

RECEIVED

May 01 2025

SC Court of Appeals

NOTICE OF APPEAL IN A CIVIL CASE

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

Judges: Rivers Lawton McIntosh, Robert Scott Sprouse,
Jesse Cordell Maddox, Jr., Heath Preston Taylor

CASE NO. 2022-CP-0400592

Dr. Linda Kennedy, *Pro Se filing jointly*

&

Dr. Marsha Fink, *Pro Se filing jointly*,

Appellants,

v.

Lake Hartwell RV Resort and Cabins, LLC., with alias names listed,

Christopher Vellanti, Corporately, as the Sole Member, Manager Employee, and Individually,

Yvonne Goldman, as General Manager Employee and Individually,

Marsha Stamm, as Co-Assistant manager, and Individually,

Allen Riha, as Co-Assistant Manager, and Individually,

Jennifer Burdette, as Employee, and Individually,

Frank Pellegrini, as Employee, and Individually,

Fritzie Maroto (Moroto, married 2023, Pellegrini),

Ray Grenier, as Independent Contractor, Individually,

Grant Ferrendelli, as Independent Contractor, and Individually,

Charles Carpenter, as Employee, and Individually,

Respondents.

Notice of Appeal

PLEASE NOTE the style of the Case is inaccurate in the Order, as Judge Heath Preston Taylor granted our amended complaint request freely given, and it was filed on April 29, 2024.

(See Order by Taylor on March 12, 2024, IN THE PERMANENT RECORD TO BE FILED)

Written but not proofed due to vision and limb issues along with other disabilities affecting Plaintiffs at this time.

(See Motion for Expansion of Time and Pages filed with this Notice of Appeal)

1. This Appeal is timely filed. Appellants, Dr. Linda Kennedy, JD, BA, BS, and Dr. Marsha Fink, JD, BA, appeal the Repugnant, Unconstitutional Orders and inappropriate and unlawful Actions/Inactions, as listed in summary form herein and listed in more detail in the Determination of Matters, that led to this final Unconstitutional, and intentional miscarriage of Justice, in these Judges and lawyers and state actors, and Allianz Corporate and Specialty, taking part in such unprecedented actions/inactions and ex parte communications, that violated the very foundation of all jurisprudence in the U.S. to come up with such a Repugnant and Unconstitutional set of proceedings, rulings and Orders that benefited those who are sworn by Oath to be neutral and not to have inappropriate financial and other interests in the case they are involved in.¹

¹ Appellants appeal the Repugnant, Unconstitutional Orders and Actions, including, ex parte communications, as listed in summary form herein, all Sua Sponte procedural manipulations and Unconstitutional Sua Sponte Orders, Notices, alleged Hearings, called by or with the assistance of these Judges, above listed, and the lawyers involved, including Plaintiffs fired lawyer, that have led to this Unconstitutional alleged improper, and unprecedented, ex parte planned Evidentiary Hearing and Order/Sanctions against Plaintiffs. Plaintiffs got absolutely zero Due Process, or Equal Protection, and the Court violated Plaintiffs 1st Amendment to Redress Grievances, Right to Associate and speak freely against Government which was severely infringing Plaintiffs right to fair redress of grievances, by the Government/Courts and their “officers of the court.” Further, the Judges, were protecting each other’s financial interests and vengeance against especially Dr. Kennedy, but Dr. Fink also, and McIntosh, acted even more unconscionably in his entirely shocking attempt to defame and humiliate Appellants even further, showing his bias and that the issue was really about protecting the judges, Allianz, and other State Actors, and lawyers rather than hearing a case without bias and without interests in the outcome. Through these Judges, the Appellants never received anything that resembled a case, that looked more like it was being prosecuted from countries who

2. This last Unconstitutional, improper, and unprecedented, alleged evidentiary hearing and Final Order/Sanctions against Plaintiffs, was entered into the electronic filing system by the Court as two tandem Final Orders, one a Form 4 baseless and Unconstitutional Order on February 27, 2025, and the other an Unconscionable Order, on February 28, 2025, with Judge McIntosh Dismissing Appellants meritorious case, and sanctioning Appellants for filing and fighting for their extremely meritorious case against all unfairly opposing Plaintiffs right to bring forth their case. Both Orders from Judge McIntosh were received by Plaintiffs on March 6, 2025, by U.S. Mail. Plaintiffs timely filed a Motion to Alter or Amend Judgment SCRPC Rule 59(e), requesting a neutral, unbiased, Judge without financial interests in the case to Alter and Amend, on Monday, March 17, 2025, by hand delivery and certified mail, which date was Appellants first available filing date due to the weekend. That Motion was denied on March 24, 2025, again by Judge McIntosh, and Plaintiffs received this denial through the U.S. mail on April 1, 2025.

Appellants have through May 1, 2025 to file this Notice timely.

openly prosecute litigants from the bench without the Country having Constitutional Rights, that protect the litigants and assure fair and impartial hearings for all. McIntosh dismissing Appellants case, and sanctioning Appellants for filing and fighting for their extremely meritorious case and personally making sure Plaintiffs did not win, showed that Plaintiffs meritorious claims against the Judges involvement in the underlying case, was real, and resembled the Murdaugh case, that was also not prosecuted in a way to get to the truth of the matters exposed.

Appellants appeal all the 10th Circuit, and Judges McIntosh, Sprouse, Maddox, and Taylor actions/inactions on all matters they have decided from 3/17/22, the date of Appellants filing a Pro Se complaint against Defendants in the 10th Circuit Common Pleas Court, through the final Sua Sponte Unconstitutional Notices of an alleged evidentiary hearing by the Judges acting as prosecuting Judges Sua Sponte, with the last Order by McIntosh, where all Discovery, Subpoenas, Subpoenas Duces Tecums, Witnesses, and so forth were quashed and never permitted as long as three years ago to the present, and past complaints that were lawfully amended with an Order granting same, were ignored so that Plaintiffs had to defend past complaints where these were no longer legally relevant due to the filing of the new amended complaint that related back.

3. Appellants also contest the refusal of the Courts to honor Reasonable Accommodations under Title II of the American's with Disabilities Acts, which injuries in question were mostly caused by Judge McIntosh and Sprouse themselves, which the Judges then used against Plaintiffs to weaken them and then find against them, calling these legitimate and medically diagnosed injuries reason to dismiss Plaintiffs, along with Plaintiffs 1st Amendment right to associate with a fellow Journalist who is doing stories on the 10th Circuit corruption, where he interviewed Dr. Kennedy and Dr. Fink and wrote a story on their fight for Justice in a very corrupt Circuit of Judges in SC, which other Journalists also agree with that conclusion.²

² Appellants have tried to contest this and other Orders and Notices of hearing and fraudulent, one sided hearings, the 10th Circuit Court has inappropriately scheduled sua sponte in the past, where the Judges are prosecuting mostly sua sponte through procedural manipulation of the Notice of Hearing and ignoring past Orders, without Appellants receiving any type of Due Process or Equal Protection as of law, making such Orders null and void and Repugnant to the Constitution. The Judges ex parte hearings and other communications were clear and they were not trying very hard to hide their intent to throw the case to Respondents as the evidence will show, as the Judges, Allianz, and the Attorneys and other state actors had financial and vengeful reasons for making sure Plaintiffs could not ever get a fair process, or even Discovery after three years of trying to no avail. The RACKETEERS could not allow for anyone to speak to Plaintiffs, and there were bribes given in "speak no Evil" deals between Allianz/Attorneys and Defendants in the underlying case who had cooperated with Plaintiffs and provided admissions by all Defendants to committing wrongs and crimes against Plaintiffs in cahoots with Judges and other State Actors BEFORE Plaintiffs ever filed their case with these Judges without their knowledge of the collusion until receiving after acquired evidence without the use of Discovery.

Appellants also appeal all actions leading up to these Orders, including the Courts refusal to enter Appellants Judgements against Defendants/Respondents as of law for Defaults, and Appellants Motion for Judgment on the Pleadings and the Courts denial of Appellants receiving any Discovery since the day they filed same with the Court, on April 12, 2022, along with all other matters that went into this Unconstitutional series of proceedings, with attorney collusion before Appellants recorded and then fired their attorney, the attorneys who would not disqualify themselves, and the Judges refusing to recuse and also steering another Judge unto the case to make other such rulings that are not based on facts or law in this case. Further, Plaintiffs appeal the attempts by Judges and lawyers to make up a claim together that was not true or in the facts, to try to dismiss Plaintiffs, using all attorneys, defendants, and Allianz Insurance to rewrite recent facts in order to give the Courts a reason to dismiss Plaintiffs not based on the case or a 12b6 motion. Plaintiffs also appeal ex parte hearings and other ex parte communications between the judges, lawyers, the SC Bar, Judicial Committee on Discipline, the Virginia State Bar, and the Defendants in the underlying case, with some ex parte communications about 7 months before Plaintiffs ever even filed their case in the Common Pleas Courts on 3/17/22. Further, government cannot restrict what the People say about Government corruption, or their right to redress and so forth, as such violations were practiced in this case to find against Plaintiffs and for the RACKETEERS involved, which is extremely Unconstitutional. Plaintiffs

4. Orders to be appealed in a quick review, include, but are not limited to, on or about: April 5, 2023, June 9, 2023, July 13, 2023, Order as Sua Sponte Notice October 12, 2023, a counterfeit Order made as a Notice Sua Sponte on October 27, 2023, December 1, 2023, December 11, 2023 retracted by McIntosh later, counterfeit Order made as a Sua Sponte Notice on December 12, 2023, a fraudulently altered Order January 12, 2024 with altered Transcripts, March 12, 2024 granting Plaintiffs Amended Complaint that Related back, March 25, 2024, counterfeit Order made as a Sua Sponte Notice May 3, 2024, May 31, 2024, June 3, 2024 and June 4, 2024, ex parte hearing and subsequent Order, August 26, 2024, ex parte communication October 3, 2024, October 14, 2024, one month off for Neubauer for birth of baby, Counterfeit Order Sua Sponte, Rule to Show Cause January 6, 2024 RULE to Show Cause, January 27, 2025 Order, Order January 30, 2025, Orders January 30, 2025, Order February 6, 2025, Order February 21, 2025, Order February 27, 2025, Order February 28, 2025, Order March 24, 2025. There is more (see Motion filed concurrently).

5-1-25

Dr. Linda Kennedy, J.D., B.A., B.S.

summary herein, is only a portion of the case Plaintiffs will be arguing in this matter, regarding the environment these Judges have at their disposal, to manipulate law and procedure that allow them to exploit litigants such as Dr. Kennedy and Dr. Fink with impunity, and thus, those laws that allegedly protect litigants and the public are Unconstitutional also as they do not protect the people but the RACKETEERS. Where there is no remedy to crimes and wrongs committed against the People, then the law(s) is/are unconstitutional and must be abolished, and rewritten and enforced in such a way that protects the victims of these corrupt acts of Government. Further, government or its agents, cannot manipulate or alter the file/record or transcripts which all have occurred in this matter that has made the record, incomplete and not accurate.

5-1-25

Dr. Marsha Fink, J.D., B.A.

Filed Jointly

P.O. Box 433

Townville, SC 29689

954 279 3785

Sosofunny1959@gmail.com

PLEASE NOTE NO MAIL SHOULD GO TO PLAINTIFFS PRIOR ADDRESS IN TOWNVILLE, BUT ONLY THIS ADDRESS GIVEN. THANK YOU.

Certificate of Service

Plaintiffs affirm that they sent this mailing and the Notice of Appeal by Certified Mail to the following Attorneys for Defendants Plaintiffs believe are on the case on 5-1-25, postage prepaid:

From McAnqus, Goudelock, and Courie, LLC:

Robert Mebane: 201 West McBee Ave., 2nd Floor, Greenville, SC 29601

Michael Neubauer: 201 West McBee Ave., 2nd Floor, Greenville, SC 29601

From Grier, Cox, and Cranshaw, LLC:

James Cox: 2001 Assembly St., Suite 204, Columbia, SC 29201

Trevor Huhey: : 2001 Assembly St., Suite 204, Columbia, SC 29201

RECEIVED
May 01 2025
SC Court of Appeals