

04/14/2026

The SC Court of Appeals

CASE No. 2021cp1004058

Before Judge Thomas Rode Oct. 8, 2025

After months awaiting Judge Thomas Rode's Order judgment and questions as to the abnormal delay, Plaintiff, Carolyn Tolbert Smith received the judge's Order judgment Dec. 15, 2025.

RECEIVED

APR 20 2026

SC Court of Appeals

Carolyn T. Smith

338 Fifth Ave. 2nd 1st St.

Mt. Pleasant, SC 29464

1-843-216-6960

Pro Se

An unmarked copy of Judge Rode's Order judgment is attached

Court Reporter:

E-Filing Note: The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRPC.

This matter came before the Court on October 8, 2025, on various motions of pro se Defendant Ms. Carolyn Tolbert Smith, including motions styled Motion for Conspiracy, and Motion for Trial on Retrieving Property. The remaining parties were represented by counsel.

By way of background, this case was before the Court in July on Plaintiff's Motion to Determine Heirs Property and Appoint an Appraiser. Prior to, and subsequent to that hearing Defendant has filed numerous documents and materials. One such filing was made on March 28, 2025, and styled as a Motion to Dismiss, which was heard by the Court in July at the same time as the hearing on Plaintiff's Motion to Determine Heirs Property and Appoint an Appraiser. On August 18, 2025, this Court entered an interim order granting plaintiff's motion, and on September 9, 2025, this Court entered a final written order granting Plaintiff's Motion to Determine Heirs Property and Appoint an Appraiser. Although the granting of this Order implicitly denied Defendant's Motion to Dismiss, the Order did not explicitly deny Defendant's Motion to Dismiss. Therefore, the Court enters this Order to clarify and confirm its ruling on that motion and to address the additional matters that were before the Court on October 8, 2025.

During the hearing on October 8, 2025, the Court heard from Defendant on all outstanding issues, objections, and forms of relief she was seeking including allowing her to be reheard on Motion to Dismiss, as well as her Motion for Conspiracy, and Motion to for Trial. Upon the arguments of the parties, and specifically upon consideration of the prior Order of the Master in Equity granting summary judgment on Defendant's claims/counterclaims, the Court herein clarifies, finds and rules as follows: Defendant's Motion to Dismiss is DENIED; Defendant's Motion for Conspiracy is DENIED; and Defendant's Motion for Trial is DENIED.

RECEIVED
APR 20 2026
SC Court of Appeals

RECEIVED
APR 20 2026
SC Court of Appeals



Charleston Common Pleas

Case Caption: Keith L Tolbert VS Carolyn Tolbert Smith , defendant, et al
Case Number: 2021CP1004058
Type: Order/Electronic Form 4

So Ordered

s/ T.J. Rode (#2792)

Electronically signed on 2025-10-08 13:21:46 page 3 of 3

ELECTRONICALLY FILED - 2025 Oct 08 1:28 PM - CHARLESTON - COMMON PLEAS - CASE#2021CP1004058

CERTIFIED MAIL

The Corporal W. Leroy Smith
Carolyn Tolbert Smith
338 Fifth Ave + 016th St
Mts Pleasant, Sc. 29464



CHARLESTON SC 294
17 APR 2026 AM 8 L
9589 0710 5270 3106 8979 15

The SC Court of Appeals
1220 Senate Street
Columbia SC 29201

RECEIVED

APR 20 2026

SC Court of Appeals

U.S. POSTAGE PAID
FCM LETTER
MOUNT PLEASANT
SC 29464
APR 16, 2026

\$6.08

S2322S500715-49



29201

29201-378999



Retail



RDC 99