

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

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

APPEAL FROM SUMTER COUNTY
Court of Common Pleas

George McFaddin, Circuit Court Judge

Case No: 2024-CV-43101-2595
Case No: 2024CP4301368

RECEIVED

FEB 10 2025

SC Court of Appeals

McLaughlin Ford
950 N. Main St.
Sumter, SC 29150

Respondent,

v.

Barbara Ann Johnson
308 Ruby Street
Lake City, SC 29560

Appellant.

NOTICE OF APPEAL

Barbara Ann Johnson appeals the order [judgment] of the Honorable Kimberly W. Land dated July 23, 2024, Appellant received written notice of entry of this order [judgement] on July 30, 2024.

Barbara Ann Johnson also appeals the order [judgment] of the Honorable Kristi F. Curtis, Circuit Court Judge, No. 2762 dated January 9, 2025. Appellant received written notice of entry of this order [judgement] on January 16, 2025.

February 10, 2025

/s/Barbara Ann Johnson
308 Ruby Street
Lake City, SC 29560
843-206-2523
Appellant

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

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

APPEAL FROM SUMTER COUNTY
Court of Common Pleas

George McFaddin, Circuit Court Judge

Case No: 2024-CV-43101-2595
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SC Court of Appeals

McLaughlin Ford
950 N. Main St.
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Respondent,

v.

Barbara Ann Johnson
308 Ruby Street
Lake City, SC 29560

Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on McLaughlin Ford by depositing a copy of it in the United States Mail, postage prepaid, on February 10, 2025, addressed to McLaughlin Ford, 950 N. Main St, Sumter, SC 29150 on February 10, 2025.

February 10, 2025

/s/Barbara Ann Johnson
308 Ruby Street
Lake City, SC 29560
843-206-2523
Appellant

February 2025 Appeal Statement: Barbara Ann Johnson

I, Barbara Ann Johnson, am formally requesting a comprehensive review of all evidence pertaining to the public sale and the civil case involving the unauthorized removal of my motor from my 2005 Ford Explorer Sport Trac XLT and unauthorized repairs.

On December 1, 2020, I purchased a 2005 Ford Explorer Sport Trac XLT Model with 124,865 miles from Five Star Nissan of Florence. The purchase price was \$8,500, and it included an extended warranty. The salesman, Danny Myers, assured me that with this warranty, I essentially had a new truck because it covered everything. Therefore, I would be able to use this warranty to repair any mechanical issues with my truck. As you can see from the paperwork, which I was not privy of presenting in my previous cases, I included all my repair work orders and service records.

On April 2024, I was notified that a judicial sale would take place before the Sumter County Magistrate. However, the plaintiff did not show up, and another notice was sent. On May 6, 2024, we provided testimonies. The McLaughlin Service Rep stated, "We had to remove the motor in order to take pictures to send to the warranty company." I objected, as I am the only one who can give permission to remove my motor, and there was nothing wrong with it. Judge Kimberly Land continued the case, hoping that McLaughlin Ford and I could reach an out-of-court agreement, which did not happen.

The McLaughlin rep advised me to speak with Butch Wilson. Thomas McCrae and I went into his office, where he instructed me to get the warranty company on the phone. I did so and put the call on speaker. Butch Wilson spoke with a representative from the warranty company, who confirmed that only the owner of the vehicle, Mrs. Johnson, could authorize the removal of the motor. Butch Wilson then claimed that I had given permission, which I adamantly denied.

The reason for me initially taking my truck to McLaughlin Ford was that they were the only Ford dealership that could diagnose my truck before July because my eldest daughter was getting married. I needed my truck to pick up supplies and decorate for the wedding. I got my tires on May 11, 2023. Olivia, my sales rep, gave me an appointment for June 5, 2023. I provided my last service record and told her in addition to the tire rubbing noise when I made a turn to also check for a transmission oil leak, as was red in my driveway. I had also been told that Altran Automotive had installed the body bushings incorrectly. Due to these vehicle concerns, I wanted my truck diagnosed specifically in those areas because I just had my vehicle serviced at Dick Smith Ford in March. McLaughlin Ford kept my truck for four months, and I really needed it back. I called Olivia, my sale rep, every day, and she told me I was calling too much, as they had to prioritize their regular customers before me.

Finally, I called again, and she said in July that she got my vehicle in the shop, and they needed all my service records for the warranty company. I found this strange because no one had needed them before. Nevertheless, I took the records into McLaughlin Ford in July. It was when I took in my records that I noticed my motor was out. I asked why my motor was out and where Olivia was, and I was told she had gone to lunch. I then called Thomas McCrae, a mechanic, and he said it could be my timing chain. We returned the next day to McLaughlin Ford and asked to speak with the service manager, Butch, but he wasn't there. Thomas and I spoke with someone else that day.

I brought my truck into McLaughlin Ford because I bought new tires, and they were still rubbing against the firewall. I gave Olivia, my sales rep, the last service record and told her that I had valve cover gaskets replaced and everything was fine except for the tire rubbing when turning. I even demonstrated it under the shed. I also stated that I was tired of going to the shop for the same issue and feeling taken advantage of.

I lost the case I presented to the court; however, it was not a fair case, and I was not provided with due process because I didn't get to present my evidence. The court did not record my information, including my entire service records, phone call logs, audio files, and call transcriptions. I have tried faithfully to resolve this matter. I stand for what is right and am not trying to take advantage of anyone. I spoke with individuals at McLaughlin who pretended to be Mr. Butch Wilson, who stated that my warranty paid for a motor, so why not get a new one.

Additionally, when I went to the courts to get a copy of my files, Lila, the Clerk of Court gave me a copy of McLaughlin files instead of mine. Lila shared with me that my file was empty. In return, I reported Lila to Lorraine W. Dennis, Assistant in County Administrator for Sumter County Government. On May 17, I told Lila that I had to stay overnight in the hospital. She had me sign the hearing paperwork dated for May 17 because I didn't have to come, but I later found out that I did need to come. I shared my reason for being late with the judge and she had proceeded with the case after she had already dismissed it.

In summary:

I, Barbara Ann Johnson, a 61-year-old divorced Christian woman, was glad that I was finally able to get a 2005 Ford Sport Trac with 124,846 miles. I had been looking for a truck for a while and purchased it on December 1, 2020. I was happy to get my own Christmas gift with a warranty at the same value. I thanked God because I prayed, and He answered. I only authorized a diagnostic for the noise my tire made rubbing against the firewall and to check for a transmission oil leak.

I, Barbara Ann Johnson, drove my truck to McLaughlin Ford for an appointment on June 5, 2023, and spoke with my service advisor, Olivia. I provided her with my warranty information and signed a paper stating that McLaughlin Ford is not responsible for any valuable items missing from the vehicle if left in their possession overnight. I always ask for a diagnostic and the price of repairs before any work is performed. I would then call my warranty company, Total Warranty, myself and let them know who will be repairing my vehicle.

I, Barbara Ann Johnson, am formally requesting a comprehensive review of all evidence pertaining to the public sale and the civil case involving the unauthorized removal of my motor from my 2005 Ford Explorer Sport Trac XLT and unauthorized repairs.

Thank you for your attention to this matter. I look forward to a fair and thorough review of all evidence and the opportunity to present my case fully before the courts.

February 10, 2025

/s/Barbara Ann Johnson
308 Ruby Street
Lake City, SC 29560
843-206-2523
Appellant

JAMES C. CAMPBELL
CLERK OF COURT
215 N. Harvin Street, Room 303
Sumter, South Carolina 29150

COLUMBIA SC 290

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Barbara Johnson
308 Ruby St
Lake City, SC 29560

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