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SC Court of Appeals

August 25, 2025

Jenny Abbott Kitchings
Clerk of SC Court of Appeals
PO Box 11629
Columbia, SC 29211
Attn: Emily Heid, Case Manager
Email: ctappfilings@sccourts.org

Re: Linda Kennedy and Marsha Fink, Appellants v. Lake Hartwell Resort and Cabins, LLC, a/k/a Lake Hartwell Resort and Cabins, a/k/a Lake Hartwell Campers and Cabins, a/k/a Lake Hartwell Management, a/k/a Chris Vellanti, a/k/a Christopher Vellanti; Christopher Vellanti, as a Member and Personally; Yvonne Goldman, as a General Manager and Personally; Frank Pellegrini; Fritzie Maroto; Jennifer Burdette; Marsha Stamm; Allen Riha; Ray Grenier; Grand Ferrendelli; and Charles Carpenter, Respondents

Appellate Case No. 2025-000859

NOTICE OF EMERGENCY HEALTH CRISIS NEEDING IMMEDIATE ATTENTION

NOTED SOME OF THE OBJECTIONS TO THE PRIOR ORDER

REQUEST FOR CLARIFICATION NEEDED TO THE PRIOR ORDER

A STAY OF THE PROCEEDINGS AND MANDATORY EXPLANATION OF TIME AND PAGES THAT IS REASONABLE AND WILL NOT CAUSE THE NEXT EMERGENCY THAT MAKES A FAIR AND HONEST APPEAL BY KENNEDY AND FINK IMPOSSIBLE, WHEN IT DOESN'T NEED TO BE WITH FAIR RULINGS

INVESTIGATION BY INDEPENDENT AUTHORITIES, PREFERABLY FEDERAL AUTHORITIES
REMINDER THAT JUDGES MUST SUA SPONTE RECUSE IF THEY APPEAR TO NOT BE ABLE TO RULE FAIRLY AND IN GOOD FAITH

WHEN APPELLANTS ARE HEALTHIER THEY WILL PUT IN A FORMAL BRIEF, AND THIS SHALL NOT BE CONSTRUED AS THEIR BRIEF, JUST AS APPELLANTS HAVE STATED PREVIOUSLY ON ANOTHER MATTER

Not proofed due to health conditions

Dear Ms. Kitchings and Ms. Heid:

This is an emergency Notice and demand and cannot be written in Motion form due to the circumstances described, but a motion will follow, once Appellants are healthier. This is also a

note of general Objection to all the prior Order that can be clarified later for the same reason. Additionally, we object to the latest style of the case. All other issues are within this letter and will be clarified by Motion when our physical health is better.

The Order is overly broad and vague to where we do not even understand all of it. It is also Unconstitutional on its face. This letter is also in regard to the Reasonable Accommodations requested and denied, and now causing the very health issues we were addressing that are now **NEW** aggravations of the injuries, plus a new, well documented ADA covered disease that has again reared its ugly head stopping any progress we could make.

As we indicated, we cannot work fast for physical health reasons. We cannot prepare a full motion due to our health. Kennedy has been nearly completely bed-ridden for over a week, minus a couple of attempts to try meeting this extreme deadline given by the Court even without her kidney stone(s). She is dealing with a Kidney Stone attack, which is unfortunately a regular part of her life as they are genetic and hit when they hit. She is unable to work, and I am unable to carry the load until this gets under control, as I am experiencing an extreme lack of sleep, even just doing my part of the workload, due to an impossible deadline/page limit and am now trying to do the work of both of us until Kennedy is back on her feet. We can go forward and must go forward, but we also must do so at a rate and with the tools we have requested, that are reasonable and fair, and called for under the law, especially now with the Kidney Stone situation. This is, unfortunately, normal in Kennedy's life and covered under the ADA as they are genetic. We need a real expansion of time now with the NEW health events involving the Kidney(s) event and also with the reinjuries/aggravations of limbs, eyes and seizure symptoms these unfair, but vague and arbitrary and capricious rulings have caused, and not given another 15 day notice of a due date, which put us in the same emergency mode we must avoid without the same medical problems being issues as Kennedy can't write, see screens, with me, Fink, not being far behind, and now she can barely can read 12 pt font on paper when overworked like this, and I am suffering from the warning signs of Pre-Seizure symptoms due to short dated timeframes and massive work loads plus trying to do Kennedy's part also.

Kennedy warned that she was feeling kidney stones in an earlier writing in her flanks before, and now she has one or more stuck, she thinks in the ureter, and has extremely bloody urine and in great pain. The last incident she had three kidney stones at one time. Between this and her now aggravated hands/limbs extreme pain and eyes failing under the short due date that would be nearly impossible to meet even with a poor product, and without health issues, as we have over 6,000 documents to get through and somehow summarize in the standard number of pages and now less of a timeframe, both Kennedy and I, regardless of the added emergency of the stone(s), are once again facing an impossibility of meeting an arbitrary and capricious

deadline that ignores the issues meritoriously raised for good cause shown. We are asking, not demanding, that the Judges recuse and that we receive independent reviews and investigations into this entire matter as called for by law.

Kennedy cannot type or see computer/phone screens any longer and it is hard to see regular 12 point font on paper at this point due to extreme overuse. I, Fink, have pre-seizure-like symptoms that have returned due to both of us being extremely over-worked with minimal sleep trying to meet this impossible due date. This has caused great risk to us and our case that is a troubling case for the State and Judiciary. Seizures are nothing to take lightly as they can lead to death in a fair number of victims. They are painful and dangerous. I have been put on anti-seizure medicine due to what these Judges have done, and cannot even drive until they subside, and I know it will not be until we are treated humanely and with proper Constitutional respect.

I remind this Court that both of us (other than Kennedy's genetic kidney stone problems), acquired these illnesses mentioned because of Judges McIntosh/Sprouse purposely setting deadlines and massive work loads to be completed under extremely Unconstitutional hearings and notices *sua sponte*, to make sure we were injured, punished and unable to put forth the effort we and this case deserved for obvious predetermined outcomes, that were not hidden by these ruthless judges. We did not give up then, and will not give up now.

We did not find clear the Order/Rulings given, but there was a statement about rehearings that we Object to, as we Object to the entire Order for vague and overbroad statements that are not Constitutional. This is not a request for a rehearing but a notice of the updated condition of both of us based on trying to follow the vague and overbroad Order. We also ask for a Stay while the Court reads and reviews this correspondence.

We see the many extensions the Attorney General's office received on the Murdaugh crime case, based on them having 6,000 documents to review and organize with a huge, tax payer staff. We hired someone to review the Murdaugh criteria and briefs because of our time and limited health abilities, and she stated the Attorney General's brief was merely a conclusory series of repeated statements without much meritorious arguing to support their position. We believe this useless brief was to make sure that Murdaugh gets another bite of the apple as a Legal Machine Criminal Enterprise member. The Defense, bringing the appeal, didn't need extra time or pages to bring their appeal forward because the appeal was not complex, but direct. It was such a basic appeal on clear cut issues given to Murdaugh for appealing purposes, especially with Becky HEIR Hill assisting Murdaugh as her grandparents assisted Buster Murdaugh in 1956.

In spite of this, we are being informed that the Attorney General's office ignored page limits granted by the appeals court and filed approximately 148 pages in their reply brief to the 47 page initial brief of Murdaugh attorneys who needed no extra time to file because the issues are cut/dry, unlike everything about our case which is a story of constant Judicial/Lawyer/Allianz planning and practice by the Combine to make sure we never got to any Discovery/Depositions, Summary Judgment despite the fact they could not dismiss the case by a 12b6 motion and fixed proceedings or Jury all orchestrated by Defendant Judges without immunity who took part in the underlying case. In reply, the Attorney General's office simply ignored the rules and any granting of extensions and pages without concern for the law or Appeals Court rulings and limits that were far more favorable than what we are receiving for a much more complex Appeal. The Attorney General said very little in those pages, limited only by the will of the Attorney General's office, yet our complex case involving so many bizarre issues and multiple defendants, including your Judges and your state, which again, makes this clear what is happening in our case.

The Defense/Judges in our case exhibit a complete Unconstitutional breaking of the most basic Constitutional laws that exist, looking like a banana republic. Yet, with this Appeal court, who is more than generous to the Attorney General, we cannot get any additional pages/reasonable time for all of these issues, plus the ADA requirements for Courts to follow, causing more reagggravations of injuries at issue caused by the underlying Judges and aggravated by these present Judges? And now, once again, with a predictable kidney stone issue which is normal for Kennedy and documented for years in her medical records, and in the Court previously showing three kidney stones at once that needed emergency surgery to remove them, we continue to face the same disproportionate, unfair treatment and rulings as before in the lower court.

All of this clearly shows Unconstiutional selective prosecution and arbitrary and capricious and unfair findings that are intended to be vague and overbroad by the Legal Machine Criminal Enterprise in South Carolina protecting itself which demands more and the voluntary Recusal of the Appeals Judges and an immediate, independent investigation forthcoming that includes and involves us and our evidence and its relation to the Murdaugh crimes with its Judges and Combine and our Judges/lawyers/Allianz and Combine running an Insurance Reserve Fraud scheme under color of law in SC. This case, and its complexities, is too massive to put into 50 pages and limited timeframes limiting such necessary demands, and further physically punishing and aggravating the injuries that hinder our abilities and now with Kennedy's very painful Kidney sone(s) severely hinders our ability to submit meaningful writings.

Kennedy will probably have to drive herself to some healthcare facility out in the backwoods where we are staying for time being while we are trying to get justice. She will have to get out of bed, where she has had to stay and sleep for most of the time this last week plus, sometimes

on heavy medication when lighter medicines are no longer effective to help Kennedy, that anyone knows about if they ever suffered from stones.

What we are describing are long-term illnesses that qualify under the ADA, and with which the Court must comply. All require surgeries to try to improve...with this particular stone perhaps needing it if it does not fully pass in the next couple of days. The extremely bloody urine has been photographed, as it is a sign that this stone is presently stuck and blocking proper kidney functions that leads to hydronephrosis and possible loss of a kidney if not treated. Within the next couple of days, Kennedy will know if surgery is needed based on the symptoms and will have to drive herself to a location for assistance at that time, since I am not allowed to drive because of the seizures.

We have also made contact with the Politicians who are claiming they are trying to break the status quo of the LMCE, which does it wants because there is no real opposition. We have also sent a summary of the case and Constitutional Crisis issues involving the SC Judiciary and its Combine, along with calling for a full Allianz investigation along with its RACKETEERS to several agencies.

We demand our alleged rights and that nobody be allowed to proceed above the law, as if we cannot get justice here, then we will have to re-establish as the leading legal and nonviolent opposition to what is being done here in SC to innocent people whose only crime is they sought justice in the closed system of corruption in SC government because we can do nothing more than what we are doing within the system and it is geared to protecting itself at all costs. This affects us personally and we can't allow that to continue. The settlement was simple, the case was already won at the lower court, and yet here we are as appellants. This cannot continue.

Therefore, we cannot meet the September 1, 2025 deadline due to new health issues that make it impossible and need a Stay and great expansion of time that does not put us in emergency mode again but gives us a fair chance to re-win our case that we already won in the lower court but for the refusal to enter the victories. The kidney stone(s) is just an extra serious complication that is a well documented health problem for Kennedy since she was 35 and why it qualifies under the ADA. It is genetic, not dietary, and no medicine or natural remedy can change the problem, so she can't do anything that effectively controls them.

We both have a doctor's appointment next week, where Kennedy will be able to get the dreaded Prednisone to try to help her limbs work with less pain, but it won't work if we are given short dates. Furthermore, Prednisone is not recommended for people fighting cancer, except to fight cancer itself, as it increases cortisol, a cancer causing situation in itself. Her eyes, and limbs need surgery to try to fix what these Judges have done to her.

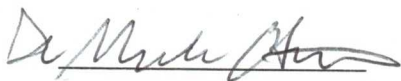
For me, I can get a seizure drug RX refill to stay on until officially taken off by my neurologist called in due to the collapses I have experienced when greatly sleep deprived. My seizures need a lot of time away when this is all over to get back to normal without such extreme orders I have to follow that continually cause seizures due to extreme lack of sleep.

Please put this before the Judges, and we can send the picture of the urine if needed, but under seal that need not be put online as it is a personal health issue involving bodily fluids as initial proof, unless Kennedy has to drive herself a long distance to get further treatment. The next couple of days will help Kennedy determine the next step.

Please Stay all matters pending, and as soon as Kennedy can express the situation better, we will give you the update. Today, she will do limited functions as she did all last week to try to force the stone out through drinking water and then taking appropriate medicine she has on hand for these attacks.

Sadly, this should be a “no brainer” for any court or even person with a modicum of understanding of what justice, fairness, due process and equal protection are, .ie the public It does not take formal medical training to understand the dangers of a blocked kidney or the effects of seizures. It also doesn’t take any legal understanding that if someone’s limbs and eyes aren’t functioning properly to complete a task without reasonable accommodations that also adversely affects getting justice, especially when your underlying judges caused the problem and your appeals judges are perpetuating the problem which is causing new problems resulting in vicious cycle and loop from which we cannot break free without true justice being served. This systemic injustice has now created a new problem with eyes and limbs and seizures that need a new independent and unbiased decision as it a new situation.

As the victimized public trying to get justice, we should not have to “Strapp ‘em up” like some football player on the government, predetermined turf just to get through the Legal Machine Criminal Enterprise bent on protecting itself at all costs regardless of the consequences to those who come into court rightfully seeking justice.

A handwritten signature in blue ink, appearing to read "Dr. Marsha Fink", with a horizontal line underneath.

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