

CASE 75

APPELLANT MEMORANDA-MEMORANDUM OF APPEAL
ORAL ARGUMENT REQUESTED

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SC Court of Appeals

CASE 75

April 20, 2026

Jennifer D. Powers
708 Chester Street
Columbia, South Carolina 29201
(803)381-1031
Jdpowers1031@yahoo.com
Appellant pro se litigants

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Catherine S. Harrison, Chief Deputy Clerk of Court
Jasmine D. Smith, Deputy Clerk of Court
Post Office Box 11629 Columbia,
South Carolina, 29211

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SC Court of Appeals

RE: Estate of Robert E. Powers Jr. v. The Hon. Bradley
Caulder Appellate Case No. 2026-000263
RE: Circuit Court Appellate Case No. 2025CP2000275

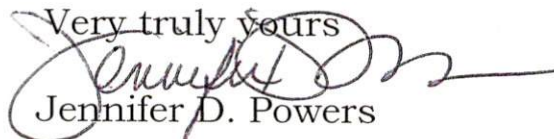
Dear Ms. Kitchings:

Appellants Jennifer D. Powers will file a motion with the court on
April 20, 2026, on APPELLANT MEMORANDA-MEMORANDUM OF APPEAL ORAL
ARGUMENT REQUESTED.

Enclosed herewith please find the original and one copy
of the Following:

1. APPELLANT MEMORANDA-MEMORANDUM OF APPEAL
ORAL ARGUMENT REQUESTED
2. A clerk is not permitted to refuse filing a document for form
as Required by rule 5.(d)(4) of the Federal Rules of Civil
Procedures specifically, state.
3. 5.(d)(4) Acceptance by the clerk. A 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

Kindly return a time stamped copy of all documents to us. A return
envelope Has been provided for this purpose.

Very truly yours

Jennifer D. Powers

JDP,

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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE CIRCUIT COURT COUNTY OF FAIRFIELD
Court of Common Pleas

Hon, Brian M. Gibbons Magistrate Judge

Circuit Court Appellate Case No. 2025CP2000275

Estate of Robert E. Powers Jr., Jennifer D. Powers, Personal
Representative..... Appellant,

v.

The Hon. Bradley Caulder as an individual, Law Office of Barbara E.
Brunson, as guardian ad litem for Robert Edward Powers, Jr.,
Barbara Brunson, individual, Family Services, Inc., d/b/a Origin
SC, as Conservator for Robert E. Powers, Jr., Caprice Atterbury, as
an individual, Traci Strickland, as an individual, Leslie P. Taylor, as
Guardian for Robert E. Powers, Jr., Leslie P. Taylor, individual,
Attorney Brian Dumas, individual, and Attorney Brandon Keith
Poston, individual..... Respondents.

Submitted: February 6, 2026 Decided: January 30, 2026,

APPELLANT MEMORANDA-MEMORANDUM OF APPEAL
ORAL ARGUMENT REQUESTED

COME NOW, Pursuant to RULE 201(b), S.C. R. Civ. P. 17 (a), and
S.C. Code Ann. § 62-2-106, The appellant herein, Appellant
Jennifer D. Powers' BEING AGGRIEVED BY AND DISSATISFIED
WITH the Judgment and order, dated January 30, 2026, passed by
The Small Causes Judge, Hon, Brian M. Gibbons Magistrate,

County of Fairfield, Court of Common Pleas Circuit Court Appellate
Case No. 2025CP2000274- Case No. 2025CP2000275, the present
Appellant prefers this MEMORANDA of appeal on the following
Amongst Other grounds of objections thereto:

INTRODUCTION

1. We operate in a unified judicial system, S.C. Const. Art. V, § 1, and the power to make rules governing administration, practice, and procedure is vested in the Supreme Court. S.C. Const. Art. V, § The Supreme Court has expressly prohibited trial courts from issuing their own local rules¹ for decades. **See Spartanburg Cnty. Dep't of Soc. Servs. v. Padgett**, 296 S.C. 79, 85, 370 S.E.2d 872, 876 (1988) ("We take this occasion to admonish the trial bench of this state that there is no place in the unified judicial system for local rules which have the effect of varying the administrative and procedural rules of practice from circuit to circuit and court to court."); **State v. Duncan**, 274 S.C. 379, 382, 264 S.E.2d 421, 423 (1980) ("The promulgation of rules by the respective circuits is inconsistent with the constitutional mandate, and we therefore find that the rule, though well intentioned, is unconstitutional and void.").
John W. Kittredge Chief Justice of South Carolina Appellate Case No.

February 13, 2026, Columbia, South Carolina

STATEMENT OF THE CASE

I. Factual and Procedural Background

2. Appellant Jennifer D. Powers' last surviving heir of (legal heir Of The late Robert E Powers) who died on May 2,2023 **Id at Exhibit D**, Powers are in turn Inheritance. An heir is the last surviving sibling who the entire Estate will go to from a father complete property Asset, Nancy Elizabeth. Wingo Powers Deceased legal heir of the late Robert E Powers who died on May 2,2023 **Id at Exhibit E**,

3. Pursuant to Rule under 28 U.S.C. § 1291, this Court can Address the proper remedy for violation on Clause Grounds, the effect of this Order can be confined to this proceeding. Because the ("Probate Judge"), concerns a "dispositive" matter, this Court's review 28 U.S.C. § 1291 vests federal courts of appeal with jurisdiction over "All final decisions of the Circuit Courts See. Fed. R. Civ. P. 72(b)(3). See also 28 U.S.C. § 636(b)(1), CPC Patent Tech. Pty Ltd. v. Apple, Inc., 34 F.4th 801, 805 (9th Cir. 2022) **Id at U.S.C. §636(c)(1)**,

4. Under statutes granting the right of appeal to the party Aggrieved by an order or judgment, the party aggrieved is one whose Pecuniary interest is directly affected by the adjudication; one whose Right of property may be established or divested thereby. **Ruff v. Montgomery**, 83 Miss. 185, 36 South. 67; **McFarland v. Pierce**, 151 Ind. 546, 45 N. E. 706; **Lamar v. Lamar**, 118 Ga. 684, 45 S. E. 498;

Smith v. Bradstreet, 16 Pick. (Mass.) 264; **Bryant v. Allen**, 6 N. H. 116; **Wiggin v. Swett**, 6 Mete. (Mass.) 194, 39 Am. Dec. 716; **Tillinghast v. Brown University**, 24 It. I. 179, 52 Atl. 891; **Lowery v. Lowery**, 64 N. C. 110; **Raleigh v. Rogers**, 25 N. J. Eq. 506. Or one against whom Error Has been committed. **Kinealy v. Mackiin**, 67 Mo. 95.

STATEMENT OF THE FACTS

5. On April 4, 2026, Hon, Jerry D. Vinson, Jr. Non-Dispositional Decision – Order **See: Exhibit A**

6. Estate of Robert E. Powers Jr., Appellant Jennifer D. Powers, CERTIFICATE OF APPOINTMENT as Personal Representative certify That Jennifer D. Powers, on June 22, 2023, is now in full force and Effect. Executed January 24th 2025, Signed by The Hon. Bradley W. Caulder Probate judge of Fairfield County Case No: 2023ES2000136, **See: Exhibit B**

7. BIRTH CERTIFICATION OF Jennifer Denise Powers
Date of birth November 16th 1961, Mother Nancy Elizabeth Wingo
Father Robert Edwards Powers **See: Exhibit C**

8. DEATH CERTIFICATION of Robert Edward Powers who died on May 2,2023 Id at **See: Exhibit D**

9. DEATH CERTIFICATION of Nancy Elizabeth. Wingo Powers, Who Died on January 3, 2023, Id at **See: Exhibit E**

10. PROBATE COURT MEMO TO FILE:) on May 20, 2025, From Cammie Campbell Case No: 2023ES4000120, Re: Nancy Elizabeth. Wingo Powers, that I called and confirmed with the Fairfield County Probate Court that the estate of Robert Edwards Powell was opened on June 22nd 2023, With case # 2023ES4000120, Jennifer Powers Is appointed as personal representative, a will was presented and admitted, Naming Jennifer Powers as sole devisee, The Interstate Heirs of the estate are grandchildren, Nancy Martin, Donald Lannan. Jr, Russell Cox Carmel and Elizabeth Ann Melvin. Id at **See: Exhibit F**

11. **“The Court take judicial notice that** A devisee is someone Named in a will to receive real property — land, a house, a commercial building, or any other immovable asset. The term comes from centuries of property law that drew a sharp line between real estate and everything else a person owns. If you’ve encountered “devisee” while reading a will or probate documents, it simply means the person the will-maker chose to inherit a specific piece of real property.

12. See: S.C. Code Ann. § 62-2-106. Representation; disclaimer by intestate beneficiary. If representation is called for by this Code, the estate is divided into as many equal shares as there are surviving heirs in the nearest degree of kinship and deceased persons in the same degree who left issue who survive the decedent, each surviving heir in the nearest degree receiving one share and the share of each deceased person in the same degree being divided among his issue in the same. manners. **If an interest created by intestate succession is disclaimed, the beneficiary is not treated as having predeceased the decedent for purposes of determining the generation at which the division of the estate is to be made.**

13. Nancy Elizabeth. Wingo Powers. who died on January 3, 2023,

- She left a Holographic (handwritten) Will
- This will though be never probated.

14. Tina Kinsey filed Intestate beneficiary., 2023, Case No-2023ES4000120 with Case No-2023ES1200136

15. The assets never go to grandchildren. because the assets go directly to the other owners.

16. See: S.C. R. Civ. P. 17 (a) Real Party in Interest.

Every action shall be prosecuted in the name of the real party in interest. An executor, administrator, guardian, bailee, trustee of an express trust, a party with whom or in whose name a contract has been made for the benefit of another, or a party authorized by statute may sue in that person's own name without joining the party for whose benefit the action is brought; and when a statute of the United States so provides, an action for the use or benefit of another shall be brought in the name of the United States. No action shall be dismissed on the ground that it is not prosecuted in the name of the real party in interest until a reasonable time has been allowed after objection for ratification of commencement of the action by, or joinder or substitution of, the real party in interest; and such ratification, joinder, or substitution shall have the same effect as if the action had been commenced in the name of the real party in interest.

17. If an interest created by intestate succession is disclaimed, the beneficiary is not treated as having predeceased the

decedent for purposes of determining the generation at which the division of the estate is to be made.

When siblings are legally determined to be the surviving kin highest in the order of succession, they will inherit the assets in their

Decreased sibling's Estate. And they inherit it equally. If there is

One surviving sibling, the entire Estate will go to them. If there are

four surviving siblings, each sibling will inherit 25% of the Estate.

1. Siblings of Late Robert E Powers.
2. Siblings of Late Nancy Elizabeth. Wingo Powers") Deceased
3. Bobbie Jean Powers (Lannan) Deceased
4. Martha Ann Powers (Melvin) Deceased
5. Ronald Charles Powers) Deceased
6. Jennifer D. Powers,") Last surviving sibling
7. By the Probate Rule of South Carolina.....

18. Also See: S.C. R. Civ. P. 17 (a) Real Party in Interest. Every action shall be prosecuted in the name of the real party in interest.

That the Appellants, Pro 'Se Jennifer D. Powers is the real party in Interest.

19. That the Learned Lower Court has not followed the proper procedure, and this has resulted into miscarriage of justice.

20. That the orders passed by the Learned Lower Court are violative of the principles of justice, equity and good conscience.

21. That the orders passed by the Learned Lower Court are

contrary to the provisions of law and the principles of natural justice.

22. That the Learned Lower Court has failed to consider the evidence on record in a judicious manner.

23. That the findings arrived by the Learned Lower Court are not supported by the evidence on record.

24. That the necessary issues of law and fact have not been framed and answered by the Learned Lower Court.

25. That the Learned Lower Court ought to have decided the matter under appeal in favor of this appellant.

26. That the Learned Lower Court ought to have held that the Respondent had no right or authority to terminate the tenancy of this Appellant.

27. That the Learned Lower Court was at an error in holding that the suit premises are required by the respondent for his personal bonafide occupation.

28. That the Learned Lower Court was wrong in holding that this appellant has acquired any other suitable accommodation.

29. That the Learned Lower Court has having answered the first issue in the negative decided the rest of the issues against the appellant, which itself is improper and illegal.

30. That the Learned Lower Court has in a very summary manner and roundabout fashion tried to interpret the concept of acquisition of other suitable accommodation.

31. That the Learned Lower Court, while deciding the application for interim injunction, has, in fact, decided the suit itself, and this is contrary to the provisions of law.

32. That the Learned Lower Court has misinterpreted all the relevant provisions of law as laid down in the U.S. Const. art. III, § 1. And Due Process Clause secured by the Fourteenth Amendment and to the United States Constitution, and incorporated against states and state actors via the South State Constitution...Act.

33. That the Learned Lower Court has not considered the very fact that the balance of convenience was only in favour of this appellant,

34. That the order is dated April 9th, 2026, while its certified copy was applied for on April 20th, 2026, the same was delivered on April 20th, 2026, and hence, the appeal filed today is well within limitation.

35. That the necessary court fee is paid herewith.

36. On March 10, 2026, Respondent Brian Dumas Filed

Motion – Return - Amend Notice of Appeal

37. On March 9, 2026, Respondent Barbara Brunson Filed Motion – Return - Amend Notice of Appeal

38. On March 9, 2026, Respondent Keith Poston Filed Motion – Return - Amend Notice of Appeals

39. Appellant on February 23, 2026, Received a letter from South Carolina Office of Court Administration stating Dear Ms. Powers: Our records reflect that the time for ordering the transcript has expired. Within ten days of the date of this letter, you must file a copy of the letter showing that you have timely ordered the transcript from the court reporter. If you have not timely ordered the transcript, you must serve and file a motion requesting permission to order the transcript outside of the filing deadlines set by Rule 207 of the CACR, along with a copy of your letter addressed to the court reporter. Be sure to copy the Court, the Office of Court Administration and opposing counsel with all correspondence concerning the transcript. The address for Court Administration is as follows, you must advise the Court of the status of the transcript within ten (10) days of the date of this letter, or your appeal will be dismissed.

40. Appellant timely filed APPELLANT MOTION REQUESTING

PERMISSION TO FILE APPELLANT TRANSCRIPT AND NOTICE TO THE COURT on March 2, 2026, Appellant Jennifer D. Powers is Advising the Court of the status of Appellant transcript update within ten (10) days of the date of this Letter signed by Jasmine D. Smith, Deputy Clerk of Court of the South Carolina Office of Court Administration.

41. On February 25, 2026 Appellant Jennifer D. Powers requested The court reporter information from Fairfield County Clerk of Court's Office requesting TRANSCRIPT REQUEST FORM.

42. That we are proceeding in a court of Constitutional Due Process under Article III of the Constitution of the United States for America, and the common law

43. Appellants on February 6, 2026, the Appellants Notice of Appeal of Appellant, the Incoming (Notice of Appeal of Appellant) As requested by this Court on February 6, 2026,

44. on February 9, 2026, On February 23, 2026 Appellate received a letter from JENNY ABBOTT KITCHINGS CLERK, CATHERINE S. HARRISON CHIEF DEPUTY CLERK as followed: Re: Estate of Robert E. Powers Jr. v. The Hon. Bradley Caulder Appellate Case No. 2026-

000263, Dear Ms. Powers: The Court received multiple notices of appeal in this case. The notices of appeal have been consolidated for consideration by the Court, and we anticipate receiving one record on appeal. The times for perfecting the appeal will run from the date of service of the last notice of appeal.

45. on February 19, 2026, Appellate filed her amended notices of appeal.

46. On February 23, 2026 Appellate received a letter from JENNY ABBOTT KITCHINGS CLERK, CATHERINE S. HARRISON CHIEF DEPUTY CLERK as followed: Re: Estate of Robert E. Powers Jr. v. The Hon. Bradley Caulder Appellate Case No. 2026-000263, Dear Ms. Powers: The Court has received your amended notices of appeal. If you wish to amend your notices of appeal, you must file a motion pursuant to Rule 240, South Carolina Appellate Court Rules.

47. The appellant's initial notices of appeal were presently due to be filed No Later Than February 6, 2026, Notice of Appeal (Civil) -

48. on February 19, 2026, Appellate filed her amended notices of appeal.

49. The Time remaining under South Carolina Court of Appeals for filing the appellant's initial brief is insufficient to ensure

an adequate presentation of the appellant's arguments on appeal

50. There is no timeline for filing an amended brief, but you do need to move the court for permission to file an amended brief

51. Appellant submitted a motion to this court on March 16, 2026

52. Hon, Brian M. Gibbons United States Magistrate Judge, fundamentally failed to follow the law. without satisfying any of the requirements set forth in the statute. The United States Magistrate Judge Hon, Brian M. Gibbons SC bar #: 650917, and dual as Master in Equity United States Magistrate Judge, Richland County, violated The South Carolina Supreme Court in including the Specific requirements of South Carolina subject matter jurisdiction And Amount in controversy, codified as. S.C. Code Ann. §§ 22-3-10 et seq. and S.C. Code Ann. §§ 22-3-20”), Any party may request a Jury pursuant to Rule 38 on any or all issues triable of right by a Jury and, upon the filing of a jury demand S.C. Code §22-3-30, and See FED. R. Civ. P. 53(b), 28 U.S.C. §§ 636(c)(1) & (c)(3). See 28 U.S.C. § 636(b)(2) 28 U.S.C. § 636(c)(4); 28 U.S.C. §636(c)(5), that must be satisfied before Authority to Rule 28 U.S.C. §§ 636(c) as South Carolina Supreme Court has held, "The term 'shall' in a statute means that the action is mandatory,

53. The appellant's deadline was February 23, 2026,

54. Jennifer D. Powers APPELLANT MOTION REQUESTING PERMISSION TO FILE APPELLANT TRANSCRIPT AND NOTICE TO THE COURT on March 2,2026,

55. The appellant does not Request a MOTION FOR A 60-DAY EXTENSION OF TIME TO FILE APPELLANT TRANSCRIPT AND NOTICE TO THE COURT on March 2, 2026.

56. Appellants Jennifer D. Powers Failure to Receive Transcript of the proceedings on time in this "complex case" from the Trial Court Case No. 2025CP2000274, this unprofessional standard in this action requires "exceptional judicial management" to avoid burdens on the court and litigants, On February 6, 2026, The Appellants Notice of Appeal was file with this Court, and On February 9, 2026, The Appellants Amended Notice of Appeal was also filed with this Court, the same order was Entered, Appellants Jennifer D. Powers will file a motion with the court for APPELLANT MOTION REQUESTING PERMISSION TO FILE APPELLANT TRANSCRIPT AND NOTICE TO THE COURT on March 2, 2026, On this complex situation concerning late Failure to Receive Transcript. appellant received the transcript from the court reporter late. Enclosed

herewith please find the original and one copy of the Following:

REASONS WHY THE JUSTICE COURT RULED INCORRECTLY

The Hon, Brian M. Gibbons Civil Case NO. 2025CP2000275,

57. “The Court take judicial notice that In South Carolina, jurisdiction, or the basic authority of a judge to hear and exercise Judgment of a matter is based upon three considerations: territorial jurisdiction, subject matter jurisdiction, and the amount in controversy, (\$300,-000.

Territorial jurisdiction for each magistrate extends throughout the county in which he is appointed in both civil and criminal matters. To understand the latter two determinations of jurisdiction, subject matter jurisdiction and amount in controversy, one must look to S.C. Code Ann. §§ 22-3-10, and 22-3-20. Section 22-3-10, as limited by § 22-3-20, sets out magisterial jurisdiction over fourteen areas of civil subject matter as follows:

58. Sherer v. Cullen , 481 F 946. We could go on, quoting court decision after court decision, however, the Constitution itself answers our question ♦ Can a government legally put restrictions on the rights of the American people at any time, for any reason?

The answer is found in Article Six of the U.S. Constitution: **Miranda**

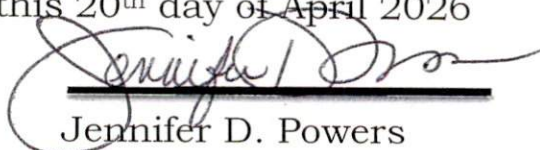
v. Arizona, 384 U.S. 426, 491; 86 S. Ct. 1603 "Where rights secured by the Constitution are involved, there can be no 'rule making' or legislation which would abrogate them."

59. Supreme Court South Carolina Code SECTION 14-3-410. Court of record; public inspection of records.

- The Supreme Court shall be a court of record, and the records thereof shall at all times be subject to the inspection of the citizens of the State or other people interested. The records shall be kept in a manner prescribed by the justices of the court.

WHEREFORE, the appellant, therefore, prays that for the reasons stated above and as may be argued at the time of hearing, the record and proceedings be called for, this appeal be allowed, the orders under appeal be set aside and quashed, and orders deemed just and proper be kindly passed, for which act of grace and favor, this appellant as bounden in duty shall ever pray.

Respectfully submitted on this 20th day of April 2026



Jennifer D. Powers
708 Chester Street
Columbia, South Carolina 29201
(803)381-1031
Jdpowers1031@yahoo.com
Appellent Pro Se litigants

CERTIFICATE OF SERVICE

WE HEREBY CERTIFY that a copy of my APPELLANT MEMORANDA-MEMORANDUM OF APPEAL ORAL ARGUMENT REQUESTED will be sent by regular U.S. Mail to The Honorable Jenny Abbott Kitchings Clerk, Catherine S. Harrison, Chief Deputy Clerk of Court Jasmine D. Smith, Deputy Clerk of Court South Carolina Court of Appeals Post Office Box 11629 Columbia, South Carolina 29211, And by regular U.S. Mail to all parties of Record by Hand Delivery

The Hon. Dorothy Boyd Belton
Fairfield County Clerk of Court
PO Drawer 299
Winnsboro, SC 29180-0299

Brian Dumas, Attorney LLC
718 Clemson Road
Columbia, SC 29229
Office: (803) 699-4996
Fax: (803) 699-4995
brian@briandumasattorney.com

Mr. Brandon Keith Poston
Bar Number: 78397
County: Richland
U.S. Department of Justice
1835 Assembly Street
Suite 953
Columbia, SC 29201
Office: (803) 765-5218
keith.poston@usdoj.gov

Ms. Barbara Ellen Brunson
Bar Number: 12940
County: Richland
Law Office of Barbara E. Brunson
3614 Landmark Drive, Suite B
Columbia, SC 29204
Office: (803) 799-0425
barbara@brunsonlawsc.com

Family Services, Inc. DBA Origin SC
ATTN: Mrs. Caprice Atterbury, CEO

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SC Court of Appeals

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SC Court of Appeals

ATTN: Ms. Tracy Strickland, Director
8084 Rivers Ave. Suite 100
N. Charleston, SC 29410 USA
Phone: 843.628.3000
Fax: 843.574.8598

The Hon. Bradley Caulder
Probate Court Judge, Fairfield County.
260 Bratton St
Winnsboro, SC 29180
Office: (803) 712-6519 Ext: 0000
Fax: (803) 712-6939

Leslie P. Taylor
831 Williams Circle
West Columbia,
South Carolina 29172

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: /s/ Matt Abee

Matthew A. Abee, SC Bar No. 101100
E-Mail: matt.abee@nelsonmullins.com
Connor T. Jasso, SC Bar No. 105190
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1320 Main Street / 17th Floor
Post Office Box 11070 (29211-1070)
Columbia, South Carolina 29201
803.799.2000

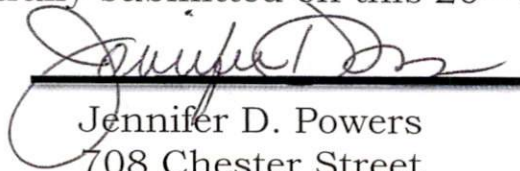
Attorneys for Keith Poston

GALLIVAN WHITE & BOYD P.A.
John E. Cuttino (SC Bar 1519).
1201 Main Street – Suite 1200
Columbia, SC 29201
(803)724-1714

ATTN: JENNY ABBOTT KITCHINGS
CLERK
ATTN: CATHERINE S. HARRISON
CHIEF DEPUTY CLERK
ATTN: JASMINE D. SMITH, DEPUTY
CLERK OF COURT
South Carolina Office

of Court Administration
1220 Senate Street, Suite 200
Columbia, SC 29201

Respectfully submitted on this 20th day of April 26

A handwritten signature in black ink, appearing to read "Jennifer D. Powers", is written over a thick horizontal black line.

Jennifer D. Powers
708 Chester Street
Columbia, South Carolina 29201
(803)381-1031
Jdpowers1031@yahoo.com
Appellent Pro Se litigants

EXHIBIT-A

Non-Dispositional Decision - Order
April 09, 2026

The South Carolina Court of Appeals

Estate of Robert E. Powers Jr., Jennifer D. Powers,
Personal Representative, Appellant,

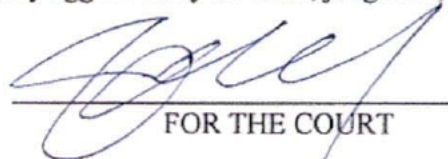
v.

The Hon. Bradley Caulder as an individual, Law Office
of Barbara E. Brunson, as guardian ad litem for Robert
Edward Powers, Jr., Barbara Brunson, individual, Family
Services, Inc., d/b/a Origin SC, as Conservator for Robert
E. Powers, Jr., Caprice Atterbury, as an individual, Traci
Strickland, as an individual, Leslie P. Taylor, as
Guardian for Robert E. Powers, Jr., Leslie P. Taylor,
individual, Attorney Brian Dumas, individual, and
Attorney Brandon Keith Poston, individual, Respondents.

Appellate Case No. 2026-000263

ORDER

On February 6, 2026, Appellant filed an appeal from a circuit court order dismissing an appeal; the case caption for the order on appeal reflects the Plaintiff/Appellant as "Estate of Robert E. Powers Jr., Jennifer D. Powers, Personal Representative." Within ten days of the date of this order, the parties shall serve and file memoranda addressing the status of Jennifer D. Powers as an "aggrieved party" and whether the Estate of Robert E. Powers is a party to this appeal. *See* Rule 201(b), SCACR ("Only a party aggrieved by an order, judgment, sentence or decision may appeal.").



FOR THE COURT J.

Columbia, South Carolina

FILED
Apr 09 2026

cc:
Jennifer D. Powers
Gray Thomas Culbreath, Esquire
John Edward Cuttino, Esquire
Matthew A. Abee, Esquire
Connor Taylor Jasso, Esquire
Traci Strickland
Leslie P. Taylor
Brian Dumas, Esquire
The Honorable Bradley Caulder

EXHIBIT-B

STATE OF SOUTH CAROLINA
COUNTY OF FAIRFIELD

IN THE MATTER OF
ROBERT EDWARD POWERS, JR.
(Decedent)

IN THE PROBATE COURT
CERTIFICATE OF APPOINTMENT

CASE NUMBER: 2023ES2000136

This is to certify that
JENNIFER POWERS

is/are the duly qualified

- PERSONAL REPRESENTATIVE
 SUCCESSOR PERSONAL REPRESENTATIVE
 SPECIAL ADMINISTRATOR

In the above matter and that this appointment, having been executed on the 22nd
day of June, 2023 is now in full force and effect.

RESTRICTIONS:

Executed this 24th day of January, 2025.

Bradley W. Caulder
BRADLEY W. CAULDER, PROBATE JUDGE

By: Abby Helge
Do not accept a copy of this certificate without
the raised seal of the Probate Court.

EXHIBIT-C

BIRTH CERTIFICATION OF

Jennifer Denise Powers

Date of birth November 16th 1961

Mother Nancy Elizabeth Wingo

Father Robert Edwards Powers

CERTIFICATION OF VITAL RECORD

BIRTH CERTIFICATION

139-1961-051165

*JENNIFER DENISE POWERS *

DATE OF BIRTH: NOVEMBER 16, 1961

TIME OF BIRTH: 06:01 AM

SEX: FEMALE

CITY OF BIRTH: COLUMBIA

COUNTY OF BIRTH: RICHLAND

MOTHER

NANCY ELIZABETH WINGO

DATE OF BIRTH/AGE: 26 Years

PLACE OF BIRTH: TENNESSEE

FATHER

ROBERT EDWARD POWERS

DATE OF BIRTH/AGE: 28 Years

PLACE OF BIRTH: SOUTH CAROLINA

DATE REGISTERED: DECEMBER 05, 1961

DATE ISSUED: MAY 02, 2023

SC11527487

This is a true certification of the facts on file in the Division of Vital Records, SC Department of Health and Environmental Control.

E. D. Simmer
Edward D. Simmer, MD, MPH, DFAPA
Director and State Registrar

C. N. Cox
Caleb N. Cox
Assistant State Registrar

This is watermarked paper. Do not accept without noting watermark. Hold to light to verify watermark.
Revision Date: 03/09/2022



ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

EXHIBIT-D

(Robert Edward Powers DEATH CERTIFICATION)

STATE OF SOUTH CAROLINA
CERTIFICATION OF VITAL RECORD

DEATH CERTIFICATION

139-2023-019574

* ROBERT EDWARD POWERS JR *
AKA: N/A

DECEDENT INFORMATION

DATE OF DEATH: MAY 02, 2023
PLACE OF DEATH TYPE: NURSING HOME-LONG TERM CARE FACILITY
PLACE OF DEATH NAME AND ADDRESS: PRUITTHEALTH - RIDGEWAY, RIDGEWAY, SC, 29130-7100
CITY OF DEATH: RIDGEWAY
MARITAL STATUS: WIDOWED (AND NOT REMARRIED)
SURVIVING SPOUSE: N/A
MOTHER NAME: LESLIE LOUISE POWELL
FATHER NAME: ROBERT EDWARD POWERS SR
RESIDENCE: 213 TANGLEWOOD COURT, RIDGEWAY, FAIRFIELD COUNTY, SC, 29130

TIME OF DEATH: 0945
SOCIAL SECURITY NUMBER: 255-42-0795
COUNTY OF DEATH: FAIRFIELD
DATE OF BIRTH: APRIL 17, 1933
AGE: 90 YEARS
PLACE OF BIRTH: SOUTH CAROLINA
SEX: MALE
ARMED FORCES: YES

INFORMANT INFORMATION

NAME: JENNIFER POWERS
MAILING ADDRESS: 708 CHESTER STREET, COLUMBIA, SC, 29201
RELATIONSHIP: DAUGHTER

DISPOSITION/FUNERAL HOME INFORMATION

PLACE: DUNBAR CREMATORY, COLUMBIA, SC, 29223
FUNERAL HOME: DUNBAR FUNERAL HOME - DEVINE ST.
FUNERAL HOME ADDRESS: 3926 DEVINE ST., COLUMBIA, SC, 29205
FUNERAL DIRECTOR NAME: AMANDA ELIZABETH BRYANT
EMBALMER: N/A
METHOD: CREMATION
LICENSE NUMBER: 3233
LICENSE NUMBER: N/A

MEDICAL INFORMATION

CERTIFIER: MD CONIGLIARO JONES
ADDRESS: 1707 BERNARDIN AVE, SUITE C, COLUMBIA, SC, 29204
CAUSE OF DEATH - PART I:
END STAGE ALZHEIMER'S DISEASE
UNSTEADY GAIT
ADVANCED AGE
LICENSE NUMBER: 22383
MANNER OF DEATH: NATURAL

OTHER SIGNIFICANT CONDITIONS - PART II: N/A

CORONER CONTACTED?: YES
DATE OF INJURY: N/A
LOCATION OF INJURY: N/A
PLACE OF INJURY: N/A
HOW INJURY OCCURRED: N/A
AUTOPSY PERFORMED?: NO
AUTOPSY AVAILABLE?: N/A
TIME OF INJURY: N/A
INJURY AT WORK?: N/A

DATE FILED: MAY 05, 2023

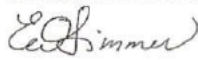
DATE ISSUED: MAY 05, 2023

AMENDMENT HISTORY

N/A

SC11539469

This is a true certification of the facts on file in the Division of Vital Records, SC Department of Health and Environmental Control.


Edward D. Simmer, MD, MPH, DFAPA
Director and State Registrar


Caleb N. Cox
Assistant State Registrar

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Revision Date: 08/09/2022



ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

EXHIBIT-E

(Nancy Elizabeth. Wingo Powers CERTIFICTION)

STATE OF SOUTH CAROLINA
CERTIFICATION OF VITAL RECORD

DEATH CERTIFICATION

139-2023-002064

* NANCY ELIZABETH WINGO POWERS *
AKA: N/A

DECEDENT INFORMATION

DATE OF DEATH: JANUARY 12, 2023
PLACE OF DEATH TYPE: HOSPITAL-INPATIENT
PLACE OF DEATH NAME AND ADDRESS: PRISMA HEALTH RICHLAND HOSPITAL, COLUMBIA, SC, 29203-6897
CITY OF DEATH: COLUMBIA
MARITAL STATUS: MARRIED
SURVIVING SPOUSE: ROBERT EDWARDS POWERS
MOTHER NAME: MARTHA GERTRUDE WAGONER
FATHER NAME: JAMES EDWARD WINGO
RESIDENCE: 150 LAKE ELIZABETH DRIVE, COLUMBIA, RICHLAND COUNTY, SC, 29203-1807
TIME OF DEATH: 1316
SOCIAL SECURITY NUMBER: 414-50-4874
COUNTY OF DEATH: RICHLAND
DATE OF BIRTH: OCTOBER 01, 1935
AGE: 87 YEARS
PLACE OF BIRTH: TENNESSEE
SEX: FEMALE
ARMED FORCES: NO

INFORMANT INFORMATION

NAME: TINA KINSEY
MAILING ADDRESS: 129 WILMONT DRIVE, LEXINGTON, SC, 29072-7118
RELATIONSHIP: NIECE

DISPOSITION/FUNERAL HOME INFORMATION

PLACE: DUNBAR CREMATORY, COLUMBIA, SC, 29223
FUNERAL HOME: DUNBAR FUNERAL HOME - DEVINE ST.
FUNERAL HOME ADDRESS: 3926 DEVINE ST., COLUMBIA, SC, 29205
FUNERAL DIRECTOR NAME: STEWART G DUNBAR
EMBALMER: N/A
METHOD: CREMATION
LICENSE NUMBER: 2057
LICENSE NUMBER: N/A

MEDICAL INFORMATION

CERTIFIER: DO AJEET S ROY
ADDRESS: 14 RICHLAND MEDICAL PARK, COLUMBIA, SC, 29203
CAUSE OF DEATH - PART I:
ACUTE ON CHRONIC RESPIRATORY FAILURE WITH HYPOXEMIA AND HYPERCAPNIA
DIASTOLIC HEART FAILURE WITH ACUTE PULMONARY EDEMA
UNCONTROLLED HYPERTENSION
MANNER OF DEATH: NATURAL
LICENSE NUMBER: 51931

OTHER SIGNIFICANT CONDITIONS - PART II: DIABETES, OBESITY, HYPERTENSION, STAGE 4 CHRONIC KIDNEY DISEASE, CORONARY ARTERY DISEASE, HYPOTHYROIDISM

CORONER CONTACTED?: YES

DATE OF INJURY: N/A

LOCATION OF INJURY: N/A

PLACE OF INJURY: N/A

HOW INJURY OCCURRED: N/A

AUTOPSY PERFORMED?: NO

AUTOPSY AVAILABLE?: N/A

TIME OF INJURY: N/A

INJURY AT WORK?: N/A

DATE FILED: JANUARY 18, 2023

AMENDMENT HISTORY

N/A

DATE ISSUED: JANUARY 19, 2023

SC11021936.

This is a true certification of the facts on file in the Division of Vital Records, SC Department of Health and Environmental Control.

E. D. Simmer
Edward D. Simmer, MD, MPH, DFAPA
Director and State Registrar

C. N. Cox
Caleb N. Cox
Assistant State Registrar

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Revision Date: 08/09/2022



EXHIBIT-F
(PROBATE COURT MEMO TO FILE:)
May 20, 2025

PROBATE COURT MEMO TO FILE

To: FILE

From: Cammie Campbell

Re: Nancy Elizabeth Wingo Powers

Case Number: 2023 ES40 00120

Date: May 20, 2025

I called and confirmed with the Fairfield County Probate Court that the Estate of Robert Edward Powers was opened on June 22, 2023, with case # 2023 ES20 0136.

Jennifer Powers is appointed as Personal Representative.

A Will was presented and admitted, naming Jennifer Powers as sole devisee.

The intestate heirs of the estate are grandchildren, Nancy Martin, Donald Lannan, Jr., Russell Cox, and Elizabeth Ann Melvin.

MemoToFile.dot



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

CATHERINE S. HARRISON
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1800
FAX: (803) 734-1839
www.sccourts.org

February 19, 2026

Jennifer D. Powers
708 Chester St.
Columbia SC 29201

Re: Estate of Robert E. Powers Jr. v. The Hon. Bradley Caulder
Appellate Case No. 2026-000263

Dear Ms. Powers:

The Court has received your amended notices of appeal. If you wish to amend your notices of appeal, you must file a motion pursuant to Rule 240, South Carolina Appellate Court Rules.

Very truly yours,

Jasmine D. Smith, Deputy
CLERK

cc: Gray Thomas Culbreath, Esquire
John Edward Cuttino, Esquire
Matthew A. Abee, Esquire
Connor Taylor Jasso, Esquire
Family Services, Inc.
Caprice Atterbury

Traci Strickland
Leslie P. Taylor
Brian Dumas, Esquire
The Honorable Bradley Caulder

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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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SC Court of Appeals

APPEAL FROM THE CIRCUIT COURT COUNTY OF FAIRFIELD
Court of Common Pleas

Hon, Brian M. Gibbons Magistrate Judge

Circuit Court Appellate Case No. 2025CP2000274

Estate of Robert E. Powers Jr., Jennifer D. Powers, Personal Representative..... Appellant,

v.

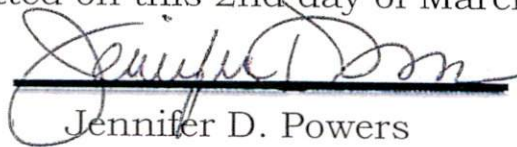
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Submitted: February 6, 2026 Decided: January 30, 2026,

PROOF OF SERVICE

I certify that I have served the APPELLANT MEMORANDA-MEMORANDUM OF APPEAL ORAL ARGUMENT REQUESTED, on Brian Dumas, Attorney LLC 718 Clemson Road Columbia, SC 29229 by depositing a copy of it in the United States Mail, postage prepaid, on March 2nd, 2026, address Brian Dumas, Attorney LLC 718 Clemson Road Columbia, SC 29229 by delivering a copy of it to his, at his 718 Clemson Road Columbia, SC 29229

•Respectfully submitted on this 2nd day of March 2026



Jennifer D. Powers
708 Chester Street
Columbia, South Carolina 29201
(803)381-1031
Jdpowers1031@yahoo.com
Appellent Pro Se litigants

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THE STATE OF SOUTH CAROLINA
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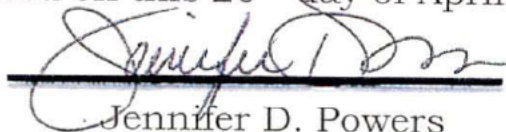
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Submitted: February 6, 2026 Decided: January 30, 2026,

PROOF OF SERVICE

I certify that I have served APPELLANT MEMORANDA-MEMORANDUM OF APPEAL ORAL ARGUMENT REQUESTED, on Mr. Brandon Keith Poston, Attorney LLC 1835 Assembly Street Suite 953 Columbia, SC 29201 by depositing a copy of it in the United States Mail, postage prepaid, on Wednesday, April 20th, 2026, address Brandon Keith Poston, Attorney LLC 1835 Assembly Street Suite 953 Columbia, SC 29201 by delivering a copy of it to his, at his 1835 Assembly Street Suite 953 Columbia, SC 29201

•Respectfully submitted on this 20th day of April 26



Jennifer D. Powers
708 Chester Street
Columbia, South Carolina 29201
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Appellent Pro Se litigants

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

SC Court of Appeals

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Hon, Brian M. Gibbons Magistrate Judge

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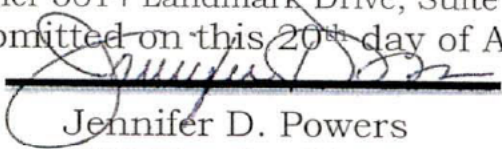
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Submitted: February 6, 2026 Decided: January 30, 2026,

PROOF OF SERVICE

I certify that I have served the APPELLANT MEMORANDA-MEMORANDUM OF APPEAL ORAL ARGUMENT REQUESTED, on Law Office of Barbara E. Brunson 3614 Landmark Drive, Suite B Columbia, SC 29204 by Depositing a copy of it in the United States Mail, postage prepaid, on April 20th, 2026, Law Office of Barbara E. Brunson 3614 Landmark Drive, Suite B Columbia, SC 29204 by delivering a copy of it to her, at her 3614 Landmark Drive, Suite B Columbia, SC 29204

•Respectfully submitted on this 20th day of April 26



Jennifer D. Powers
708 Chester Street
Columbia, South Carolina 29201
(803)381-1031
Jdpowers1031@yahoo.com
Appellent Pro Se litigants

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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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SC Court of Appeals

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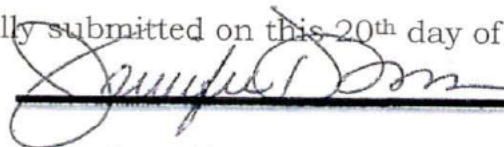
The Hon. Bradley Caulder as an individual, Law Office of Barbara E. Brunson, as guardian ad litem for Robert Edward Powers, Jr., Barbara Brunson, individual, Family Services, Inc., d/b/a Origin SC, as Conservator for Robert E. Powers, Jr., Caprice Atterbury, as an individual, Traci Strickland, as an individual, Leslie P. Taylor, as Guardian for Robert E. Powers, Jr., Leslie P. Taylor, individual, Attorney Brian Dumas, individual, and Attorney Brandon Keith Poston, individual..... Respondents.

Submitted: February 6, 2026 Decided: January 30, 2026,

PROOF OF SERVICE

I certify that I have served the APPELLANT MEMORANDA-MEMORANDUM OF APPEAL ORAL ARGUMENT REQUESTED, on Family Services, Inc. DBA Origin SC ATTN: Mrs. Caprice Atterbury, CEO ATTN: Ms. Tracy Strickland, Director 8084 Rivers Ave. Suite 100 N. Charleston, SC 29410 USA, by depositing a copy of it in the United States Mail, postage prepaid, on March 27th, 2026, address Family Services, Inc. by personally delivering a copy of it to her, at her 8084 Rivers Ave. Suite 100 N. Charleston, SC 29410 USA

•Respectfully submitted on this 20th day of March 2026



Jennifer D. Powers
708 Chester Street
Columbia, South Carolina 29201
(803)381-1031
Jdpowers1031@yahoo.com
Appellent Pro Se litigants

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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE CIRCUIT COURT COUNTY OF FAIRFIELD
Court of Common Pleas
Hon, Brian M. Gibbons Magistrate Judge

Circuit Court Appellate Case No. 2025CP2000274

Estate of Robert E. Powers Jr., Jennifer D. Powers, Personal Representative..... Appellant,

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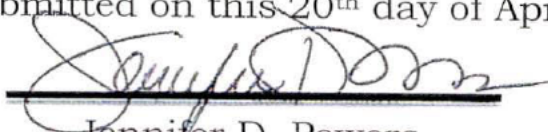
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Submitted: February 6, 2026 Decided: January 30, 2026,

PROOF OF SERVICE

I certify that I have served the APPELLANT MEMORANDA-MEMORANDUM OF APPEAL ORAL ARGUMENT REQUESTED, on The Hon. Bradley Caulder Probate Court Judge, Fairfield County.260 Bratton St Winnsboro, SC 29180 by depositing a copy of it in the United States Mail, postage prepaid, on April 20th, 2026, address Hon. Bradley Caulder Probate Court Judge, Fairfield County.260 Bratton St Winnsboro, SC 29180 by personally delivering a copy of it to his, at his 260 Bratton St Winnsboro, SC 29180

•Respectfully submitted on this 20th day of April 26



Jennifer D. Powers
708 Chester Street
Columbia, South Carolina 29201
(803)381-1031
Jdpowers1031@yahoo.com
Appellent Pro Se litigants

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THE STATE OF SOUTH CAROLINA SC Court of Appeals
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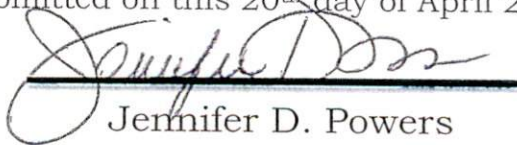
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Submitted: February 6, 2026 Decided: January 30, 2026,

PROOF OF SERVICE

I certify that I have served the APPELLANT MEMORANDA-MEMORANDUM OF APPEAL ORAL ARGUMENT REQUESTED, on Leslie P. Taylor 831 Williams Circle West Columbia, South Carolina 29172 by depositing a copy of it in the United States Mail, postage prepaid, on April 20th, 2026, address Leslie P. Taylor 831 Williams Circle West Columbia, South Carolina 29172 by delivering a copy of it to her, at her 831 Williams Circle West Columbia, South Carolina 29172

•Respectfully submitted on this 20th day of April 26



Jennifer D. Powers
708 Chester Street
Columbia, South Carolina 29201
(803)381-1031
Jdpowers1031@yahoo.com
Appellant Pro Se litigants

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SC Court of Appeals

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THE STATE OF SOUTH CAROLINA
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APPEAL FROM THE CIRCUIT COURT COUNTY OF FAIRFIELD
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Hon, Brian M. Gibbons Magistrate Judge

Circuit Court Appellate Case No. 2025CP2000274

Estate of Robert E. Powers Jr., Jennifer D. Powers, Personal Representative..... Appellant,

v.

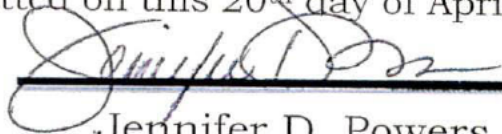
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Submitted: February 6, 2026 Decided: January 30, 2026,

PROOF OF SERVICE

I certify that I have served the APPELLANT MEMORANDA-MEMORANDUM OF APPEAL ORAL ARGUMENT REQUESTED, on Leslie P. Taylor 831 Williams Circle West Columbia, South Carolina 29172 by depositing a copy of it in the United States Mail, postage prepaid, on April 20th, 2026, address Leslie P. Taylor 831 Williams Circle West Columbia, South Carolina 29172 by delivering a copy of it to her, at her 831 Williams Circle West Columbia, South Carolina 29172

•Respectfully submitted on this 20th day of April 2026



Jennifer D. Powers
708 Chester Street
Columbia, South Carolina 29201
(803)381-1031

Jdpowers1031@yahoo.com

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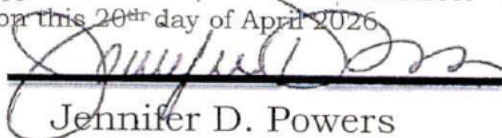
v.

The Hon. Bradley Caulder as an individual, Law Office of Barbara E. Brunson, as guardian ad litem for Robert Edward Powers, Jr., Barbara Brunson, individual, Family Services, Inc., d/b/a Origin SC, as Conservator for Robert E. Powers, Jr., Caprice Atterbury, as an individual, Traci Strickland, as an individual, Leslie P. Taylor, as Guardian for Robert E. Powers, Jr., Leslie P. Taylor, individual, Attorney Brian Dumas, individual, and Attorney Brandon Keith Poston, individual.....Respondents.

Submitted: February 6, 2026 Decided: January 30, 2026,

PROOF OF SERVICE

I certify that I have served the APPELLANT MEMORANDA-MEMORANDUM OF APPEAL ORAL ARGUMENT REQUESTED, on GALLIVAN WHITE & BOYD P.A. John E. Cuttino (SC Bar 1519). 1201 Main Street – Suite 1200 Columbia, SC 29201 by depositing a copy of it in the United States Mail, postage prepaid, on April 20th 2026, address GALLIVAN WHITE & BOYD P.A. John E. Cuttino (SC Bar 1519). 1201 Main Street – Suite 1200 Columbia, SC 29201 by personally delivering a copy of it to their, at 1201 Main Street – Suite 1200 Columbia, SC 29201
•Respectfully submitted on this 20th day of April 2026



Jennifer D. Powers
708 Chester Street
Columbia, South Carolina 29201
(803)381-1031
Jdpowers1031@yahoo.com
Appellent Pro Se litigants

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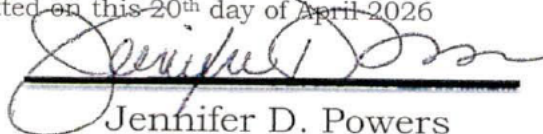
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Submitted: February 6, 2026 Decided: January 30, 2026,

PROOF OF SERVICE

I certify that I have served the APPELLANT MEMORANDA-MEMORANDUM OF APPEAL ORAL ARGUMENT REQUESTED Mullins Riley & Scarborough 1320 Main Street 17th Floor Columbia, SC 29201. Mr. Matthew A. Abee (SC Bar 101100). Mr. Connor Taylor Jasso (SC Bar 105190). 1320 Main Street 17th Floor Columbia, SC 29201. by depositing a copy of it in the United States Mail, postage prepaid, on April 20th, 2026, address Nelson Mullins Riley & Scarborough 1320 Main Street 17th Floor Columbia, SC 29201. Mr. Matthew A. Abee (SC Bar 101100). Mr. Connor Taylor Jasso (SC Bar 105190). by personally delivering a copy of it to their, at 1320 Main Street - 17th Floor Columbia, SC 29201

•Respectfully submitted on this 20th day of April 2026



Jennifer D. Powers
708 Chester Street
Columbia, South Carolina 29201
(803)381-1031
Jdpowers1031@yahoo.com
Appellent Pro Se litigants

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SC Court of Appeals

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Representative..... Appellant,

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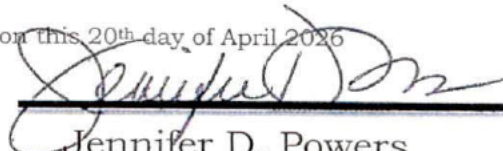
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Submitted: February 6, 2026 Decided: January 30, 2026,

PROOF OF SERVICE

I certify that I have served the APPELLANT MEMORANDA-MEMORANDUM OF APPEAL ORAL ARGUMENT REQUESTED, on JENNY ABBOTT KITCHINGS CLERK, CATHERINE S. HARRISON CHIEF DEPUTY CLERK, JASMINE D. SMITH, DEPUTY CLERK OF COURT, South Carolina Office of Court Administration 1220 Senate Street, Suite 200 Columbia, SC 29201, by depositing a copy of it in the United States Mail, postage prepaid, on April 20th, 2026, address JENNY ABBOTT KITCHINGS CLERK, CATHERINE S. HARRISON CHIEF DEPUTY CLERK, South Carolina Office of Court Administration 1220 Senate Street, Suite 200 Columbia, SC 29201. by personally delivering a copy of it to their, at 1320 1220 Senate Street, Suite 200 Columbia, SC 29201

•Respectfully submitted on this 20th day of April 2026



Jennifer D. Powers
708 Chester Street
Columbia, South Carolina 29201
(803)381-1031
Jdpowers1031@yahoo.com
Appellent Pro Se litigants

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