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APR 13 2026

S.C. SUPREME COURT

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Apr 14 2026

SC Court of Appeals

Wesley E. Smith III

P. O. Box 294

Moncks Corner, South Carolina 29461

Email: wsmittyd4@gmail.com

2 Apr, 2026

MEMORANDUM TO THE RECORD

From: Mr. Wesley E Smith III/XXX-XX-3407

To: South Carolina Supreme Court 1231 Gervais Street Columbia, S C 29201

cc. South Carolina Human Affairs Commission 1026 Sumter Street Colombia S C 29201

cc South Carolina Administrative Law Court 1205 Pendleton Street Suite 224 Columbia South Carolina 29201

cc Ninth Judicial Circuit Court (Probate[Family] Court Division Berkeley County Courthouse 300 B California Ave Moncks Corner, S C 29461

cc Ninth Judicial Circuit Court (Probate[Family] Court Division Charleston County Circuit Court 100 Broad Street Charleston, S C 29401

cc Ninth Judicial Circuit Court (Civil Court Division) Charleston County Circuit Court 100 Broad Street Charleston, S C 29401

cc Ninth Judicial Circuit Court (Probate[Family] Court Division Dorchester County Courthouse 5200 Jim Bilton Blvd St George S C 29477

Subj: **WESLEY EDWARD SMITH III NOTICE OF PETITION FOR RECONSIDERATION TO THE SOUTH CAROLINA SUPREME COURT ON NOTICE OF WRIT OF CERTIORARA**

- Ref: (a) South Carolina Human Affairs Commission codified under S C Code 1-13-10 (et seg) (herein and hereafter refer to as "S C H A L's")
- b) South Carolina Supreme Court Rules and procedures
 - c) South Carolina Administrative Proceural Act
 - d) South Carolina Torts Act as Codified under S C Code 15-78-10
 - e) South Carolina Sham Act as codified under S C Code 15-75-10 (et seg)
 - f) South Carolina Frivolous Act as codified S C Code 15-36-10 (et seg) / Rule 11
 - e) South Carolina Rules of Civil Procedures (SCRCivPro) rules 56/12

- Encl: (1) Requesting from courts concise reports and personal statements of your prior court legal and procedural actions as it may involve the following listed persons (attachment 1) of persons and companies operating under the guidelines of the South Carolina Administrative Procedural Act,
- (2) Requesting from courts concise reports and personal statements of your prior court legal and procedural actions as it may involve the following listed persons (attachment 1) of persons and companies South Carolina color of law and under the South Carolina

color of authority who are alleged to misuse and abuse power of a government office on duty, filing of complaints and summons as herein of which acts a only alleged, as taken place at your place of business venue and within your administrative court jurisdiction per documents, reports and legally stenography recorded and databased records of joined persons as the impartial and reasonable Grand Jurors at such hearings

Dear Clerk of Courts: of the Ninth Judicial Circuit Court Probate/Family/Civil Divisions of Berkeley County, Charleston County and Dorchester County, Good day:

1. I, Wesley Edward Smith III in accordance with the references, enclosure as requested is the overview of the probate court process while procedures vary by state. This information is primarily based on South Carolina guidelines of which I, Wesley Edward Smith III am requesting a concise overview of the Probate procedure from start to finish (or issues of family matters documents which were possibly submitted) in conjunction with these same and simpler persons Henry McMaster (controller as the Chief Financial Officer/Chief Executive official stalemating the South Carolina Human Affairs Commission improper intervening (last S C H A L attempted with his Burger King LLC and the Carolina Franchise Holdings on October 24, 2022 Case Number 14C -2023-00072 EEOC Attachment 2 which is the first line of resolution administratively denied), as denied challenging the accusing eye witness complaints or contesting justice procedures or court appearance of such actions without facts or legal explanation. In each case, the companies and persons used the State of South Carolina name, business letterhead images and procedural likeness as the Plaintiff accuser against this person Wesley Edward Smith III who was listed as a defendant.

2. As state and local employees actions resembles workplace bullies, abusers of governmental positions on duty while in capacity of job assignments chose to act outside the bounds of human decency and outside the scope of law authority in their titled roles as enforcement officials and officers in law affecting capacities, who are as alleged decided to harm and personally injure this person Wesley Edward Smith III by abusing process in powers, Fraudulent actions, converting in totality as absolute authority (regardless of the rules) legal judicial systems to harass, discriminate and attack with retaliation this person Wesley Edward Smith III) as my grievance to petition to the South Carolina Supreme court for formal contesting rehearing (appeal rights denied by these person listed as no notices were ever filed to appeal these court listed decisions nor the showing of a certificate of any person to appeal from an administrative agency) recording such complaints or charges as were allegedly filed but never serviced upon this person Wesley Edward Smith III (time tolls act being just discovered) personally, as action is being sought for reconsideration under Supreme Court rule 240 respectively regarding civil rights violated under S C H A L rule 1-13-10 (et seg based on my color, age group, National Origin and Sexual preference as a anti-bias, payment owed not paid within forty eight (48) hours as was required under S C Code 41-10-10 (et seg) and this present house seizure regarding probate court matter of heir, appointments of guardians and service of filing procedures documents uncontested and unchallenged.

3. Characteristics and qualities of a leader are
 - a. As elected, one who follows the enacted written rules without personal compromises or allowing subordinates to make judgment mistakes with proper counselling and corrections made by such persons who made the charges from indictments (unproven)
 - b. Willing to learn as a great listener, from corrective criticism based on up to date information while working on self improvements personally
 - c. A leader would not allow any one or any person to interfere upon the private rights of residents, citizens or property owner without the first reporting such issues as required, by showings that probable cause was established from the intrusion or invasion of someone's rights and or life disruption independent families own desired living arrangement and lifestyle
4. Undeniable and irrefutable evidence shows defiant officers disrespecting law and rights of this person as United State of America American citizen as aa United State South Carolina Resident under protected activities within this State, who were warned many times about the invasion upon private employment grounds, residence private property premises (in employment and residence) but refused to heed to verbal warnings and visual signs posted. Given any other persons or circumstances, as officers without showing had probable causes or present valid warrant from a judge, as failing to follow and take heed of other citizens and resident private rights and posted protected activity signs, as designed by law could have been prosecuted, as seem as direct reflection of its leadership shown by Henry McMasters and other so called body politic vested corporate associated management leaders.

II. THIS PETITION CONCERNS ISSUE AND RULE NOT ADDRESSED

5. Upon this petition for grievance reconsiderations (notice of motion of reconsideration) to this State Supreme Court of South Carolina to be addressed under court rule 240 in South Carolina, Petition for reconsideration or asking court to amend a ruling due to overlooked facts, legal errors, or the consistent failure of the listed person to rule on an issues of trial courts leading to civil violations. This action requires filing within 10 days of receiving written notice or judgment (See attachment 3 from Administrative law Court dtd 24 March 2026) . Appellate motions (Rule 240) require written, served petitions to the clerk, which is the primary aspects for this Certiorari Process:

6. This Petition as the petitioner files is considered the "cert petition," which will attempt (without discovery of prior cases and filings from the listed legal entities, person and companies as herein requested) showing the genuine issue of absent material facts of this non moving party under rule 56(c), as conflicting lower court decisions were adjudicated, as law clerks review petitions and provide recommendations for the justices' private conferences.

FURTHERMORS SEEKING ACTIONS OF SAME PERSON AND CHIEF EXECUTIVE EMPLOYER TOTALITY OF ACTION AWHILE SEEKING INFORMATION AND UNDERSTANDING FROM PROBATE COURT ON SUBJECT MATTERE NOT DISCLOSED BY ANY PERSON, LEGAL ENTITY OR ADMINISTRATION AGENCY

7. Question Presented: I, Wesley Edward Smith III have been attempting to make proper of the Local and State Administrative Judicial processing of cases, “ chain of command” moving up and down like the broken escalators, located at the Sears and Robach Building that was located on the corner of Calhoun and King street in the early seventies, to late eighties, as converted into the Francis Marion Hotel for over the last past thirty (30) plus years and more, to exercise my due process rights with the State of South Carolina as conferred under Article I Section 3 contractual agreement amongst citizens, resident and political subdivision living and conducting businesses in South Carolina before convictions were made or before property were to be seized, as under the veil of protections provided by this protected activity for not being able to: 1) to meet any accuser, 2) meet any state and local eye witnesses, 3) cross examine any evidence presented before the grand jury to refute and 4 seeking to find just who filed any complaints and served notice to appeal by any person which the Ninth Judicial Circuit Court and the State Chief Prosecutor and Chief Executive Henry McMasters who retains all such recorded document and trial proceedings, his reasoning for not allowing this person Wesley Edward Smith III to understand his legal or procedural squabble with Wesley Edward Smith III? Is this his way of get back as a United States Armed forces Service member (possibly responsible for dislocation under contract under the same and similar faulty premise in employment overreaching while I, Wesley Edward Smith III was stationed in South Carolina, as inferred based on his anti-armed force military biases (with other partners) for being unable to make it in the United States Armed Force of any branch) for such untimely denials of rights and retaliations are routinely allowed by his assigned local level person to harass, stalk, intimidate without timely punishments and facing court justice fro improper intervening’s? (While awaiting reports and concise briefs I am still being harassed and without the information required by law of discovery in employments or the judicial court (lower) being illegally placed and put thru what by law S C Code 15-36-10 described as a “legal frivolous actions” without resolve for these many years as a innocent person. The State of South Carolina as self, has not warn me of any wrong doings or law breaking activity that I, Wesley Edward Smith III had or have committed, and believes that these persons and companies are just using (the office spaces interchangeably with same long termed employed persons) name, images and likeness of South Carolina to commit wrongful Act as perpetrators of law enforcement while invading rights of the justice procedural processing of these many cases, without showing any proven faults or showing had probable causes

against this person Wesley Edward Smith III)

8. How could and why would any reasonable, impartial and prudent person, citizen, verified tax payer, or student (athletes) as resident not slip into the mere speculative mode when this person as the non moving person as described under S C R Civ Pro Rule 56 (genuine issues remains and question of exceptionable importance exists as to whom provided notices to appeal from any administrative agency, what were the charges, which person filed the administration complaints, regarding a violation of any civil rights violation under S C Code 1-13-10 (et seg) or a (deprivation of a constitutional law due process) based on a race group, ageist group, South Carolinians Group, Sexist and religious biased group of corporate politic associated persons were of third party intruders too as persons without stating any claim, provided no complaint, provided no statements or a legal or professional standing for the class action suit or a private suit filed against this person Wesley Edward Smith III not inferred as grounds for a retaliatory action when Henry McMaster at all times accountable, responsible and liable with others fro disrespecting the rule of law and Wesley Edward Smith III private life without any explanation or showing probable causes?

9. I Wesley Edward Smith III has a personal interest in personal property filing of cases in this court, of home located on plot A Subdivision White Hall 3.2 Acres land at 5363 Greggs landing Dr N Charleston S C 29420 (interceding in probate, family property affairs AND TOO of which involves records recorded of decease Mother Ms Florence Bland Smith Bennett) 465 N Nassau street Charleston S C 29403 and 106 Annie William Street Moncks Corner, S C 29461. In this action I, Wesley Edward Smith III attempted the administrative hierarchy of concerns the Probate Court Procedures, as such action involves the listed addresses, as to who initiated the Probate actions for the State for Henry McMaster, of which as understood this process began by someone filing a petition (to discover whodidit) with the probate court, along with the original will and death certificate and if no will existed, who filed the (a) petition for voluntary deceptive waiver of the administration, as this court appointed an administrator. The requested concise reports should intelligibly state and list the court officially appointed representative as an executor (or as named in the will) or administrator, issuing a document (often called Letters Testamentary or Letters of Administration) that gives an identified person (him or her within) the totality or absolute authority to manage the estates of Ms. Florence Bland Smith Bennett and responsible for notifying any creditors, heirs, and or beneficiaries of her death. Based on information and beliefs the creditors had a specific time period to make claims against the estate for outstanding debts, a detailed inventory of the estate's assets (real estate, bank accounts, personal property) and their appraised values with the court

10. I, Wesley Edward Smith III could not find nor locate any records regarding the Freedom of Information Act (herein and hereafter refer to F O I A) but under S C Code 1-13-20 "S C H A L's description of companies, organization, as persons, employees, and employer's (as stated in relevant parts) as I Wesley Edward Smith III declares such, and choosing to invoke such protected activity rights by invoking rights afforded by act prohibited identified under the over ruling governing and regulating society and persons laws, under and by the South Carolina Human Affairs Commission Laws (herein refer to as S C H A L) as codified S C Code 1-13-20

as stated in the relevant parts under S C Code 1-13-30 (this is not to waste further administrative agencies time and professional expertise) LAW ARGUMENT UNDER COLOR OF LAW FOR JOINING PERSON AS PARTY'S AND CASES

S C Code 1-13-20 (d) "Person" means individuals, labor unions and organizations, joint apprenticeship committees, partnerships, associations, corporations, legal representatives, mutual companies, joint-stock companies, trusts, unincorporated organizations, trustees, trustees in bankruptcy, receivers, other legal or commercial entities located in part or in whole in the State or doing business in the State, the State and any of its agencies and departments or local subdivisions of state agencies and departments; and municipalities, counties, special purpose districts, school districts and other local governments.

(e) "Employer" means any person who has fifteen or more employees for each working day in each of twenty or more calendar weeks in the current or preceding calendar year, and any agent of such a person, but such term does not include an Indian tribe or a bona fide private membership club other than a labor organization.

(f) "Employment agency" means any person regularly undertaking to procure employees for an employer or to procure for employees opportunities to work for an employer and includes an agent of such a person.

PERSONS AND COMPANIES FAILED TO SHOW CAUSES FOR DISRUPTION AND PROCEDURES DISTURBING THE LAWS AND COURTS JUDICIAL DIUNDATIONS

11. I, Wesley Edward Smith III claims these persons, companies and legal entities by intervening without establishing any showings of probable causes or legal standings as a person or organizational professional violated my civil rights afforded protection under S C code 1 13 10 (et seg) denied me. Trial due process contracted promise protections, or to allow a jury to intervene as there were unresolved issues

12. While conducting business under the color of law and under the color of law authority as governmental officers and officials In South Carolina, each have failed (30+) year of failure to state a claim under Rule 12(b)(6), SCRPC,

13. I Wesley Edward Smith III as the defendant was denied the right (opportunities) to file Motion to dismiss each and every time as I Wesley Edward Smith III have been illegally incapacitated as the defendant by the State of South Carolina always as the Plaintiff accusar

14. Based in information and belief the person's judgments and court affirming orders enforcing hearsay was not fair not equal under South Carolina court rules and rules of law rtegarding Summary Judgments

15. Based on information and belief from person knowledge, that probate is the legal process used to validate a will, appoint an executor, settle debts and taxes, and distribute assets of which such process typically takes between six months and a year to complete.

16. This information requested is for Wesley Edward Smith III general guidance for understanding prior actions, as its related to persons and companies action in this probate court regarding required acts by probate laws, as STATE specific.

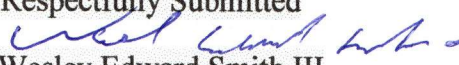
17. Thanking you all in advance, regarding this important matter to me and my family with unbiased understanding,

PROOF OF SERVICE

I, Wesley Edward Smith III certify that on April 2, 2026 sent request for probate and civil court discoverable information regarding properties, awhile on notice to file for petition for reconsideration with South Carolina Supreme Court joining of parties and cases was sent via United States First class mail

- To: South Carolina Supreme Court 1231 Gervais Street Columbia, S C 29201
- cc. South Carolina Human Affairs Commission 1026 Sumter Street Colombia S C 29201
- cc South Carolina Administrative Law Court 1205 Pendleton Street Suite 224 Columbia South Carolina 29201
- cc Ninth Judicial Circuit Court (Probate[Family] Court Division Berkeley County Courthouse 300 B California Ave Moncks Corner, S C 29461
- cc Ninth Judicial Circuit Court (Probate[Family] Court Division Charleston County Circuit Court 100 Broad Street Charleston, S C 29401
- cc Ninth Judicial Circuit Court (Civil Court Division) Charleston County Circuit Court 100 Broad Street Charleston, S C 29401
- cc Ninth Judicial Circuit Court (Probate[Family] Court Division Dorchester County Courthouse 5200 Jim Bilton Blvd St George S C 29477

April 2, 2026

Respectfully Submitted

Wesley Edward Smith III
P O Box 294
Moncks Corner, S C 2946
Email: wsmittyd4@gmail.com

Wesley Bruno Smith,
P.O. Box 294
Moncks Corner, SC 29861

Retail



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RDC 99

U.S. POSTAGE PAID
FCM LETTER
MONCK'S CORNER, SC 29461
APR 03, 2026

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SOUTH CAROLINA SUPREME COURT
(ATTN: CLERK OF COURT)
1231 GERARD ST
COLUMBIA, SC 29201

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S.C. SUPREME COURT