

From: u120@yahoo.com
To: [Court Of Appeals Filings](#); [Robert Eaton](#); clerkofcourt@charlestoncounty.org
Subject: Re: Subject: Request for Status Update – Appeal Filed May 5, 2025
Date: Monday, June 30, 2025 5:25:45 PM
Attachments: [Filed Appeal Sinclair .pdf](#)

***** EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. *******

Scott R. Manna

7575 Morgan Way

Naples, FL 34119

U120@yahoo.com

Date: June 30, 2025

The Honorable Catherine S. Harrison

Chief Deputy Clerk

South Carolina Court of Appeals

1220 Senate Street

Post Office Box 11629

Columbia, SC 29211

ctappfilings@sccourts.org

RECEIVED
Jun 30 2025
SC Court of Appeals

Subject: Response to June 30 Letter and Request to File Notice of Appeal Nunc Pro Tunc

Dear Clerk Harrison,

Thank you for your letter dated June 30, 2025. I appreciate your response and the clarification regarding the Court of Appeals' current record.

I am writing to formally respond and to request that the Court of Appeals accept my appeal nunc pro tunc based on extraordinary circumstances. As confirmed in your letter and supported by the public index and my own records, I timely filed a Notice of Appeal on May 5, 2025, with the Charleston County Clerk of Court. That filing was accepted, stamped, and recorded. I was explicitly told by the clerk on duty that the filing was complete and that no further action was needed at the time. I was never advised of any additional requirements or deficiencies.

I acted in good faith, within the statutory 30-day period, and relied on the clerk's representations. The subsequent breakdown in communication between the Circuit Court and the Court of Appeals—something entirely outside my control—has now placed my right to appellate review in jeopardy. This constitutes a clear case for equitable tolling, and I respectfully request the Court's permission to file the appeal nunc pro tunc.

I am enclosing a copy of the May 5, 2025 filing and will submit the proper materials and fee upon instruction. I respectfully ask that you notify me of any additional steps I need to take to perfect this filing.

Thank you for your time and consideration. I respectfully request a written response within 5 business days to confirm how to proceed.

Sincerely,

Scott R. Manna

[Sent from Yahoo Mail for iPhone](#)

On Monday, June 30, 2025, 4:17 PM, Court Of Appeals Filings <ctappfilings@sccourts.org> wrote:

Good Afternoon,

Attached please find correspondence from the Court of Appeals.

Thank you,

South Carolina Court of Appeals

1220 Senate Street

Columbia, SC 29229

Filings: ctappfilings@sccourts.org

Phone: (803) 734-1890



From: u120@yahoo.com <u120@yahoo.com>

Sent: Saturday, June 28, 2025 9:51 AM

To: Court Of Appeals Filings <ctappfilings@sccourts.org>; Robert Eaton <robert.eaton@earhartoverstreet.com>; clerkofcourt@charlestoncounty.org

Subject: Re: Subject: Request for Status Update – Appeal Filed May 5, 2025

***** EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. ***

Scott R. Manna

7575 Morgan Way

Naples, FL 34119

U120@yahoo.com

Date: June 27, 2025

The Honorable Catherine S. Harrison

Chief Deputy Clerk

South Carolina Court of Appeals

1220 Senate Street

Post Office Box 11629

Columbia, SC 29211

Email: ctappfilings@sccourts.org

Subject: Formal Notice and Demand for Record Clarification –
Mishandling of Timely Filed Appeal (May 5, 2025)

Dear Clerk Harrison,

I am writing in response to your letter dated June 27, 2025, concerning my attempted Notice of Appeal filed on May 5, 2025 at the Charleston County Circuit Court clerk's office.

Contrary to your letter's assertion, my filing on that date was a timely, good faith attempt to perfect an appeal under Rule 203 of the South Carolina Appellate Court Rules (SCACR). I appeared in person at the filing counter, submitted my documents, and had them reviewed and officially stamped and accepted by the clerk on-site. At no point was I informed of any deficiencies, nor was I advised that a filing fee was required. The clerk advised me that everything was in order. Had I been told that additional documents or a fee were required, I would have immediately and fully complied.

To be informed over 50 days later that my appeal was never docketed, due to omissions I was never notified of, is procedurally unjust and deeply concerning. The Clerk of Court has a ministerial obligation to inform litigants, especially pro se

parties of deficiencies in filings when such defects are known at the time of submission. This duty is especially critical when the defects are curable and the appeal deadline is jurisdictional. Failing to do so has now resulted in the complete deprivation of my right to appellate review, solely due to clerical negligence.

I therefore demand the following:

1. A full written explanation as to why no notice was given of any deficiencies at the time of filing;
2. A copy of any record or timestamped documentation related to my May 5 filing, including scanned pages, intake logs, or internal notations;
3. Confirmation of which court staff handled my documents on May 5; and
4. Clarification on the Court of Appeals' policy regarding notice of defective filings when a pro se party relies on staff representation that a filing is complete.

Your office's failure to act appropriately has caused real prejudice. The assertion in your letter that "no appeal is currently pending" is not a reflection of my actions, but of a failure of your administrative process. This is not merely a technical dispute, it is a potential denial of due process under both the South Carolina Constitution and the Fourteenth Amendment to the United States Constitution.

Please consider this letter formal notice of potential claims and misconduct. If this is not resolved promptly and transparently, I will pursue:

- A formal motion for leave to file a nunc pro tunc appeal based on equitable tolling;
- A complaint to the South Carolina Office of Disciplinary Counsel against the handling officers and the appellate clerk's office;
- Potential civil rights litigation in federal court for obstruction of access to justice and denial of due process.

I respectfully request a reply within 5 business days. If I do not receive an adequate response, I will move forward with formal remedies. I trust that your office values judicial fairness and will assist in correcting this failure.

Sincerely,

Scott R. Manna

[Sent from Yahoo Mail for iPhone](#)

On Friday, June 27, 2025, 10:44 AM, Court Of Appeals Filings <ctappfilings@sccourts.org> wrote:

Good Morning,

Attached please find correspondence from the Court of Appeals.

Thank you,

South Carolina Court of Appeals

1220 Senate Street
Columbia, SC 29229

Filings: ctappfilings@sccourts.org

Phone: (803) 734-1890



From: u120@yahoo.com <u120@yahoo.com>
Sent: Wednesday, June 25, 2025 7:25 PM
To: Court Of Appeals Filings <ctappfilings@sccourts.org>; Robert Eaton <robert.eaton@earhartoverstreet.com>; clerkofcourt@charlestoncounty.org
Subject: Subject: Request for Status Update – Appeal Filed May 5, 2025

***** EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. ***

Case Name: Scott R. Manna v. Jack Sinclair

Filed: May 5, 2025 at 11:58 AM

Court: South Carolina Court of Appeals

Docket No.: 2024-CP-10-04530

Scott R. Manna

7575 Morgan Way

Naples, FL 34119

704-280-4785

U120@yahoo.com

June 25, 2025

Clerk of Court

South Carolina Court of Appeals

1220 Senate Street

Columbia, SC 29201

Dear Clerk,

I am writing to respectfully request a status update regarding my appeal in the matter of Scott R. Mannelta v. Jack Sinclair, which was filed on May 5, 2025 at 11:58 AM. As of today's date, I have received no confirmation of docketing, scheduling, or any other procedural development.

Given the sensitive nature of the underlying claims, which involve legal malpractice, denial of due process, and fundamental rights in a guardianship case concerning my son. I am eager to ensure that this appeal has not been overlooked or delayed in error.

If a docket number has been assigned or if any additional information is required from me, I would greatly appreciate your guidance. Please confirm the current status at your earliest convenience.

Thank you for your time and assistance.

Sincerely,

Scott R. Manna

[Sent from Yahoo Mail for iPhone](#)

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