

RECEIVED

FEB 10 2025

SC Court of Appeals

FORM 1

ON APPEAL FROM BEREKELY COUNTY

Court of Common Pleas Honorable Dale E Van Slambrook Administrative Law Judge

Wesley Edward Smith III
Appellant

Cases on appellant review 2024-CP-08-3362 (et al)
Contesting Case Nos **2024-CV-08-10400985, 2022-CP-08-02502/2597, 2024-CP-08-01932**

Vs

State of South Carolina

JURY TRIAL DEMANDED

RESPONDENT

NOTICE OF APPEAL

I. WESLEY EDWARD SMITH CERTIFICATE OF COMPLAINE

ACKNOWLEDGMENT WITH RULE 11

1. As the undersigned submits this response for relief, pursuant S C R Civ Pro Rule 11 is not being done in bad faith and under S C Frivolous Act under S C Code 15-36-10 hereby affirms as Pro Se Appellant as action may so requires a mandated initial appearance under rule 119 [for Defendant(s) on cross claims] and that consultations and settlement terms with the State of South Carolina nor its listed third parties and its legal entities with opposing counsel were made, but the parties were unable to resolve (reconcile) the matters contained in this appeal motion(s). by the undersigned, Wesley Edward Smith III

II. BERKELEY COUNTY CIRCUIT COURT PROCEDRUAL HISTORY

2. On 9 January 2025, this action was directed to the Magistrate Court Judge Paula Mcelvouges by Administrative law Judge Dale E Van Slambrook, to ensure cases for finality for appellant review under case assigned by circuit court case 2024-CP-08-3362 (et al), in review of claims

Appellant raised for conjoining challenging for relief under Rule 60(b)(2)(3) grounds as mistakes from the lack of discovery was called into question public official untimely advancements for presentations of documents regarding Case Nos 2024-CV-08-10400985, 2022-CP- 08-02502/2597, 2024-CP-08-01932, as fraud was then speculated by local employment termination action without being afforded the right to appeal the terminations nor cross examine any employed witnesses prior to being terminated from employments, from such identified employment places, as a protected private employee under contract with handbook employee rights, and as such protection was and is afforded by South Carolina consent as preapproved by South Carolina State legislation and representative of this State General Assembly.

3, On 29 January 2025, again (third time in dealings) Magistrate Judge Paula Mcelvouge failed to follow the circuit court instructions ensuring such compliances. The importance of this Pretrial conformance, meant to Wesley Edward Smith III (as taken from the laws) that "all" parties would have a fair submission at the facts to raise objections and cross claims and time to respond to the parties claims and documents as discovered. If this had happened, at the least, would look

like an attempt to comply with given directed orders, without any inference of discrimination, harassments or retaliatory court action existing, in finalizing such cases. Upon being reappointed back to Judge Paula Mceleguere by Judge Von Slambrook the judge failed to comply to aligning actions, either substantively and procedurally in alignment with court requested actions and failed to ensure such action as required would be in strict conformances for adjudicating person and cases for pretrial hearings, as combined for State public official third party finality acts, would be fairly and as equally required of judging case actions under Local Rule of law, rule 73.02(b)2) and pursuant 28 U S C 636(b)(2) for pretrial conformances, discovery, Settlements, Scheduling and Assigning Docket hearings, or other discovery requirements for granting such afforded reliefs and judicial remedy as requested by Wesley Edward Smith III sought and seeks.

4. The contesting of Orders and Judgment on records should have reflected this with specificity and not be inferred, as done in substantive and procedural fairness, equally and equity as needed throughout as believed that all parties were treated without any inferences of animus or racially motivated to profile, stalked and or execute target based on profiles kept of Wesley Edward Smith III **due to** national origin, Color and Age group 1964 generations as alleged in violation of S C Code 1-13-10 (et seg).

RELIEF

Appellant respectfully request this appeal be granted based on the aforesaid violation of rights in contesting such action based on the alleged violation of law argument, the denial or right to appeal the local magistrates or administrative Office acting for the State of South Carolina to produce the results of absent disclosed documents of such executing judgments and Orders prior to the taking of both employee rights in employment termination and the deed and title changing of person being assigned named, from person properties name, images and likenesses as a legal right to contest, as Orders and Judgment were to be substantively and procedurally sufficient, and was required not to remain any inferences of a genuine issues of material facts or questions of such importance unanswered productions of absent substantive material evidences.

WHEREAS Without strict substantive sufficiency of proof on Judgments and Orders, that as Wesley Edward Smith III have injured by (pain and sufferings emotional anxiety) by intervening third party hearsay is very offensive (prosecutorial misrepresentation without having shown probable causes or letter of intensions as either a person or foreign business entities claiming immunity sovereignty as absolute vested lowers or a or privileged) who declared by exercising of sc constitutional due process right against Name Images and Likenesses (N I L) of this person Wesley Edward Smith III private employee protected by private employer employment handbook policies and procedures, secured protection under the law, as Codified under S C code 41 1 110 S C code 1-13 10 from discrimination and S. C code 41 10 10 right to work (be left along from targeted for having as job (use by employer business likeness is easy access to get money from Wesley Edward Smith III (having a real job) as a person without little or not efforts to steal (loss wages owed by S C Code 41-7-10 Payment of Wages due terminated employees was forty Eight (48) hours) is overdue) from thirst party public official charging retaining fees (to stronghold or force mergers with corporate executes) who are being compromised only for lucrative personal gains, and as afforded by S C Code 19-11-80 (et seg) granted such privileges

against self incrimination against third party hearsay and suppression of other malarkey.

III. QUESTIONS PRESENTED NO ANSWERS DISCLOSED

1. How can any person be denied a right to discover or appeal a process when no service of hearings or the aforesaid was, or were provided, as NO stated claims for relief is STATED in the judgments or orders, No legal standing for involvement in this suit as a person or professional aver raised, No statement supporting the deprivation of a civil right claims alleged in the judgment or Orders of this class action suits, No state grand jury rendering a guilty verdict against Wesley Edward Smith III for involvement in criminal activity convictions. No right to appeal the employment terminations, foreclosures, tax and sales, transfers of deeds to property title exchanges by forced mergers and false acquisition, witness statement (etc etc), and how cans relief be granted in favor of the third party when no civil rights claim nor a State of South Carolina Constitutional claims of a legal harms violation occurred, not listed anywhere in the judgment or Court Order of the Administrative law Judge or provided with the results and findings from the Magistrate judge report and recommendation with proof sufficiency of evidence to support the third party hearsay testimony in this open court from arbitrary ordinary person and people making hearsay statements. SO how cans the name being changed on titles and employment terminations be equitable, fair and or considered a substantive and a procedurally corrects process or as been treated equal, when the person, Wesley Edward Smith III (appellant, private employee and rights as heir to said properties) is not being properly notified of all occurrence, who has a vested (invested) personal and business interest is NOT informed of such hearings and administrative findings as required by law? (Proof needed)

2 What case law legal scholar review or as precedent case in the record had ever allowed Public officials or public officers as state entities to intervene and totally interfere with protected private citizen due process rights to commit such deprivation of due process right while parties are operating and protected under s c color law in the prevention of such inferred discrimination, harassment and alleged retaliation in lack of case substantive and procedural sufficiency of evidence nor ground by legal argument in totality of such administrative actions? (proof needed)

As inferred (alleged) without to a reasonable person or jury appears that the Administrator(s) Administration of Admiration used of agencies names. Likeness and business letterhead likeness to right name, by not disclosing ant truth contained in the Orders and judgment of cases **contesting of case 2024-CV-08-10400985, 2022CP-08-CP-08-2502/2597 and 2023-CP-08-1932 under appellant court reviews (et al et al) by using the administrative process to commit abuse of process, fraud upon the court and converting of other person property and personal possession for person gains.**

PROOF OF SERVICE

I, Wesley Edward Smith III certify on February 6th, 2025, filed the Notice of Appeal and Supporting order to have contested on appeal opposition to the Judgment and Orders as herein appealed and being contested on such grounds and illegality of procedural process errors based on the inscribed law and in violation to Local Law requirement 5.01 and 73.02(b)(2) (et seg) and as afforded by Summary Judgment rule 56 errors of such untimely occurrences for untimely

RECEIVED

FEB 10 2025

90 Court of Appeals

unjustified intervening were sent United State Postal Services vial first class mail to;

Berkeley County Courthouse
(ATTN: Clerk of Court)
300 B California Ave
Moncks Corner, South Carolina 29461

South Carolina Court of Appeals ✓
(ATTN: Appellant Clerk of Court Pro Se)
1220 Senate Street
Columbia South Carolina 29201

Phillip Ferdergos ESQ
211 King Street
Charleston, S C 29403Street

South Carolina Office of the Governor
(Attn: Governor Henry D McMaster)
1100 Gervais Street
Columbia S C 29201

Jenny Fedewa ESQ
3841 Forest Glen Dr
Mount Pleasant, S C 29414
(843) 345-6660

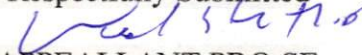
Brendon J Kelly
15 S Main Street Suite 700
Greenville S C 29601
(864) 672-8046

Andreas K Satterfied
15 S. main Street Suit 700
Greenville S C 29601
(864) 235-7931

Attorney Joe and or Jill Doe ESQ
15 S Main Street Anywhere U S A
Greenville, South Carolina 29601

February 6, 2025

Respectfully Submitted


APPELLANT PRO SE
Wesley Edward Smith III
P O Box 294
Moncks Corner, S C 29461
Email: wsmittyd4@gmail.com

RESPONDENTS ATTORNEY OF RECORD:

Phillip Ferdergos ESQ
211 King Street
Charleston, S C 29403Street

South Carolina Office of the Governor
(Attn: Governor Henry D McMaster)
1100 Gervais Street
Columbia S C 29201

Jenny Fedewa ESQ
3841 Forest Glen Dr
Mount Pleasant, S C 29414
(843) 345-6660
Andreas K Satterfied
15 S. main Street Suit 700
Greenville S C 29601
(864) 235-7931

Brendon J Kelly
15 S Main Street Suite 700
Greenville S C 29601
(864) 672-8046
Attorney Joe and or Jill Doe ESQ
15 S Main Street Anywhere U S A
Greenville, South Carolina 29601

RECEIVED
FEB 10 2025
SC Court of Appeals

Wesley Edward Smith III
P O Box 294
Moncks Corner, South Carolina 29461
Email: wsmittyd4@gmail.com

February 6th, 2025

From: Wesley Edward Smith III/XXX-XX-3407

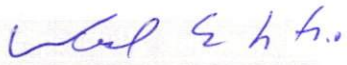
To: Court of Appeals 1220 Senate Street Columbia, SC 29201

Subj: NOTICE OF INTENT TO APPEAL

Ref: (a) Appellant Court review under S C Code title 8 SECTION 14 (et seg)

Encl: (1) FORM I NOTICE OF APPEAL of Case 2024-CP-08-3362 (et al) and supporting

TO: State Appellant Court Clerk of Court (Pro se)


Wesley Edward Smith III
P. O Box 294
Moncks Corner, South Carolina 29461
Email: wsmittyd4@gmail.com

Copy To: File

WES COPY TO MRS S. T. H. 4
P.O. Box 294
Moncks Corner SC 29461

RECEIVED

FEB 10 2025

SC Court of Appeals

SOUTH CAROLINA COURT OF APPEAL
CATHN : APPEALS CLERK OF COURT PRO SE
1220 Senate Street
Columbia, SC 29201

Retail



29201

RDC 99

U.S. POSTAGE PAID
FCM LETTER
MONCK'S CORNER, SC 29461
FEB 06, 2025

\$0.73

S2323Y501501-7

