

In this 13th year of the 2nd millennium, ~5th day of the 9th Lunar Cycle(October) aka 11/05/2013.

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

D. Garrison Hill, Circuit Court Judge

CASE NO.: 2012-CP-23-6148/6149
Appellate Case No.: 2013-001488

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S.C. SUPREME COURT

SUNTRUST BANK,

Respondent,

Vs.

BILAL ABDULLAH AND LATOYA ABDULLAH,

Appellate(s)

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SC Court of Appeals

**VERIFIED RESPONSE TO RESPONDENTS'S MEMORANDUM IN OPPOSITION TO
APPELLANT'S PETITION FOR REHEARING**

We, *Bilal Abdullah and LaToya Abdullah*; HEREBY issue our Response to the Respondents Memorandum in Opposition to Appellant's Petition for Rehearing:

In interest of M.V., 288 Ill.App.3d 300, 681 N.E. 2d 532 (1st Dist. 1997). Without subject-matter jurisdiction, all of the orders and judgments issued by a judge are void under law, and are of no legal force or effect. In interest of M.V., 288 Ill.App.3d 300, 681 N.E. 2d 532 (1st Dist. 1997) ("Every act of the court beyond that power is void").

The particular points are law and fact that have been overlooked or misapprehended by the court to the compelling grounds to warrant rehearing. I can accept your offer/order upon providing proof of claim(written opinion) of all the following conditions:

1. That the factual allegations presented in the Exhibits and asserting deprivations of LIBERTIES under color of law are not sufficient demonstrations of a preliminary basis for relief? See Exhibits D, E, F, and G [NONE of the facts presented has been rebutted.
2. That Art. VI, U.S. Const. and the several States Constitutions does not certify common law and statutory provisions allowing waiver of filing fees? See Exhibit D. Also See *Flint v. Haynes, 651 F.2d 970, 972-74 (4th Cir. 1981)*

3. That the law and facts presented in my Petition for Rehearing and Redress Grievances does not supersedes the Respondents opinions?
4. That the subject-matter jurisdiction/issues involved are not within the original jurisdiction of the Supreme Court requiring *express validity of statutes, bond validations and construction of U.S or South Carolina Constitutions*?
5. That the alleged contract does not involve interstate commerce? *See Exhibit G.*
6. That an appeal can not proceed without a transcript? *See SCACR Rule 208(a)(1).*
7. "has failed to perfect his appeal"; that the statement by Respondent does not attempt to mislead the court to hold pro per litigant to perfect(technical) their appeal?
8. That your ambiguous statement "to provide proper certificates of service" does not conflict with *SCRCP Rule 5(d) to further stultify the court denying me due process?*
9. That the court is not attempting to hold me to technical forms of pleadings? *See SCRCP Rule 8(e); also see FRCP Rule 5(d)(4) Acceptance by the Clerk - The clerk must not refuse to file a paper solely because it is not in the form prescribed by these rules or by a local rule or practice.*
10. "The correct filing fee is \$25."; that the reduced fee is not a further attempt to deny me access to the court? *See Exhibit D.*

"Summary judgment is not appropriate where further inquiry into the facts of the case is desirable to clarify the application of the law." *Brockbank v. Best Capital Corp.*, 341 S.C. 372, 534 S.E.2d 688 (2000)).

"Because it is a drastic remedy, summary judgment should be cautiously invoked so no person will be improperly deprived of a trial of the disputed factual issues." *Murray v. Holnam, Inc.*, 344 S.C. 129, 138, 542 S.E.2d 743, 747 (Ct. App. 2001) (citing *Carolina Alliance for Fair Employment v. South Carolina Dep't of Labor, Licensing & Regulation*, 337 S.C. 476, 523 S.E.2d 795 (1999)).

Legal maxim: "General words are understood in a general sense."

Legal maxim: "When there is no ambiguity in the words, then no exposition contrary to the words is to be made."

WHEREFORE; based upon the **aforementioned grounds and Authorities** presented herein, Petitioner(s) **moves this Honorable Court to enter an Order DISMISSING All UNCONSTITUTIONAL** (misrepresented) ORDERS made in excess of jurisdiction and/or under Color of Authority to be 'Dismissed', 'Abated' and expunged from the Record; *adjudging the Respondent(s) liable for the suffered damages(claims of breach of contract and claims of any lawyer fees) to Petitioner(s) to redress grievances* for the presumed Violations of DUE PROCESS, Violations of the Rules of Court and the UNCONSTITUTIONAL Restraint of my Liberty, pursuant to the **U.S. Const. and S.C. Const. (2012)**; we shall demand to be compensated, redressing money damages at a minimum of **ONE HUNDRED THOUSAND(100,000) U.S. Dollars/Credits** pursuant to **18 USC §3571 and 42 USC §1983**: DUE IMMEDIATELY for Remedy, Maintenance and Cure without sale, denial or delay; together with such other and further relief as the Court may deem reasonable and just under the circumstances for the economic losses; by way of infringements upon Our liberties; and for the mental anguish imposed upon us by **being forced under threat, to answer to 'colorable' actions,**

caused by Agents(s) or persons, who concurred n their 'agreed' actions to cause my private, Divine Rights, Civil Liberties, Pursuit to Happiness, Security of Personalty or Property, etc.; to be infringed upon, confiscated, or restrained in any manner, by any acts, actions and/or processes that , in any respect violates the BILL OF RIGHTS or the SOUTH CAROLINA DECLARATION OF RIGHTS. . The existence of such rights is a matter governed by substantive law. ***A response is required within ten (10) days upon receipt, responding on a point-by-point basis.

Notice to Agent is Notice to Principal. Notice to Principal is Notice to Agent.

CERTIFICATE OF SERVICE

UNDER PENALTY OF PERJURY within the law of the UNITED STATES CODES, I HEREBY CERTIFY that a true and correct copy will be furnished by U.S. mail delivery to: **Jenny Abbott Kitchings, Clerk of Court, P.O. Box 11629, Columbia, South Carolina 29211; South Carolina Supreme Court Clerk, Post Office Box 11330, Columbia, South, Carolina 29211; Sheila M. Bias- Richardson Plowden & Robinson, P.A., P.O Drawer 7788, Columbia, SC 29202.**

I Am: Bilal Abdullah
Bilal Abdullah, Ex Relatione BILAL ABDULLAH
Non-Assumpsit – All Rights Reserved, Without Prejudice:
c/o 7 Landing Lane
Simpsonville non-domestic near (29681)-9999
South Carolina united States of America

I Am: LaToya Abdullah
LaToya Abdullah, Ex Relatione LATOYA ABDULLAH
Non-Assumpsit – All Rights Reserved, Without Prejudice:
c/o 7 Landing Lane
Simpsonville non-domestic near (29681)-9999
South Carolina united States of America

IN THE NAME OF THE ALMIGHTY!!!

NOTARY PUBLIC

In the State of **South Carolina**, County of **Greenville**

BEFORE ME personally appeared Al-Bilal;Nashid Abdullah and LaToya Abdullah, affirmed and subscribed in my presence this 5th day of November, 2013.

[Signature]
Notary Public

Personally Known _____ OR Produced Identification - Type Produced: SCDL

