

To: South Carolina Court of Appeals

From: Sonya Hawthorne Briggs

Date: October 17, 2013

Re: Violation of Bankruptcy Automatic Stay

South Carolina Appeals Case Number 2013-000610

Bankruptcy Case Number 13-02646 hb

RECEIVED

OCT 25 2013

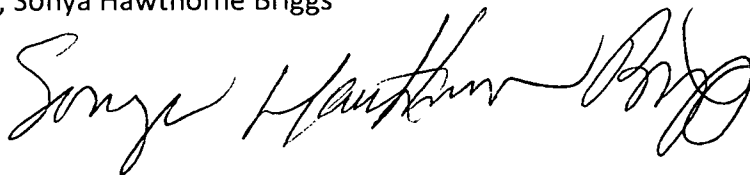
SC Court of Appeals

Clerk of Appeals Court,

I have received several letters from South Carolina Court of Appeals over the last several months in regards to the Court dismissing my appeals case and issuing a remittitur of my case back to the Common Pleas Court in Greenville SC. Respectfully, as I have stated before in or around April 2013 I filed for Bankruptcy. According to the US Bankruptcy Code 362 the Automatic Stay prohibits any continuation of legal matter from the minute the Bankruptcy Petition is filed. Therefore, I am motioning for my case to be reinstated and stayed or stop from the moment I filed my Bankruptcy Petition. If you are unable to restore my Case, I am requesting to come before the Appeals Court or apply to South Carolina Supreme Court to look into this matter. I am motioning for the clerk to submit my motion to the Appeal Court Judges for a ruling and order on this matter. Again, the Automatic Stay prohibited the Appeals Court from discarding my case. The law affords me the right to be heard in court, the appeals court erred in continuing my case once the Bankruptcy's automatic stay went into effect. Caselaw supports my position. If you as clerk of the Appeals Court is unable to address my concerns kindly submit my request to the appropriate Judge(s). Enclosed please find copies of letters the Court sent to me over the last several months.

I Sonya Hawthorne Briggs certify a copy of this letter was mailed usps to all parties of interest.

Respectfully , Sonya Hawthorne Briggs





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OCT 25 2013

The South Carolina Court of Appeals SC Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

August 14, 2013

Sonya D. Hawthorne
9 Crossbow Way
Greenville SC 29607

Re: Bank of New York v. Sonya D. Hawthorne
Appellate Case No. 2013-000610

Dear Ms. Briggs:

This Court received your letter on August 12, 2013. However, your appeal was remitted to the circuit court on August 9, 2013. Accordingly, this court no longer has jurisdiction over the appeal.

Very truly yours,

A handwritten signature in cursive script that reads "Jenny Abbott Kitchings".

CLERK

cc: Jason David Wyman

*Under Bankruptcy
Protect: Court Case*

The South Carolina Court of Appeals

The Bank of New York Mellon Trust Company as
successor-in interest to JP Morgan Chase Trust,
Respondent,

v.

Sonya D. Hawthorne, Appellant.

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SC Court of Appeals

Appellate Case No. 2013-000610

The Honorable Charles B. Simmons, Jr.
Greenville County
Trial Court Case No. 2012CP2307781

ORDER

Appellant has failed to timely serve and file the appellant's initial brief and designation of matter as required by Rule 208 and 209 of the South Carolina Appellate Court Rules. Accordingly, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

FOR THE COURT

BY

Jyakitaj
CLERK

Columbia, South Carolina

cc:

Sonya D. Hawthorne
Jason David Wyman

*Bankruptcy
in
Effect
Automatic Stay*

FILED

24 July 2013



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

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August 09, 2013

The Honorable Paul B. Wickensimer
Courthouse
305 E North St
Greenville SC 29601-2121

REMITTITUR

Re: Bank of New York v. Sonya D. Hawthorne
Lower Court Case No. 2012CP2307781
Appellate Case No. 2013-000610

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Sonya D. Hawthorne
Jason David Wyman

*Bankruptcy
Automatic Stay
in effect.*