages; is attached)—NOTE: Page 2 is the Notice of Appeal

3. [COMPLETED 8 1 24]
7 31 24 AMENDED Appeal Submission (18 pages; is attached)—NOTE: Amended Notice of Appeal on Page 2.

Respectfully,

Tracie

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On Thursday, October 24, 2024 at 08:19:41 AM EDT, CA02db ProSeCases <prosecases@ca2.uscourts.gov> wrote:

Good morning,

This case in 24-cv-4354 EDNY was ordered transferred to the District of South Carolina on July 16, 2024 and Local Rule 83.1 that requires a 7 day delay was waived, so the case was transferred immediately. It has been opened in the District of South Carolina as 3:24-cv-3998 also under seal.

The notice of appeal was not filed EDNY. Therefore, this court does not have jurisdiction.

Thank you.

From: Tracie M <traciem@myyahoo.com>
Sent: Thursday, October 24, 2024 5:12 AM
To: CA02db ProSeCases <prosecases@ca2.uscourts.gov>; CA02db NewCases <newcases@ca2.uscourts.gov>
Subject: Re: Appeal

CAUTION - EXTERNAL:



HIGH PERFORMANCE LAW

Foreclosure Department
Phone: (803) 726-2700
Fax: (803) 252-6822
Email: LawFirm@HutchensLawFirm.com

HUTCHENS LAW FIRM LLP
240 Stoneridge Drive Suite 400
Columbia, SC 29210

NOTICE TO OCCUPANTS OF PENDING ACQUISITION

November 20, 2024

Occupant(s): Tracie L. Green
123 Cardinal Pines Drive
Lexington, SC 29073

Occupant(s): Tracie L. Green
PO Box 521
Yonkers, NY 10710

HUD/FHA Case Number: 461-5967115-703
Firm Case Number: 6643 - 25267

AVISO IMPORTANTE PARA PERSONAS DE HABLA HISPANA.
ESTO ES UN AVISO MUY IMPORTANTE. SI NO ENTIENDE EL CONTENIDO, OBTENGA UNA
TRADUCCIÓN IMMEDIATAMENTE. SI USTED NO RESPONDE DENTRO DE VEINTE (20)
DÍAS PUEDE QUE TENGA QUE MUDARSE DE LA CASA O APARTAMENTO EN QUE VIVE.


Dear Mortgagor(s)/Occupant(s):

The mortgage for the property in which you are living is in foreclosure as a result of the property owner's default. Within the next 60 to 90 days, title to the property is expected to be transferred to U.S. Bank National Association. Sometime thereafter, ownership of the property will probably be transferred to the Secretary of Housing and Urban Development (HUD).

HUD generally requires that there be no one living in properties conveyed to the Secretary as a result of a foreclosure. As the Federal Housing Administrations (FHA) single family program is a mortgage insurance program, it must sell all acquired properties and use the proceeds of sale to help replenish the FHA Mortgage Insurance Fund. It is not a rental program. There are other programs within HUD that assist in making rental housing available.

However, before U.S. Bank National Association conveys the property to HUD, you may be entitled to remain in the property for some period of time, pursuant to federal, state or local law. If applicable, a separate notice regarding occupancy rights will be provided to you when complete title to the property is transferred to U.S. Bank National Association.

If you are not entitled to remain in the property under federal, state or local law, you may nevertheless be eligible to remain in the property upon conveyance to HUD, if certain conditions are met, as described in the document "Conditions for Continued Occupancy" which is attached to this letter (Attachment 3). To be considered for continued occupancy upon conveyance to HUD, you must submit a written request to HUD within 20 days of the date at the top of this letter or the property must be vacated before the time HUD is scheduled to acquire it. Oral requests will not be accepted.

 Outlook

FILED

FW: [External]Re: Response

2024 NOV 21 AM 11:56

From Mona Huggins <mhuggins@lexingtoncounty.sc.gov>
Date Thu 11/21/2024 10:19 AM
To Nakia D. Fox <nfox@lexingtoncounty.sc.gov>

LISA M. COMER
CLERK OF COURT
LEXINGTON SC

Please print this email, clock and file it under Tracie Green as a Response.

Thank you!

From: Dr. Green <drgreen@myyahoo.com>
Sent: Thursday, November 21, 2024 4:07 AM
To: Dr. Green <drgreen@myyahoo.com>; Judge James Spence <jspence@lexingtoncounty.sc.gov>; Judge James Spence <jspence@lexingtoncounty.sc.gov>; wmcleod@lex-co.com; GAIL FAIRCLOTH <gfaircloth@lex-co.com>; Lisa Comer <lcomer@lexingtoncounty.sc.gov>; Mona Huggins <mhuggins@lexingtoncounty.sc.gov>; Leslie Shealy <lshely@lexingtoncounty.sc.gov>; Crystal G. Lucas <cglucas@lexingtoncounty.sc.gov>; Joy F. Davidson <jfdavidson@lexingtoncounty.sc.gov>; John S. Kay <john.kay@hutchenslawfirm.com>; Gregory Wooten <k.gregory.wooten@hutchenslawfirm.com>; Brigitte B. Dull <brigitte.dull@hutchenslawfirm.com>; Nelson Weston <nweston@richardsonplowden.com>; ODCmail <odcmail@sccourts.org>; OCCmail <occmil@sccourts.org>; alan.stewart@hutchenslawfirm.com; Ashley Stanley <ashley.stanley@hutchenslawfirm.com>; Mary Alice Coker <maryalice.coker@hutchenslawfirm.com>; Sarah O. Leonard <sarah.leonard@hutchenslawfirm.com>; T. M. <drgreen02@myyahoo.com>
Cc: methomas@sccourts.org; djflinchum@sccourts.org; kshumaker@sccourts.org; sbsmith@sccourts.org; supctfilings@sccourts.org
Subject: [External]Re: Response

10.21.24 [Second Email]

Clerk of Court, please file this 22 page+ response
Thank you, Tracie

NOTE: Lexington County Courthouse [Your Honors James Spence, William McLeod, Gail Faircloth, Lisa Cromer, Mona Huggins, L. Shealy, C.G. Lucas, Joy Davidson]; Counsel for US Bank National [Attorney Kay, K. Gregory Wooten, Alan Stewart, Ashley Stanley, Mary Alice Coker, Sarah Leonard, Bridgette Dull]; and Counsel for Co-Defendant Palmetto Citizens Federal Credit Union [Attorney Weston], Office of Disciplinary Counsel [William M. Blich, Jr., Ericka M. Williams]; Commission on Judicial Conduct [Thomas W. Cooper, Jr, George M. McFaddin, Jr, Deborah S. McKeo, Jody W. Gilham]; Commission on Lawyer Conduct [Christopher G. Isgett, Nicholas W. Lewis, Deborah S. McKeown, Shannon Wilson] and South Carolina Supreme Court are included on this email.

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On Thu, Nov 21, 2024 at 1:29 AM, Dr. Green
<drgreen@myyahoo.com> wrote:

10.21.24

Judge Spence 11.18.24 319pm indicating for this Defendant to check the public index (which appeared to prevent documents from being downloaded and blocked access to site at times) ; and Attorney Kay 11.20.24 1052am email in which he specifies laws provided by this Defendant that, according to Attorney Kay, provides no stay or basis to this Defendants factual claims. Below is my response:

1. Please reply ALL instead of a select few.

Still my direct questions/statements remain unaddressed. AGAIN, they are as follows:

2. Is the Judgement timeline/clock halted?

3. When will the Court provide an answer to the following:

A. June 21, 2024 is not the first time Judge Spence and US Bank National Association met unlawfully without this Defendant being present.

B. Neither has the Court addressed the 6-day delayed filing of this Defendants Motion to Move to An Inactive Roster. IS THIS NOT TAMPERING WITH EVIDENCE?

C. Neither has this Court addressed the Plaintiff's fraudulent Notice of Home Acquisition delivered to the Defendant via certified USPS mail August 3, 2022. IS THIS NOT FINANCIAL FRAUD, MAIL FRAUD, AND CRIMINAL ACTIVITY?

4. When will the Court correct the following errors noted in the Judgement Order:

A. Failure to Appear (p.1,2)

B. Guardian ad litem (p. 3)

C. Attorney Appointment (p.3)

5. Twice now notice of order to show cause/restraining order had been ignored by the Court. Why, please?

6. What is the Courts final response to the Notice to Cease and Desist/ Motion to Reconsider?

I respectfully request a response from the Court and Adminstrative Body. Thank you in advance Supreme Court of South Carolina, Office of Disciplinary Counsel, and Lexington County Courthouse for perserving the sacredness of your roles as judicial personnel by rectifying this situation in a lawful and timely manner.

Here again are previously sent coorespondence for reference:

No. 23 - 1176

And

No. 23-6591

IN THE
SUPREME COURT OF THE UNITED STATES

Tracie L. Green — PETITIONER
vs.

US Bank National et al — RESPONDENT(S)

PROOF OF SERVICE

I, Tracie L. Mitchem-Green, do swear or declare that on this date, December 3, 2024, I have served the enclosed redacted document only on indicated party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above document in the United States mail properly addressed to each of them and with first-class postage prepaid, or by delivery to a third-party commercial carrier for delivery within 3 calendar days.

The names and addresses of those served are as follows:

1. Lexington County Courthouse, 205 E. Main Street, Ste 146, Lexington, South Carolina 29072
2. Hutchens Law Firm, PO Box 8237, Columbia, South Carolina 29202
3. Richardson Plowden, PO Drawer 7788, Columbia, SC 29202

I declare under penalty of perjury that the foregoing is true and correct.

Executed on December 3, 2024



(Signature)

No. 23-1176 and No. 23-6591 [Tracie L. Green vs US Bank National et al]

Notice of Filing

REDACTED

DUE TO ILLEGAL ACTIVITY IN PROGRESS