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Feb 19 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

S. Thompson Tucker III, Magistrate Court Judge

Magistrate Court Case No.: 2026CV041070006

Civil Action No. 2026-CP-04-00229

Jackie Roberts D/B/A Crimson Events,, Appellant

v.

Luigi Cerullo,, Respondent.

NOTICE OF APPEAL

TO: THE CLERK OF COURT FOR ANDERSON COUNTY
TO: LUIGI CERULLO, PLAINTIFF/RESPONDENT
TO: THE POWDERSVILLE MAGISTRATE COURT

PLEASE TAKE NOTICE that Jackie Roberts d/b/a Crimson Events ("Appellant"), appearing pro se, hereby appeals to the South Carolina Court of Appeals from the Order of Dismissal entered in the above-captioned case on February 10, 2026, by **Judge S. Thompson Tucker III** of the Powdersville-Piedmont Summary Court. (*Judicial Notice the Circuit Court did not enter such Order; However the Clerk dismissed on the Order of the Magistrate*)

This appeal is taken from the final order dismissing Appellant's appeal to the Circuit Court, which had been properly perfected by the filing of a Notice of Appeal on February 3, 2026, and filed February 10, 2026 and the Anderson Clerk of Court refusal to Allow Appellant to File a Motion to Reinstate Appeal with the Court of Common Pleas.

NATURE OF THE CASE AND RULING APPEALED

This is an appeal from a residential/commercial ejectment action originating in the Magistrate's Court. Following an adverse ruling in the Magistrate's Court, Appellant timely filed a Notice of Appeal to the Anderson County Court of Common Pleas. On February 3, 2026, the Magistrate Court issued an ex parte "Bond to Stay Execution on Appeal," requiring a lump-sum payment of \$10,500.00 within five days and \$5,000.00 monthly rent, without prior notice to the Appellant or an opportunity for a hearing. On February 5, 2026, Appellant filed an "Emergency Motion to Stay Bond Order, Modify Bond, and Set or Remand for Prompt Bond Hearing" in the Circuit Court, which remains pending and unruled upon. Despite the pending motion in the Circuit Court, on February 10, 2026, the Magistrate Court issued an Order dismissing the appeal, falsely stating the Appellant had "signed this Bond on February 4, 2026" and failed to comply, and ordered that the "Writ of Ejectment shall be reissued."

JURISDICTIONAL STATEMENT

The South Carolina Court of Appeals has jurisdiction over this appeal pursuant to S.C. Code Ann. § 14-8-200. This appeal is taken from a final order that dismisses Appellant's appeal to the Circuit Court, effectively ending the litigation and depriving Appellant of her statutory right to appellate review in the Circuit Court.

GROUND FOR APPEAL

1. Whether the Magistrate Court acted in excess of its subject matter jurisdiction and without legal authority when it entered an Order on February 10, 2026, dismissing an appeal that had been properly perfected and was then pending before the Circuit Court.

2. Whether the Magistrate Court's February 3, 2026, Bond to Stay Execution on Appeal, issued ex parte and without notice or a hearing, violated Appellant's fundamental due process rights under the Fourteenth Amendment to the United States Constitution and Article I, Section 22 of the South Carolina Constitution.

3. Whether the Magistrate Court's Order of Dismissal, which contains a material misrepresentation of fact that Appellant "signed this Bond," is void where Appellant was never afforded a hearing, never signed the bond instrument referenced by the court, and had a timely motion to modify said bond pending in the Circuit Court at the time of dismissal.

4. Whether the Anderson County Clerk of Court, Reena Thomason, or her designees, acted without legal authority and in violation of Appellant's rights under the South Carolina Constitution and Rules of Civil Procedure by refusing to accept for filing Appellant's Emergency Motion to Reinstate Appeal on February 18, 2026, thereby denying Appellant access to the courts and prejudicing her ability to seek relief from a void order.

DETAILED STATEMENT OF FACTS REGARDING CLERK OF COURT'S ACTIONS

On February 18, 2026, at approximately 9:00 a.m., Appellant personally appeared at the Anderson County Clerk of Court's office located at 100 South Main Street, Anderson, South Carolina, for the purpose of filing an "Emergency Appellant's Motion to Reinstate Appeal and for Relief from Magistrate Court's Void Order" in the above-captioned case.

Appellant presented the original motion and multiple copies to the clerk's office and requested that the motion be filed in the Circuit Court record. At that time, Reena Thomason, Clerk

of Court, or a deputy acting under her authority and direction, reviewed the document and refused to accept it for filing. When Appellant inquired as to the reason for the refusal, the clerk stated that the Magistrate Court's February 10, 2026, Order of Dismissal was "final" and that the Circuit Court could not accept any further filings absent a "secret court order" or direction from a judge permitting the filing. Appellant explained that the Magistrate Court lacked jurisdiction to dismiss the appeal and that the Motion to Reinstate was proper and timely filed in the Circuit Court, which retained exclusive jurisdiction over the matter. The clerk nonetheless refused to file-stamp the motion or accept it into the record, effectively denying Appellant access to the Circuit Court and preventing her from seeking relief from the lower court's void order. Appellant requested to speak with a supervisor or to have the motion submitted to a judge for review. That request was denied. Appellant was told that no filings would be accepted unless authorized by an order Appellant could not produce because no such order existed and none was required by law.

As a result of this refusal, Appellant was unable to have her Emergency Motion to Reinstate Appeal docketed or considered by the Circuit Court. Appellant has no record of the filing and was not provided a receipt or written explanation for the refusal. This denial of access to the courts occurred without notice, without a hearing, and without any legal authority supporting the clerk's actions. Appellant attests that these facts are true and correct based on her personal knowledge and appearance at the Anderson County Clerk of Court's office on February 18, 2026.

Respectfully submitted

By: s/ Jackie Roberts
Jackie Roberts
115 Moss creek Drive, Bldg 9
Piedmont, SC 29673
(678) 200-8499
jegayle@gmail.com
Defendant/Appellant, Pro Se

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APPEAL FROM ANDERSON COUNTY
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S. Thompson Tucker III, Magistrate Court Judge

Magistrate Court Case No.: 2026CV041070006

Civil Action No. 2026-CP-04-00229

Jackie Roberts D/B/A Crimson Events,, Appellant

v.

Luigi Cerullo,, Respondent.

CERTIFICATE OF SERVICE

I hereby certify that on February 19, 2026, I served a copy of the forging Notice of Appeal via United States Mail, postage prepaid and addressed to:

Luigi Cerullo
23 Neyland Drive
Fountain Inn, SC 29644
Cerullomotors@gmail.com
Respondent

Hon. S. Thompson Tucker III
Powdersville-Piedmont Summary Court
P.O. Box 51312
Piedmont, SC 29673

By: s/ *Jackie Roberts*
Jackie Roberts
115 Moss creek Drive, Bldg 9
Piedmont, SC 29673
(678) 200-8499
jegayle@gmail.com
Appellant

February 19, 2026

Jackie Roberts
115 Moss creek Drive, Bldg 9
Piedmont, SC 29673
(678) 200-8499
jegayle@gmail.com

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SC Court of Appeals

Clerk of Court
Anderson County Courthouse
100 South Main Street, Suite 170
Anderson, SC 29624

Re: Jackie Roberts d/b/a Crimson Events v. Luigi Cerullo
Court of Common Pleas Case No.: 2026-CP-04-00229
Magistrate Court Case No.: 2026CV041070006

Dear Clerk of Court,

Please be advised that the Appellant, Jackie Roberts d/b/a Crimson Events, has today filed a Notice of Appeal to the South Carolina Court of Appeals from this Court's (or the Magistrate's) Order of Dismissal, dated February 10, 2026, docketed in this matter.

A copy of the Notice of Appeal is enclosed for filing in the Circuit Court file. Please file-stamp the extra copy and return it to me in the enclosed self-addressed stamped envelope.

Thank you for your assistance in this matter.

Respectfully,

Jackie Roberts

Enclosures: Notice of Appeal

February 19, 2026

Jackie Roberts
115 Moss creek Drive, Bldg 9
Piedmont, SC 29673
(678) 200-8499
jegayle@gmail.com

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SC Court of Appeals

Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: Jackie Roberts d/b/a Crimson Events v. Luigi Cerullo
Notice of Appeal from Anderson County Court of Common Pleas Case No.: 2026-CP-
04-00229

Dear Clerk of Court,

Enclosed please find the original and [number] copies of the Notice of Appeal for the above-referenced case, appealing the Order of Dismissal entered on February 10, 2026.

Please be advised that the filing fee is being placed in the U.S. Mail to your office under separate cover today. Upon receipt of the fee, I respectfully request that the appeal be docketed.

A copy of this Notice has also been served upon the Respondent, Luigi Cerullo, and the Clerk of the Anderson County Court of Common Pleas.

Thank you for your attention to this matter.

Respectfully,

Enclosures: Notice of Appeal
Dismissal Order
Certificate of Service