

In The South Carolina court of appeals

Case number #2025-001820

Appellant Miranda Mitchum

630 Levee Drive Moncks Corner SC 29461

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Apr 24 2026

SC Court of Appeals

Respondents

David Hayes

Brooks Hayes

Attorney for respondents

John West

207 Carolina Ave.

Moncks Corner SC

29461

Motion to remand and dismiss, a void judgement due to lack of subject matter jurisdiction pursuant to 60 (b)4)

To the honorable court of appeals

Comes now appellant Miranda Mitchum moves this court to vacate the lower court judgement pursuant to rules of civil procedures 60 (b)4 for lack of subject matter jurisdiction

This appeal arises from summary judgment entered in a subject matter entered in a contract with vin number WHC10015GA-AB in exhibit Q

The actual vin number is WHC010015GA-AB attached in exhibit T

The contract and judgment are based on a phantom subject rendering the judgement void pursuant to rules and procedures 60(b)4

Laws and arguments

A judgement is void if the court lacks subject matter. A court can not entered a judgment against property that is not properly before the court.

Because the action was against the wrong property the court lacked subject matter to enter a judgement

Appellant Miranda Mitchum moves this court to remand the case back to lower court to dismiss .

I declare under penalty of perjury the foregoing is true and correct .

Miranda Mitchum
Miranda Mitchum
630 Levee Drive
Moncks Corner, SC
29461

Exhibit Q

Exhibit T

STATE OF SOUTH CAROLINA
CERTIFICATE OF TITLE
OF A VEHICLE

VEHICLE ID NUMBER
WHC010015GA-AB

YEAR MAKE
1999 CLAY

MODEL
PHEONI

NEW/USED
USED

BODY STYLE DATE
MBH 4/5/2021

ODOMETER WEIGHT
0 0

TITLE NUMBER
[REDACTED]

VEHICLE BRAND(S)
EXEMPT

FULL NAME OF OWNER(S)
HAYES, DAVID WADE
160 WILLOW CREEK LN
MONCK'S CORNER, SC 29461-3204

CUSTOMER NUMBER: 23704806



THE SOUTH CAROLINA DEPARTMENT OF MOTOR VEHICLES HEREBY CERTIFIES THAT THE PERSON HEREIN IS REGISTERED BY THIS DEPARTMENT AS THE LAWFUL OWNER OF THE VEHICLE DESCRIBED SUBJECT TO THE LIENS, IF ANY, HEREIN SET FORTH.

KEVIN A. SHWEDO
EXECUTIVE DIRECTOR

HENRY MCMASTER
GOVERNOR

KEEP IN A SAFE PLACE ANY ALTERATION OR ERASURE VOIDS THIS TITLE

40457977

ELECTRONICALLY FILED - 2025 Sep 08 11:03 AM
FILEY - COMMON PLEAS - CASE#2024CP0803108

7 / 15

Exhibit Q

STATE OF SOUTH CAROLINA)
)
COUNTY OF BERKELEY)

INSTALLMENT CONTRACT OF SALE

THIS AGREEMENT made and entered this 13 day of December, 2022, by **DAVID HAYES and BROOKS A. HAYES** hereinafter collectively referred to as "Seller" and **MIRANDA MITCHUM**, hereinafter referred to as "Buyer".

1. SALE. The Seller agrees to sell and convey and the Buyer agrees to purchase on the terms and conditions set forth in this Contract the following described property, to-wit:

Property Address: **Leasehold interest in 630 Levee Drive, Moncks Corner, SC 29461 and 1999 Clayton Phoenix mobile home, VIN:WHC10015GA-AB.**

2. PURCHASE PRICE. The total purchase price for the property is **SIXTY-TWO THOUSAND NINE HUNDRED NINETY FOUR AND 77/100 (\$62,994.77) DOLLARS**, payable as follows:

a) Buyer to commence payments directly to Seller in the amount of **EIGHT HUNDRED TWENTY-SEVEN and 39/100 (\$827.39) DOLLARS**, this being the principal and interest amount. The interest to be calculated at the rate of **12.0%** per annum. The Buyer's first payment in the amount of \$827.39 will be due **January 1, 2023**, and on or before the 1st of every month thereafter for a period of One Hundred Forty-Four (144) months.

b) It is understood between the parties that installment payments are due on the 1st day of the month, and any payment that is not received by the Seller on or before the 15th of each month shall be charged an additional \$60.00 late fee.

3. NO FUTURE ENCUMBRANCES BY SELLER AND BY BUYER. Seller hereby warrants that he owns the property in fee simple and can give good and marketable title. Seller further agrees that she shall not in any manner further encumber the property without prior written consent of the Buyer. The Buyer agrees that she shall not encumber the property in any

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Certificate of service

I hereby certify that on April 24 2026 I served a true copy of motion to remand and dismiss to John West 207 Carolina ave moncks corner sc 29461 I declare under penalty of perjury the foregoing is true and correct

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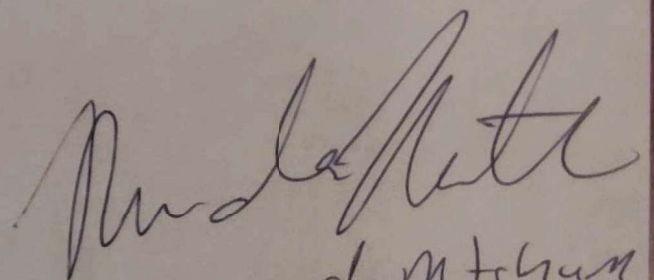
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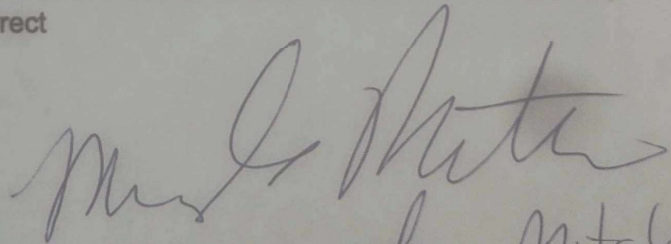
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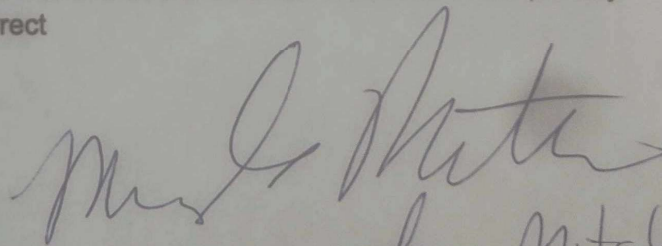
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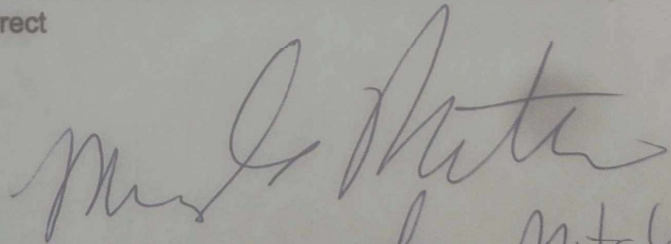
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