

LETTER TO THE APPELLATE COURT CLERK
RESPONSE TO LETTER RECEIVED

RECEIVED

Feb 19 2025

SC Court of Appeals

The Honorable Catherine S. Harrison
Deputy Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211
ctappfilings@sccourts.org

RE: US Bank National Association, Respondent v. Tracie L. Green. Palmetto Citizens Federal Credit Union, Defendants, of which Tracie L.Green is the Appellant
Case No. 2025-000179

Dear Ms. Harrison:

I am in receipt of your two letters dated and received electronically on February 18, 2025 337pm. Below is my response:

1. This case was removed from your court on February 7, 2025 prior to the assignment of a case number; below is the February 8, 2025 notification with the first page and signature page of the Notice of Removal (35 pages; total file 75pages). Please advise if compliance to your directives is required.
2. I still am unsure what sensitive information you are referring to. Please advise.
3. Did this court accept my informa pauperis status?

February 19, 2025

s/ Tracie L. Mitchem-Green

Tracie Mitchem-Green
PO Box 521
1585 Central Park Ave
Yonkers, New York 10710
(803) 361-0602
drgreen@myyahoo.com
ProSe Appellant

CC: John Kay, Gregory Wooten, Alan Stewart, Ashley Stanley, Mary Alice Coker, Sarah Leonard
PO Box 8237, Columbia, South Carolina 29202
Attorney's for Respondent
(803) 726-2700
John.kay@hutchenslawfirm.com, k.gregory.wooten@hutchenslawfirm.com,
alan.stewart@hutchenslawfirm.com, Ashley.stanley@hutchenslawfirm.com
Maryalice.coker@hutchenslawfirm.com, Sarah.leonard@hutchenslawfirm.com

Nelson Weston, Attorney for Palmetto Citizens Federal Credit Union
PO Drawer 7788, Columbia, SC 29202
(803) 771-4400
nweston@richardsonplowden.com

Filing

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

To: jspence@lex-co.com; jspence@lexingtoncounty.sc.gov; gfaircloth@lex-co.com; jfdavidson@lex-co.com; lcomer@lex-co.com; mhuggins@lex-co.com; wmcleod@lex-co.com; mhuggins@lexingtoncounty.sc.gov; mmalewine@lexingtoncounty.sc.gov; john.kay@hutchenslawfirm.com; brigitte.dull@hutchenslawfirm.com; k.gregory.wooten@hutchenslawfirm.com; alan.stewart@hutchenslawfirm.com; ashley.stanley@hutchenslawfirm.com; maryalice.coker@hutchenslawfirm.com; sarah.leonard@hutchenslawfirm.com; tiffanie.watson@hutchenslawfirm.com; wjmcleodsc@sccourts.org; nweston@richardsonplowden.com; drgreen@myyahoo.com; drgreen02@myyahoo.com

Cc: ctappfilings@sccourts.org

Date: Saturday, February 8, 2025 at 08:21 PM EST

Dear All:

February 8, 2025

1. There appears to be two (2) different copies of the January 29th Denial to Motion to Vacate. I request permission to display the differences.
2. Emails received:
 - a. 2/28/25 411pm: Attorney Kay email sent also to Joy Davidson and Bridgette Dull in response to Defense's 1/28/25 356pm email regarding the transcript. In summary, Attorney Kay states:
 - i. Court advised Defense of the process and required to pay for transcript if so chooses to obtain a copy.
 - ii. Defense was not advised purchase of transcript was mandatory.
 - iii. Defense failure to provide court reporter caused Plaintiff to provide the service.
 - iv. Plaintiff will not pay for Defenses' transcript.
 - v. Defense's own motion put the hearing into play; participation not mandatory. With the foreclosure sale scheduled for 2/3/25, the motion had to be heard prior to the sale. If Defense did not desire a hearing, then motion withdrawal warranted.
 - b. Declining to pay for transcript and acknowledging payment for the Court reporter for the Hearing regarding the Motion to vacate Judgment.
 - c. 2/28/25 414P: Judge Spence email sent also to Attorney Kay in response to Defense's 1/28/25 356pm email regarding the transcript. In summary, Judge Spence states:
 - i. Parties pay for the court reporter; the court does not have one.
 - ii. The moving party pays for the court reporter; if not, hearing will not be held.
 - iii. Both parties pay for their own transcripts; obtaining a transcript is not mandatory.
 - iv. This procedure has been discussed multiple times.
 - d. 2/28/25 227P: Deputy Clerk Huggins stating Defendants 1/28/25 103pm email received with attachments. Will not file the proposed order until signed by Judge Spence.
 - e. 2/28/25 342pm: Deputy Clerk Huggins response to Defendants 1/28/25 313pm email; states e-filing is for attorneys. Prose litigant documents are filed by print and clock-in. Still getting most recent documents filed.

Please note the attached:

- 1) 2 7 25 COMPLETE (NO IFP).pdf (75pages)
- 2) 2 8 25 Addendum.pdf (9 pages)

Clerk of Court, please file this email and attachments with both the foreclosure (2022CP3200784) and child support (0791562) cases, please.

Respectfully, Tracie

South Carolina Court of Appeals, Lexington County Courthouse, Hutchens Law Firm, Richardson Plowden Law Firm are included on this email.

NOTE: Law Enforcement is included in all correspondence. 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, including attachments, 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.



2 7 25 COMPLETE (NO IFP).pdf
10MB



2 8 25 Addendum.pdf
1.6MB

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

US Bank National Association,

2022CP3200784

NOTICE OF REMOVAL

Against

Removed from:

South Carolina Court of Appeals, County of
Lexington/Richland County

Tracie L. Green;
Cardinal Pines Homeowners' Association, Inc;
Palmetto Citizens Federal Credit Union

To: The Clerk of the United States District Court for the District of South Carolina

TRACIE L. GREEN'S NOTICE OF REMOVAL

Tracie L. Green, as a ProSe Defendant, hereby removes this case from the South Carolina Court of Appeals to the United States District Court for the District of South Carolina, pursuant to 28 U.S.C. Codes, 1446, 1332 and FRCP 60.

1. The pending action is styled *US Bank National Association v. Tracie L. Green; Cardinal Pines Homeowners' Association, Inc; Palmetto Citizens Federal Credit Union*, Case#2022CP3200784, on appeal—from the State of South Carolina County of Lexington Court of Common Pleas, located at 205 East Main Street, Lexington, South Carolina 29072—before the South Carolina Court of Appeals, located at 1220 Senate Street, Columbia, South Carolina. A true and correct copy of the summons, complaint, and CARES ACT certification are attached as **Appendix A**.
2. As explained below, this Court has original subject matter jurisdiction over this civil action because the case involves important federal questions since the complaint charges Tracie L. Green breached a mortgage contract causing a deficiency; and the charges involve alleged federal and state law violations that have a federal preemption defense. In addition, diversity of citizenship is a factor, as Tracie is a resident of the state of New

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

US Bank National Association,

Against

2022CP3200784

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South Carolina Court of Appeals, County of
Lexington/Richland County

Tracie L. Green;
Cardinal Pines Homeowners' Association, Inc;
Palmetto Citizens Federal Credit Union

31. For these reasons, this case is removable.

WHEREFORE, this case should be removed to United States District Court for the
District of South Carolina.

Respectfully submitted,



Tracie Mitchem-Green

ProSe Defendent

P.O. Box 521, 1585 Central Park Avenue, Yonkers, NY 10710

(803) 361-0602

Email: drgreen@myyahoo.com

February 7, 2025