

**RECEIVED**

**Jul 29 2024**

**SC Court of Appeals**

SC Court of Appeals  
1220 Senate St  
Columbia Pa 29201

7-29-2024

Re: 2024-000657  
Court Transcripts

To Whom it may concern,

In the aforementioned case, I have requested transcripts on 4 separate occasions from the Horry County Clerk of Courts. When I received notice that this court had not received anything, I went to the Clerks office on Friday last 7-26-24 at approx. 1:20pm and was asked to wait some 25 minutes for service in this matter. I was then handed the attached paperwork as the transcripts THEY HAVE in this matter, and was told that if I needed anything else to contact the transcript courts.

Its my feeling that this court although has serviced my requests, has not went out of the way to fill the void in that of me retaining the transcripts in this case. And factually, in the Magistrate case, the Magistrate that heard this case acted like long lost friends with then Plaintiff in the case.

In closing, Im supplying what I was given, and with any other previous documents I have already supplied, Im hoping this fulfills what transcripts are needed by this court.

Sincerely,

A handwritten signature in black ink, appearing to read 'Tim Meyers', with a long horizontal flourish extending to the right.

Tim Meyers



---

Renee N. Elvis  
Horry County Clerk of Court  
P.O. Box 677  
1301 2<sup>nd</sup> Avenue  
Conway, SC 29526

January 12, 2024

**VIA E-MAIL**

**The Honorable Bradley Mayers  
1201 Third Avenue  
Conway, SC 29526**

**In re: Timothy Meyers VS. Affordable Concrete and Masonry  
Magistrate Court Case No.: 2023CV261071639  
Circuit Court Case No.: 2024CP2600231**

Dear Judge Mayers,

Please be advised that an appeal from an Order of your Civil Court has been filed in this office. Attached for your information is the Notice of Appeal filed in our office. Pursuant to S.C. Code Ann. 18-7-60, in order for the appeal to be considered by the circuit court, a Magistrate's Return must be prepared in this case. The statute requires that you forward your return to this office no later than **February 12, 2024** (30 days from the date the Appeal was filed). If you are able in your Return to address the matters set forth in the Notice of Appeal, this would be helpful to the reviewing judge as well as the parties.

Thank you for your attention to this matter.

Sincerely yours,

Kandace R. Rabon  
Administrative Assistant

Enclosures: Civil Appeal

STATE OF SOUTH CAROLINA

COUNTY OF Timothy Meyers

Plaintiff(s)

vs.

Affordable Concrete Masonry  
Defendant(s)

Submitted By: Tim Meyers  
Address: 772 Hunting Swan Rd  
Conway SC 29527

IN THE COURT OF COMMON PLEAS

CIVIL ACTION COVERSHEET

2024-CP-26-0231

SC Bar #: \_\_\_\_\_  
Telephone #: 814-574-0117  
Fax #: \_\_\_\_\_  
Other: \_\_\_\_\_  
E-mail: starthebug@comcast.net

NOTE: The coversheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for the use of the Clerk of Court for the purpose of docketing cases that are NOT E-Filed. It must be filled out completely, signed, and dated. A copy of this coversheet must be served on the defendant(s) along with the Summons and Complaint. This form is NOT required to be filed in E-Filed Cases.

DOCKETING INFORMATION (Check all that apply)

\*If Action is Judgment/Settlement do not complete

- JURY TRIAL demanded in complaint.  NON-JURY TRIAL demanded in complaint
- This case is subject to ARBITRATION pursuant to the Court Annexed Alternative Dispute Resolution Rules.
- This case is subject to MEDIATION pursuant to the Court Annexed Alternative Dispute Resolution Rules.
- This case is exempt from ADR. (Certificate Attached)

NATURE OF ACTION (Check One Box Below)

- |   |   |  |   |
|---|---|--|---|
| <p><b>Contracts</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Constructions (100)</li> <li><input type="checkbox"/> Debt Collection (110)</li> <li><input type="checkbox"/> General (130)</li> <li><input type="checkbox"/> Breach of Contract (140)</li> <li><input type="checkbox"/> Fraud/Bad Faith (150)</li> <li><input type="checkbox"/> Failure to Deliver/Warranty (160)</li> <li><input type="checkbox"/> Employment Discrim (170)</li> <li><input type="checkbox"/> Employment (180)</li> <li><input type="checkbox"/> Other (199)</li> </ul> <p><b>Inmate Petitions</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> PCR (500)</li> <li><input type="checkbox"/> Mandamus (520)</li> <li><input type="checkbox"/> Habeas Corpus (530)</li> <li><input type="checkbox"/> Other (599)</li> </ul> <p><b>Special/Complex /Other</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Environmental (600)</li> <li><input type="checkbox"/> Automobile Arb. (610)</li> <li><input type="checkbox"/> Medical (620)</li> <li><input type="checkbox"/> Other (699)</li> <li><input type="checkbox"/> Sexual Predator (510)</li> <li><input type="checkbox"/> Permanent Restraining Order (680)</li> <li><input type="checkbox"/> Interpleader (690)</li> </ul> | <p><b>Torts - Professional Malpractice</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Dental Malpractice (200)</li> <li><input type="checkbox"/> Legal Malpractice (210)</li> <li><input type="checkbox"/> Medical Malpractice (220)</li> <li>Previous Notice of Intent Case #<br/>20 <u>-NI-</u></li> <li><input type="checkbox"/> Notice/ File Med Mal (230)</li> <li><input type="checkbox"/> Other (299)</li> </ul> <p><b>Administrative Law/Relief</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Reinstate Drv. License (800)</li> <li><input type="checkbox"/> Judicial Review (810)</li> <li><input type="checkbox"/> Relief (820)</li> <li><input type="checkbox"/> Permanent Injunction (830)</li> <li><input type="checkbox"/> Forfeiture-Petition (840)</li> <li><input type="checkbox"/> Forfeiture-Consent Order (850)</li> <li><input type="checkbox"/> Other (899)</li> </ul> | <p><b>Torts - Personal Injury</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Conversion (310)</li> <li><input type="checkbox"/> Motor Vehicle Accident (320)</li> <li><input type="checkbox"/> Premises Liability (330)</li> <li><input type="checkbox"/> Products Liability (340)</li> <li><input type="checkbox"/> Personal Injury (350)</li> <li><input type="checkbox"/> Wrongful Death (360)</li> <li><input type="checkbox"/> Assault/Battery (370)</li> <li><input type="checkbox"/> Slander/Libel (380)</li> <li><input type="checkbox"/> Other (399)</li> </ul> <p><b>Judgments/Settlements</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Death Settlement (700)</li> <li><input type="checkbox"/> Foreign Judgment (710)</li> <li><input type="checkbox"/> Magistrate's Judgment (720)</li> <li><input type="checkbox"/> Minor Settlement (730)</li> <li><input type="checkbox"/> Transcript Judgment (740)</li> <li><input type="checkbox"/> Lis Pendens (750)</li> <li><input type="checkbox"/> Transfer of Structured Settlement Payment Rights Application (760)</li> <li><input type="checkbox"/> Confession of Judgment (770)</li> <li><input type="checkbox"/> Petition for Workers Compensation Settlement Approval (780)</li> <li><input type="checkbox"/> Incapacitated Adult Settlement (790)</li> <li><input type="checkbox"/> Other (799)</li> </ul> | <p><b>Real Property</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Claim &amp; Delivery (400)</li> <li><input type="checkbox"/> Condemnation (410)</li> <li><input type="checkbox"/> Foreclosure (420)</li> <li><input type="checkbox"/> Mechanic's Lien (430)</li> <li><input type="checkbox"/> Partition (440)</li> <li><input type="checkbox"/> Possession (450)</li> <li><input type="checkbox"/> Building Code Violation (460)</li> <li><input type="checkbox"/> Other (499)</li> </ul> <p><b>Appeals</b></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Arbitration (900)</li> <li><input checked="" type="checkbox"/> Magistrate-Civil (910)</li> <li><input type="checkbox"/> Magistrate-Criminal (920)</li> <li><input type="checkbox"/> Municipal (930)</li> <li><input type="checkbox"/> Probate Court (940)</li> <li><input type="checkbox"/> SCDOT (950)</li> <li><input type="checkbox"/> Worker's Comp (960)</li> <li><input type="checkbox"/> Zoning Board (970)</li> <li><input type="checkbox"/> Public Service Comm. (990)</li> <li><input type="checkbox"/> Employment Security Comm (991)</li> <li><input type="checkbox"/> Other (999)</li> </ul> |
|---|---|--|---|

FILED  
JAN 11 10:59  
CORRY COUNTY  
CLERK OF COURT  
GENERAL DISTRICT  
CONWAY, SC

**PAID**  
Date: 1-11-24

STATE OF SOUTH CAROLINA

COUNTY OF Horry

Timothy Meyers  
APPELLANT(S)

VS.

Affordable Concrete & Masonry  
RESPONDENT(S)

2024 CP 26 0231  
COMMON PLEAS CASE NUMBER

2023 CV 261071639  
MAGISTRATE CIVIL CASE NUMBER

IN THE COURT OF COMMON PLEAS  
NOTICE OF CIVIL APPEAL

ROBERT E. ELYS  
CLERK OF COURT  
HORRY COUNTY, SC  
2024 JAN A 10:59  
HORRY COUNTY  
FILED

The plaintiff (defendant) (circle one), Timothy Meyers hereby gives notice of appeal from the judgment of the magistrate's court in the above action, to the Circuit Court of Common Pleas, in the county of Horry.

This notice of appeal is made subsequent to personal notice of the judgment which was received on the 2<sup>nd</sup> day of January, 2024.

The appellant's exceptions to the judgment of the magistrate are set forth as follows:

Magistrate & staff never took into consideration that Plaintiff was 37 mins. late for initial scheduled hearings set time of 10am. I had checked with a staff member in 2 offices and a staff member said it should be dismissed after me waiting 15 mins.  
Magistrate never took into consideration lack of quality of install of work done. work performed is shoddy and lacking professionalism.  
Plaintiff lied under oath on multiple occasions - court never considered objections.

Dated: 1-11-24

[Signature]  
Appellant (or his attorney)

STATE OF SOUTH CAROLINA

2023CV261071639  
CIVIL CASE NUMBER

COUNTY OF HORRY

ORDER OF  
DISPOSITION

Affordable Concrete And Masonry  
6491 Hwy 701 N  
Conway, SC 29526  
(843) 241-0528

PLAINTIFF(S)

Vs

Timothy Meyers  
7712 Hunting Swamp Rd  
Conway, SC 29527

DEFENDANT(S)

FILED  
HORRY COUNTY  
2024 JAN 11 A 10:59  
RENEE M. ELVIS  
CLERK OF COURT  
HORRY COUNTY, SC

IT IS ORDERED that the above referenced civil case shall reflect a disposition of:

- Settled
- Dismissed
- Default Judgment
- Find for the Plaintiff for Summons and Complaint (Transcript of Judgment will be issued ten (30) days from the court date.)
- Find for the Plaintiff for Claim and Delivery (Pick Up Order issued the day of court.)
- Find for Defendant
- Transferred to another Court

On, December 13, 2023 the party/parties to this action presented testimony and arguments. Based on the above information and findings of fact, an award was made to the Plaintiff in the amount of \$7155.00, plus filing fees of \$80.00, for a total of \$7235.00. Find for Plaintiff on Counterclaim.

IT SO ORDERED

  
\_\_\_\_\_  
JUDGE

Conway Magistrate Court  
1201 Third Avenue  
Conway, SC 29526  
Phone: (843) 915-5290  
Fax: (843) 915-6290

December 14, 2023

Addendum to Order dated December 13, 2023

Case 2023CV 261071639

Summons and Complaint

Affordable Concrete and Masonry

6491 Hwy 701 North

Conway, SC 29526

843-241-0528

Vs

Timothy Meyers

7712 Hunting Swamp Rd.

Conway, SC 29527

Plaintiff

Defendant

FILED  
CLERK OF COURT  
HORRY COUNTY, SC  
NOV 29 11 59 23

FILED  
HORRY COUNTY  
2024 JAN 11 A 10:59  
RENEE N. ELVIS  
CLERK OF COURT  
HORRY COUNTY, SC

I find for the Plaintiff as to the Claim and the Counterclaim

Case was heard in the Old Horry County Courthouse in Conway SC, in courtroom one. The case was filed by the Plaintiff as a result of non-payment for concrete work performed by Plaintiff at the residence of the Defendant. The agreed upon price was 7155.00. No written contract was undertaken. The agreement was verbal and was not disputed by the Defendant during trial of the case. Since completion of the work, on or about June 29, 2023, Defendant has paid no portion of the bill and asserts his refusal to pay is because the work was not to his satisfaction and will have to be demolished and redone. **As of this date, no demolition or reconstruction has taken place.**

Plaintiff testified the agreement was for the removal of a 10 x 10 concrete pad at Defendants residence and for the construction of a 24 x 24 brushed square patio type concrete pad in its place. The Plaintiffs stated the work was performed as agreed. Defendant testified that the work was substandard in that brush and trowel marks were visible and that the pad held water after rain.

I visited the site, along with clerk Karen Long. All litigants were present. In my opinion, the concrete looked to be a standard brushed surface with no cracks or breakage. It appeared to be standard work and what I would consider satisfactory. I see no reason to withhold payment based on testimony provided at trial and the onsite inspection of the area in question.

In addition to the assertion by the Defendant that he should not pay for the concrete replacement, he countersued, asking the court to award him \$7400.00 to pay another contractor to demolish and reconstruct the pad. Given that outcome, the Defendant would have obtained a 24 x 24 pad at no cost.

The Defendants argument would have the contractor suffer financial loss on the front end for all labor and material costs in addition to paying another contract price in excess of the original agreed amount. To this court, that is a ridiculous consideration.

As stated in the beginning, I find for the Plaintiff in both the claim and the counterclaim

It is so ordered,

Mark Harris



Horry-County Magistrate

FILED  
HORRY COUNTY  
2024 JAN 11 A 10:59  
RENEE N. ELVIS  
CLERK OF COURT  
HORRY COUNTY, SC

## NOTICE OF MOTION SCHEDULING

February 22, 2024



**Motion "MOTAPP - Motion/Appeal" for Case: 2024CP2600231 - Timothy Meyers VS Affordable Concrete And Masonry has been added to the following Motions Roster:**

**412 - CPNJ Motions (3/25/2024 - 3/27/2024) Honorable B. Culbertson (WEBEX)  
This hearing of this motion has been scheduled for 3/27/2024 at 1:30 PM.**

The NJ Motions roster for the term starting on March 25, 2024 with the Honorable B. Culbertson, presiding, to be heard via WEBEX, has been posted on the Judicial Website. To access the Judge's Virtual courtroom, please go to [www.sccourts.org](http://www.sccourts.org), under Calendar - Monthly View, click Circuit on the day of your hearing and find the Judge's Virtual courtroom under his/her name.

If your motion is resolved/withdrawn, please e-mail Jennifer Anderson at [Anderson.jennifer@horrycountysc.gov](mailto:Anderson.jennifer@horrycountysc.gov). Any memos/briefs are to be e-mailed/mailed to the Judge of the week 10 days prior to the hearing.

For continuances: Please e-file a motion and a proposed order along with a \$25.00 filing fee no later than March 15, 2024. Attorneys: Please notify all Pro-se parties if applicable.

Mail Notice To:
Timothy Meyers 7712 Hunting Swamp Rd  Conway, SC 29527

Court Info:
Common Pleas 1301 2Nd Avenue P O Box 677 Conway, SC 29528-9528

**If you have any questions regarding the scheduling of this motion, please contact the courts at:**

**(843)915-5080**

Respectfully,

A handwritten signature in cursive script that reads "Renee N. Elvis".

Renee N. Elvis  
Clerk of Court

9489 0090 0027 6611 0326 65

### NOTICE OF MOTION SCHEDULING

February 22, 2024



**Motion "MOTAPP - Motion/Appeal" for Case: 2024CP2600231 - Timothy Meyers VS Affordable Concrete And Masonry has been added to the following Motions Roster:**

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If your motion is resolved/withdrawn, please e-mail Jennifer Anderson at [Anderson.jennifer@horrycountysc.gov](mailto:Anderson.jennifer@horrycountysc.gov). Any memos/briefs are to be e-mailed/mailed to the Judge of the week 10 days prior to the hearing.

For continuances: Please e-file a motion and a proposed order along with a \$25.00 filing fee no later than March 15, 2024. Attorneys: Please notify all Pro-se parties if applicable.

Mail Notice To:
Affordable Concrete And Masonry 6491 Hwy 701 N  Conway, SC 29526

Court Info:
Common Pleas 1301 2Nd Avenue P O Box 677 Conway, SC 29528-9528

**If you have any questions regarding the scheduling of this motion, please contact the courts at:**

**(843)915-5080**

Respectfully,

Renee N. Elvis  
Clerk of Court

9489 0090 0027 6611 0326 72

FORM 4

STATE OF SOUTH CAROLINA  
COUNTY OF Horry  
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NO. 2024CP2600231

Timothy Meyers  
PLAINTIFF(S)

Affordable Concrete And Masonry  
DEFENDANT(S)

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):**  Rule 12(b), SCRPC;  Rule 41(a), SCRPC (Vol. Nonsuit);  Rule 43(k), SCRPC (Settled);  
 Other
- ACTION STRICKEN (CHECK REASON):**  Rule 40(j), SCRPC;  Bankruptcy;  
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;  
 Other
- STAYED DUE TO BANKRUPTCY**
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**  
 Affirmed;  Reversed;  Remanded;  
 Other See below.

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED:  See attached order (formal order to follow)  Statement of Judgment by the Court:

This Appeal is Dismissed for failure to appear and prosecute.

ORDER INFORMATION

This order  ends  does not end the case.

See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 03/27/2024 .

Affordable Concrete And Masonry for Affordable Concrete And Masonry  
 Timothy Meyers for Timothy Meyers  
 Affordable Concrete And Masonry for Affordable Concrete And Masonry  
 Timothy Meyers for Timothy Meyers

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

**Court Reporter:**

**E-Filing Note:** The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

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Horry Common Pleas

**Case Caption:** Timothy Meyers VS Affordable Concrete And Masonry

**Case Number:** 2024CP2600231

**Type:** Order/Electronic Form 4

Presiding Circuit Court Judge

s/Benjamin H. Culbertson, Judge Code 2148

Electronically signed on 2024-03-27 16:06:48 page 3 of 3

ELECTRONICALLY FILED - 2024 Mar 27 4:25 PM - HORRY - COMMON PLEAS - CASE#2024CP2600231

usps tracking

SEARCH COPILOT IMAGES VIDEOS MAPS NEWS SHOPPING MORE

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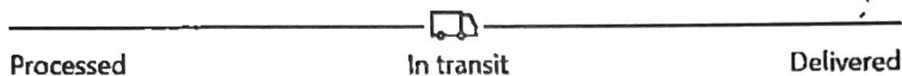
### Track USPS package

9489009000276611032665

Track

USPS package #9489009000276611032665  
www.usps.com

### In transit



DATE	TIME	LOCATION	STATUS
Mar 3	12:00 AM		Reminder to schedule redelivery of your item
Feb 27	3:09 PM	Conway, SC, United States	Notice left (no authorized recipient available)
Feb 26	3:19 PM	Conway, SC, United States	Held at post office, at customer request
Feb 25	12:00 AM		In transit to next facility
Feb 24	12:18 AM	Columbia SC Processing Center	Arrived at USPS regional facility

Data from usps.com

REQUEST AND PROOF OF SERVICE FOR COURT TRANSCRIPTS  
THE STATE OF SOUTH CAROLINA

In The Court of Common Pleas  
Horry County South Carolina

TRANSCRIPTS FROM HORRY COUNTY  
Court of Common Pleas  
Benjamin H. Culbertson - Circuit Court Judge

Case No. 2024-CP-2600231

Timothy Meyers  
PRO SE

Plaintiff  
RENEE N. ELVIS  
CLERK OF COURT  
HORRY COUNTY, SC

FILED  
HORRY COUNTY  
2024 MAY 28 P 1:45

v


Affordable Concrete and Masonry

Defendant

REQUEST AND PROOF OF SERVICE

I, Timothy Meyers, PLAINTIFF certify that I have REQUESTED and SERVED the CLERK OF COURTS of HORRY COUNTY SC with a request for all transcripts for CP-2600231 to be sent to the PLAINTIFF, TIM MEYERS 7712 HUNTING SWAMP RD CONWAY SC., 29527 Also I would request a copy to be sent to the APPELLATE COURT OF SOUTH CAROLINA at 1220 SENATE ST, COLUMBIA SC., 29201. This request and proof of service was sent via USPS via letter on 5-18-2024.

Tim Meyers - PRO SE  
7712 Hunting Swamp Rd  
Conway SC 29527

  
5-18-24



# The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

CATHERINE S. HARRISON  
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1220 SENATE STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1890  
FAX: (803) 734-1839  
[www.sccourts.org](http://www.sccourts.org)

July 24, 2024

Timothy Meyers  
7712 Hunting Swamp Rd  
Conway SC 29527

Re: Timothy Meyers v. Affordable Concrete and Masonry  
Appellate Case No. 2024-000657

Dear Mr. Meyers:

Our records indicate that the transcript in the above matter should have been delivered. As of today's date, we have not received any information indicating that the court reporter has been granted an extension. Further, you have not notified us that you have failed to receive the transcript, nor have we received your initial brief.

If you have not yet received the transcript, Rule 207 of the South Carolina Appellate Court Rules requires you to contact the Office of Court Administration. The address for Court Administration is as follows:

South Carolina Office of Court Administration  
1220 Senate Street, Suite 200  
Columbia, SC 29201  
[transcripts@sccourts.org](mailto:transcripts@sccourts.org)

Be sure to copy the Court and opposing counsel with all correspondence concerning the transcript.

Please advise the Court of the status of the transcript within ten (10) days of the date of this letter, or your appeal will be dismissed.

Very truly yours,  
*Catherine Hannibal, deputy*  
CLERK

cc: Affordable Concrete and Masonry

**RECEIVED**

**Apr 23 2024**

**SC Court of Appeals**

**EMERGENCY MOTION TO STAY JUDGEMENT**

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**THE STATE OF SOUTH CAROLINA**

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In The Court of Appeals  
[In The Supreme Court]

---

APPEAL FROM HORRY COUNT  
Court of Common Pleas  
Benjamin H. Culbertson - Circuit Court Judge

---

Case No. 2024-CP-2600231

---

Timothy Meyers  
PRO SE

Plaintiff

V

Affordable Concrete and Masonry

Defendant

**EMERGENCY MOTION TO STAY**

And now this 24 day of April 2024, Timothy T Meyers asks the Appellate court to stay a request for Judgement in the aforementioned matter that is being requested by the Defendant in this matter until the particulars of this case can be heard. I am asking for this stay as a matter of Law and principle in this matter, as the lower court has held in their decision that I the Plaintiff did not show up the defend this matter, when the lower court has NO RECORD of service to me of a court date in the Common Pleas Court. After getting notice of this judgement, I affirmed with the Horry County Clerk of Courts in Conway SC 29526, that I had not been notified and she verified such in her office and remarked, that it was very strange that there was no verification of

service. So I ask this Court to stay any and all actions in regard to execution of the  
aforementioned judgement/case by the Defendant "AFFORDABLE CONCRETE  
AND MASONRY" and asked that you notify the lower court that this motion has  
been approved on its face based on facts, and that this court STAYS EXECUTION  
OF JUDGEMENT on Timothy Meyers residing at 7712 Hunting Swamp Rd.,  
Conway SC 29527. A quick check of this case online will verify in my case that there  
has been no record of service.

By affirmation of the aforementioned EMERGENCY STAY MOTION and by  
signing this and making it an order in this case, I affirm that there are grounds to stay  
the judgement based on the aforementioned language and the EMERGENCY STAY  
is granted.

\_\_\_\_\_  
Appellate Judge

\_\_\_\_\_  
Date

\_\_\_\_\_  
Stamp/Seal

\_\_\_\_\_  
Date

*E. N. Plaintiff 4-24-24*

**RECEIVED**

**Apr 23 2024**

**SC Court of Appeals**

NOTICE OF APPEALS IN A CIVIL CASE

THE STATE OF SOUTH CAROLINA

In The Court of Appeals  
[In The Supreme Court]

---

APPEAL FROM HORRY COUNTY  
Court of Common Pleas  
Benjamin H. Culbertson - Circuit Court Judge

---

Case No. 2024-CP-2600231

---

Timothy Meyers  
PRO SE

Plaintiff

v

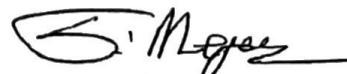
Affordable Concrete and Masonry

Defendant

NOTICE OF APPEAL

Timothy Meyers appeals the order [judgment] of the Honorable Benjamin H. Culbertson dated April 4, 2024. Appellant received written notice of entry of this order [judgment] on April 14, 2024.

Tim Meyers  
7712 Hunting Swamp Rd  
Conway SC 29527  
814-574-0117

 Plaintiff  
4-24-24

**RECEIVED**

**Apr 23 2024**

**SC Court of Appeals**

PROOF OF SERVICE OF A NOTICE OF APPEAL  
THE STATE OF SOUTH CAROLINA

In The Court of Appeals  
[In The Supreme Court]

APPEAL FROM HORRY COUNTY  
Court of Common Pleas  
Benjamin H. Culbertson - Circuit Court Judge

Case No. 2024-CP-2600231

Timothy Meyers  
PRO SE

Plaintiff

V

Affordable Concrete and Masonry

Defendant

PROOF OF SERVICE

I, Timothy Meyers, PLAINTIFF certify that I have served the Notice of Appeal on AFFORDABLE CONCRETE AND MASONRY by depositing a copy of it in the United States Mail, postage prepaid, on April 24, 2024 addressed to Affordable Concrete and Masonry, 691 Hwy 701 N, Conway SC 29526.

Tim Meyers – PRO SE  
7712 Hunting Swamp Rd  
Conway SC 29527

*Tim Meyers* Plaintiff  
4.24.24

REQUEST AND PROOF OF SERVICE FOR COURT TRANSCRIPTS  
THE STATE OF SOUTH CAROLINA

In The Court of Common Pleas  
Horry County South Carolina

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TRANSCRIPTS FROM HORRY COUNTY  
Court of Common Pleas  
Benjamin H. Culbertson - Circuit Court Judge

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Case No. 2024-CP-2600231

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Timothy Meyers  
PRO SE

Plaintiff

V

Affordable Concrete and Masonry

Defendant

REQUEST AND PROOF OF SERVICE

I, Timothy Meyers, PLAINTIFF certify that I have REQUESTED and SERVED the CLERK OF COURTS of HORRY COUNTY SC with a request for all transcripts for CP-2600231 to be sent to the PLAINTIFF, TIM MEYERS 7712 HUNTING SWAMP RD CONWAY SC., 29527 Also I would request a copy to be sent to the APPELLATE COURT OF SOUTH CAROLINA at 1220 SENATE ST, COLUMBIA SC., 29201. This request and proof of service was sent via USPS via letter on 5-18-2024.

Tim Meyers – PRO SE  
7712 Hunting Swamp Rd  
Conway SC 29527

SC COURT OF APPEALS  
DEPUTY CLERK

4-29-2024

RE: 2024-000657

Dear Ms Harrison,

Attached you will find PROOF OF SERVICE to the Common Pleas Court of Horry County of the Emergency Stay and the Appeal of the lower Court.

Thank You for your cooperation in this matter, as it is greatly appreciated.

Sincerely,

Tim Meyers