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SC Court of Appeals

August 7th, 2026

The South Carolina Court Of Appeals
1220 Senate Street
Columbia, SC 29201

Ref: Perez v Edgefield Community Healthcare, LLC
Case Number 2026-001556
Letter of Deficiency dated August 7th, 2026

Dear Clerk of Court:

1- The referenced Deficiency Letter states that Ms. Perez' Motion to Proceed in forma pauperis was denied , and that her cause of action, including her Motion for Injunctive relief, are subject to sua sponte dismissal. Ms. Perez , adamantly , but respectfully objects:

2- There were no findings that Ms Perez' allegation of poverty were untrue;

3- Rule 3(b)(1) SCRCP states that : " **A presumption that the plaintiff is unable to pay the fee required to file the action shall be created if the plaintiff's net household income is less than or equal to the Poverty Guidelines** established and revised annually by the United States Department of Health and Human Services and published in the Federal Register.

4- Furthermore, there were no court findings that Ms. Perez' cause of actions – including her Motion Seeking injunctive relief – are frivolous or do not involve fundamental Constitutional rights[1]

5- Furthermore , there were no findings of fact or conclusions of law stating that Ms Perez can't prove no set of facts entitling her to relief[2].

WHEREFORE Ms Perez respectfully submits that the August 7th , 2026 Deficiency Letter is wholly without a factual or legal foundation.

Respectfully Submitted ,

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Jose A Perez
307 Lakeside Drive
North Augusta, SC 29841
917-817-6104
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[1] Harrison v Harrison, 646 SE 2d 180 , 373 SC 524 (SC COA-2007)
[2] Skydive Myrtle Beach Inc. v. Horry County, 826 SE 2nd 585 , 426 SC 175 (2019) citing *Spence v. Spence* , 368 S.C. 106 117-127 , 628 S.E.2d 869 (2006).

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THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM AIKEN COUNTY
Court of Common Pleas
Courtney Clyburn Pope, Circuit Court Judge

Appellate Case No.2026-001556

Elvira Perez

Appellant

Vs.

Edgefield Community

Healthcare, LLC

Appellee

CERTIFICATE OF SERVICE

It is hereby certified that a copy of the Objection to the Letter of Deficiency dated August 7th, 2026 was served by emailing a copy thereof to

Jerome B Crites
Burr and Foreman
850 Morrison Drive, Suite 300
Charleston, SC 29403
bcrites@burr.com

Respectfully Submitted ,

_____

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