

# **TELEFAX**

**T. R. IRBY – P.O. BOX 827, PELZER SC, 29669**  
**PH: 864-243-4015 Fax No: 864-243-3794**

**TO: JENNY ABBOT KITCHENS OR DEPUTY CLERK**

**COMPANY: THE SOUTH CAROLINA COURT OF APPEALS**

**FAX NO: (803) 734-1839**

**NO. PAGES (INCL. THIS PAGE)**

**FROM: THOMAS R. IRBY**

**RE: APPELLATE COURT CASE NO. 2013-001441**

**RECEIVED**

OCT 21 2013

**SC Court of Appeals**

## **MESSAGE:**

**This is to inform and request as follows:**

**I have not been successful in obtaining affordable counsel and must continue pro se with this appeal. I requested the transcript and cost from the court recorder (Susan Hutchins) on September 10<sup>th</sup>. I paid for the transcript on September 19, 2013. Ms. Hutchins has informed me that she will require thirty to sixty days to produce the transcript. I await receipt thereof.**

**Please inform me as follows:**

- 1. I need to know the current time frame for submitting my Appeal based on receipt of the transcript.**
- 2. I also need the form or format for filing the following request for relief from judgment. I can't seem to find one in the forms file.**

**APPELLANT'S MOTION  
PURSUANT TO RULE 12 & 62 INCLUSIVE  
FOR STAY OF PROCEEDINGS TO  
ENFORCE A JUDGMENT**

**FOR ORDER OF SUPERSEDEAS,  
OR STOP ORDER (OR WHATEVER)  
TO SET ASIDE OR ABEY JUDGMENT**

**MOTION FOR ORDER TO CEASE & DESIST  
(UNCONDITIONALLY)**

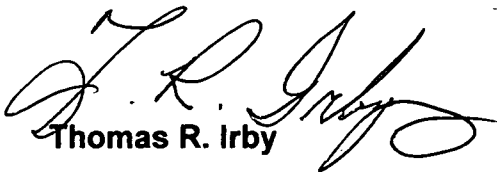
**TELEFAX PAGE 2**

**MOTION FOR COURT'S CONSIDERATION  
FOR CONTEMPT CHARGES AGAINST  
ROY C. IRBY II AND COUNSEL OF  
RECORD FOR ROY C. IRBY II**

**I prepared the above to be filed with the trial court but I have been informed that is not the correct procedure because of the active appeal.**

**I apologize for the inconvenience but I would rather get things straight now than generate errors later.**

**Thank you.**

  
Thomas R. Irby

**THOMAS R. IRBY**  
**P.O. BOX 827, PELZER SC 29669**  
**PHONE: (864) 270-7673**

**OCTOBER 17, 2013**

**JENNY ABBOTT KITCHENS, CLERK**  
**THE SOUTH CAROLINA COURT OF APPEALS**  
**1015 SUMTER STREET**  
**COLUMBIA, SC 29201**

**RECEIVED**

**OCT 21 2013**

**SC COURT OF APPEALS**

**RE: J.P. MORGAN CHASE BANK NA V. THOMAS R. IRBY**  
**APPELLATE CASE No. 2013-001441**

**Ms. KITCHENS,**

**IN RESPONSE TO YOUR CORRESPONDENCE DATED OCTOBER 14, 2013 (COPY HEREWITH) I MAKE THE FOLLOWING EFFORT OF COMPLIANCE.**

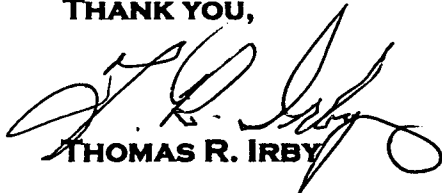
**I HAVE PROVIDED COPIES OF MY REFERENCED TELEFAX ENQUIRY TO YOU ALONG WITH COPIES OF THIS LETTER AND COPIES OF YOUR LETTER INFORMING ME OF MY DEFICIENCIES.**

**IN ORDER TO ASSURE SOME RECORD OF THESE MAILINGS I AM PROVIDING THE COPIES TO ATTORNEYS HERSHON AND GAINES BY CERTIFIED MAIL AND I WILL RETAIN COPIES OF THE USPS RECEIPTS.**

**I HAVE NOT YET RECEIVED THE TRANSCRIPT AND I HAVE NOT BEEN ABLE TO OBTAIN A PROPER FORMAT FOR ACCEPTABLE FILINGS TO THE SOUTH CAROLINA COURT OF APPEALS. SINCE NO SUCH FORM IS AVAILABLE ON LINE AND YOU CANNOT PROVIDE SUCH INFORMATION I WILL TRY TO OBTAIN ONE FROM SOME LAWYERS OFFICE.**

**I HOPE THIS IS IN COMPLIANCE WITH THE REQUIRED APPELLATE COURT'S PROCEDURE.**

**THANK YOU,**

  
**THOMAS R. IRBY**

**CC: LAWRENCE M. HERSHON**  
**JERRY ALLEN GAINES, II**  
**OFFICE OF COURT ADMINISTRATION**

**COPIES PROVIDED TO:**

**Jerry Allen Gaines, II  
PO Box 5504  
Spartanburg, SC 29304-5504**

**RECEIVED**

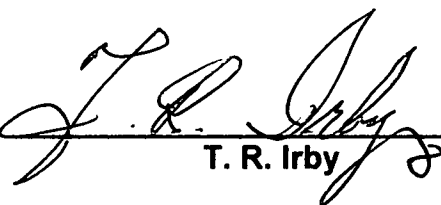
OCT 21 2013

**SC Court of Appeals**

**LAWRENCE M. HERSHON  
Parker Poe Adams & Bernstein LLP  
1201 Main Street  
Suite 1450  
Columbia, SC 29201**

**Office of Court Administration  
1015 Sumter Street, Ste 200  
Columbia, SC 29201**

Signed:

  
T. R. Irby



# The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
DEPUTY CLERK

POST OFFICE BOX 11629  
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October 14, 2013

Thomas R. Irby  
160 Pearson Road  
Belton SC 29627

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OCT 21 2013

Re: JP Morgan Chase Bank NA v. Thomas R. Irby  
Appellate Case No. 2013-001441

SC Court of Appeals

Dear Counsel:

Upon reviewing your letter regarding the transcript, the following deficiency or deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter:

- The document does not show that a copy of this correspondence was provided to the opposing party(ies)/counsel. Please see Rule 207 of the South Carolina Appellate Court Rules for further information.
- A copy of this document was not provided to the Office of Court Administration as required by the SCACR. The address for Court Administration is 1015 Sumter Street, Suite 200, Columbia, SC 29201.

Very truly yours,

*V. Claire Allen, Deputy*

CLERK

cc: Lawrence Michael Hershon  
Jerry Allen Gaines, II