

THE STATE OF SOUTH CAROLINA
In The Supreme Court

RECEIVED

Oct 26 2026

SC Court of Appeals

PETITION FOR A WRIT OF CERTIORARI

Appellate Case No. 2026-002313

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Hon. B. Alex Hyman, Circuit Court Judge

Appeals Court Case No. 2026-001189
Lower Court Case No. 2023-CP-2601482

Brad Tidik,.....Petitioner

v.

Karen Tidik Sorensen and Jane Doe 1,.....Respondents

QUESTIONS PRESENTED

1. Did the Court of Appeals commit error by denying Petitioner to proceed *In Forma Pauperis* for his Appeal under S.C. Code Ann. § 14-3-330?
2. Did the Court of Appeals commit error in its Order by failing to cite or acknowledge Petitioner's claim under S.C. Code Ann. § 14-3-330?
3. Is the Clerk of the Court of Appeals acting outside of their authority by making judicial determinations of facts and law in Petitioner's Notice of Appeal?
4. Does Petitioner have Probable Cause to investigate a claim of judicial/extrajudicial bias of the South Carolina courts in that they are acting to deny Petitioner Due Process and to exhaust his state remedies?

STATEMENT OF THE CASE

1. Petitioner filed a Notice of Appeal as *In Forma Pauperis* with the Court of Appeals and this was Denied per a claim that Petitioner did not provide a Statute for appeal. **Exhibit A**

2. Petitioner filed a Motion for Rehearing with the Statute for Right to Appeal provided to the Court of Appeals. **Exhibit B**

3. The Clerk of the Court of Appeals refused to file Petitioner's Motion for Rehearing as the Clerk made judgment of law that the Court of Appeals judges would not grant Rehearing on Petitioner's claims under law. **Exhibit C**

4. Petitioner noticed the COA clerk that making judicial determinations *in stead* of the judges of the COA was not within the statutory duties of the Clerk. **Exhibit D**

5. The Clerk then Dismissed the *In Forma Pauperis* Appeal. **Exhibit E**

6. Petitioner then filed a Motion for Reinstatement of Appeal. **Exhibit F**

7. Without reinstating Petitioner's appeal the Court of Appeals incredibly issued an order on Petitioner's Motion for Rehearing on the dismissed appeal. **Exhibit G**

8. Trial court Order dismissing parties and modifying Petitioner's Complaint. **Exhibit H**

9. Petitioner now files to this Honorable Supreme Court.

ARGUMENT

1. Did the Court of Appeals commit error by denying Petitioner to proceed *In Forma Pauperis* for his Appeal under S.C. Code Ann. § 14-3-330 ?

Appellant filed for appeal *In Forma Pauperis* and then received the 7/13/26 Order from the COA judge Denying *In Forma Pauperis* exclusively because Appellant did not specify the Statute for his appeal by right. *Ex Parte Martin* S.C. 533 S.E.2d 134 (1995). **Exhibit A**

Petitioner then provided the statute for as relating to the striking of his complaint in that the statue that states an appeal is by right when in relation to Petitioners Complaint a judge "...strikes out..any part thereof.." being: S.C. Code Ann. § 14-3-330(2)(c). **Exhibit B, Exhibit F**

As Petitioner presented the statutory requirement for his Notice of Appeal the COA must allow the appeal as it meets the standard for *In Forma Pauperis* ad defined by *Ex Parte Martin* S.C. 533 S.E.2d 134 (1995), S.C. Code Ann. § 14-3-330

2. Did the Court of Appeals commit error in its Order by failing to cite or acknowledge Petitioners claim under S.C. Code Ann. § 14-3-330?

Petitioner made a concise legal argument that the COA omitted error as the statue that states an appeal is by right when in relation to Petitioners Complaint a judge "...strikes out..any part thereof.." S.C. Code Ann. § 14-3-330(2)(c). **Exhibit B, Exhibit F**

The failure of the Order to provide any mention of Petitioners concise legal argument means that the COA failed to recognize the argument, or that they chose to ignore it in a manner that provides no direction to Petitioner other that the order is in error by neglect and must be reversed. 60(b)(1) SCRPC. **Exhibit A, Exhibit G**

As Petitioner has met the standards for appeal this matter must be reversed with Petitioner proceeding *In Forma Pauperis* on appeal.

3. Is the Clerk of the Court of Appeals acting outside of their authority by making judicial determinations of facts and law in Petitioners Notice of Appeal?

On 7/21/26 Petitioner received a letter from the COA where the Clerk acted to stand *in stead* of the judges of the COA and Refused to file Petitioner Motion for Rehearing. the Clerk claimed NOT filing the Rehearing would not "...dismiss..." the Appeal. The action of the Clerk in in violation of the clerks duties that are only to dismiss "Whenever it appears that an appellant or a petitioner has failed to comply with the requirements of these Rules." and not to substitute judicial judgment on the argument of law. Rule 260(a) SCACR. **Exhibit C**

Appellant replied his 7/22/26 letter that the actions of the Clerk blocking a determination by the COA judges as shown Motion for Rehearing on *In Forma Pauperis* would unequivocally be the sole cause of dismissal for his Appeal. **Exhibit D**

The COA Clerk, and no judicial order, dismissed the Appeal even though the Clerk earlier wrote that refusing to file the Motion for Rehearing for the *In Forma Pauperis* Petitioner would not dismiss the appeal. **Exhibit E**

Petitioner requests that this court issue a caution of otherwise notice by an Order for Petitioner that the substitution for judicial discretion can not be done. This is specialty important as this is not an isolated incident as other Petitions are to follow.

4. Does Petitioner have Probable Cause to investigate a claim judicial/extrajudicial bias of South Carolina courts in that they are acting deny Petitioner Due Process and to exhaust his state remedies?

Purpose

The purpose of this question it to provide background of the underlying case to indicate that the lower court violations must be taken seriously and in a manner to halt misconduct of the lower courts, while also acting as exhaustion of Petitioner State remedies.

Court of Appeals

The "disappearance" of both the Clerks Dismissal order and Petitioners Motion for Reinstatement of Appeal is disturbing, and it is ever more disturbing as the Rehearing Order suddenly "appearing" and dated after the COA had dismissed the Appeal.

A viable conjecture is that the COA is acting to cover the misconduct of the trial court Chief judge and including the COA judge has knowledge of the parties as explained below.

Trial Court

There are viable claims, not yet before this court, that the Chief judge has personal, political, financial obligations, and liabilities, both singularly and/or in combination, with Defendant Sorensen, the Sorensen family, knowledge of the identity of Jane Doe 1, attorney McClutchen, and is acting with misconduct to make Petitioners case unviable as to discovery of facts and application of law to these facts.

The disabled Petitioner is denied due process and access the court, even through while the commonly used ADA/RCT is available, and all Petitioner matters are Dismissed, while Defendant matters granted that state nothing of law or fact as shown by the attached trial court order and must be appealed by Petitioner. This order is only included for history of the case.

CONCLUSION

Petitioner has shown that the Court of Appeals under law must grant his proceeding *In Forma Pauperis* and this must be remanded with such order from this Honorable court.

Respectfully Submitted

/s/ Brad Tidik
Brad Tidik, Petitioner
420 Eureka Rd.
#352
Wyandotte, MI, 48192
(734) 552-1452
Deer1888@yahoo.com

October, 26, 2026

THE STATE OF SOUTH CAROLINA
In The Supreme Court

Appellate Case No. 2026-001189
Lower Court Case No.: 2023-CP-2601482

RECEIVED
Oct 26 2026
SC Court of Appeals

Brad Tidik,.....Petitioner

v.

Karen Tidik Sorensen and Jane Doe 1,.....Respondents

CERTIFICATE OF SERVICE

I Brad Tidik do hereby certify that I served upon Luther O. McCutchen III, Attorney for Defendants on ___10/26/26___:

PETITION FOR A WRIT OF CERTIORARI

by sending such documents electronically to:

ctappfilings@sccourts.org, South Carolina Court of Appeals, P.O Box11629 Columbia SC 29211
supctfilings@sccourts.org, South Carolina Supreme Court, P.O.Box11330 Columbia, SC 29211

by sending such documents by mail, with sufficient postage provided to:

Luther McCutchen, 4610 Oleander Drive, Ste. 203 Myrtle Beach, SC 29577 (843) 449-3411

The undersigned states under the penalties of perjury that the foregoing is true to the best of my knowledge, information, and belief.

/s/ Brad Tidik
Brad Tidik

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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Supreme Court

Appellate Case No. 2026-001189
Lower Court Case No.: 2023-CP-2601482

Brad Tidik,.....Petitioner

v.

Karen Tidik Sorensen and Jane Doe 1,.....Respondents

APPENDIX

The South Carolina Court of Appeals

The Hebert Daniel Tidik Revocable Living Trust and
Brad Tidik, Plaintiffs,

v.

Carol Tidik, Karen Tidik Sorensen, and Jane Doe 1,
Defendants,

of which Brad Tidik is the Appellant,

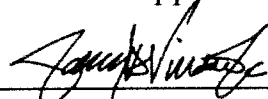
and

Karen Tidik Sorensen is the Respondent.

Appellate Case No. 2026-001555

ORDER

Appellant filed a motion to proceed *in forma pauperis*. No return was filed. The right to proceed *in forma pauperis* must rest upon a statute or a fundamental constitutional right. *Ex parte Martin*, 321 S.C. 533, 471 S.E.2d 134 (1995). Appellant has the burden of showing he is entitled to this relief, but he has not done so. Accordingly, after careful consideration, Appellant's motion is denied. The filing fee must be paid within fifteen (15) days of the date of this order. Failure to provide the filing fee will result in dismissal of the appeal.


_____. J.
FOR THE COURT

Columbia, South Carolina

cc:

Brad Tidik

Luther O. McCutchen, III, Esquire

FILED
Aug 19 2026

The South Carolina Court of Appeals

Carol Tidik Will and Trust and Brad Tidik, Plaintiffs

v.

Karen Tidik Sorensen and Jane Doe 1, Respondents

of whom Brad Tidik is the Appellant.

Appellate Case No. 2026-001189

MOTION AND BRIEF FOR REHEARING OF 7/13/26 ORDER

NOW COMES, Appellant Brad Tidik and says unto this Honorable court as follows:

1. The court has denied Appellant his Motion to Proceed In Forma Pauperis by stating in its 7/13/26 that appellant must state a "...statute..." for his In Forma Pauperis to be granted.
2. Appellants states the statute for his immediate appeal as relating to the striking of his complaint is S.C. Code Ann. § 14-3-330(2)(c), "strikes out..any part thereof.."

REQUEST FOR RELIEF

Wherefore, Appellant has provided a statute as required by the court and as such In Forma Pauperis must be granted.

/s/Brad Tidik
Brad Tidik, Appellant



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) 734-1890
FAX: (803) 734-1839
www.sccourts.org

July 21, 2026

Brad Tidik
420 Eureka Road #352
Wyandotte MI 48192

Re: Brad Tidik v. Karen Sorenson
Appellate Case No. 2026-001189

Dear Mr. Tidik:

The Court received your motion and brief for rehearing of the July 13, 2026 order. Pursuant to Rule 221(c), SCACR, this Court will not entertain petitions for rehearing on a motion unless the action of the Court on the motion has the effect of dismissing or finally deciding an appeal. Therefore, no further action will be taken on your filing.

Very truly yours,

Jasmine D. Smith, Deputy
CLERK

cc: Luther O. McCutchen, III, Esquire

Brad Tidik
420 Eureka Rd. #352
Wyandotte, MI 48192

7/22/26

South Carolina Court of Appeals
J. D. Smith,
Deputy Clerk

Re: Brad Tidik v. Karen Sorensen
Appellate Case No 2026-001189

Hi,

I received your 7/21/26 letter refusing to allow my Motion and Brief for Rehearing of the 7/13/26 order denying In Forma Pauperis and it is in error as to rule and law being:

1. The 7/13/26 order required me to provide the statutory basis for my Appeal by Right.
2. I filed my Motion and Brief for Rehearing that supplies the statutory basis for my Appeal by Right.
3. My sworn In Forma Pauperis affidavit filed with the Clerk of this court is evidence that denial of In Forma Pauperis does so end this appeal, and the refusal of the Clerk to allow the filing of the Motion and Brief for Rehearing for presentation of the statutory basis for my Appeal by Right to the judge does guarantee the dismissal of the appeal in violation of SCACR Rule 221(c)
4. If the error of the Clerk of this court is not corrected in filing the Motion and Brief for Rehearing then this will force additional motions to be placed before the court to correct this issue.

Please insure that my Motion and Brief for Rehearing are promptly filed with the court.

/s/ Brad Tidik
Brad Tidik

7/22/26

email, USPS

The South Carolina Court of Appeals

Carol Tidik Will and Trust and Brad Tidik, Plaintiffs,

v.

Karen Tidik Sorenson and Jane Doe 1, Respondents,

of whom Brad Tidik is the Appellant.

Appellate Case No. 2026-001189

The Honorable B. Alex Hyman
Horry County
Trial Court Case No. 2024CP2601482

ORDER

Appellant has failed to pay the notice of appeal filing fee as required by Rule 203 of the South Carolina Appellate Court Rules, and this Court's order dated July 13, 2026. Accordingly, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

FOR THE COURT
BY Catherine J. Ammin, deputy
CLERK

Columbia, South Carolina

FILED
Aug 03 2026

cc:
Brad Tidik
Luther O. McCutchen, III, Esquire

The South Carolina Court of Appeals

Carol Tidik Will and Trust and Brad Tidik, Plaintiffs

v.

Karen Tidik Sorensen and Jane Doe 1, Respondents

of whom Brad Tidik is the Appellant.

Appellate Case No. 2026-001189

MOTION AND BRIEF FOR REINSTATEMENT OF APPEAL

NOW COMES, Appellant Brad Tidik and says unto this Honorable court as follows:

1. The Clerk of this court has has issued the Appellant the 8/3/26 Order dismissing his appeal and Appellant files for Reinstatement under Rule 260 SCACR.

2. Appellant filed for appeal *In Forma Pauperis* and then received the 7/13/26 Order from the COA judge Denying his motion, exclusively and only because Appellant did not specify the Statute for his appeal by right, and with the court noting Appellants the right to appeal *In Forma Pauperis* with citation of Ex Parte Martin S.C. 533 S.E.2d 134 (1995). **Exhibit A**

3. As the only thing missing was the common citation of the statute for appeal of the trial court Dismissal of Parties and/or Modification of his complaint and Appellant filed for COA Rehearing and cited S.C. Code Ann. § 14-3-330. **Exhibit B**

4. On 7/21/26 Appellant, stunningly, received a letter from the COA Clerk where the clerk acted to stand *in stead* of the judges of the COA by stating the Rehearing would be blocked from a judicial determination of the court. The Clerk claimed NOT filing the Rehearing would not "...dismiss..." the Appeal - in violation of the clerk duties that are only to dismiss "Whenever it appears that an appellant or a petitioner has failed to comply with the requirements of these Rules." and not to substitute judicial judgment on the content. Rule 260(a) SCACR. **Exhibit C**

5. Appellant replied to the Clerk in his 7/22/26 letter that the actions of the Clerk of this court blocking a determination of the COA judges on Appellant Motion for Rehearing would unequivocally be the sole cause of dismissal for his Appeal. **Exhibit D**

6. On 8/3/26 the Clerk of this court, and no judicial order, dismissed the Appeal. **Exhibit E**

7. Appellant right to appeal with the constitutional and statutory provisions to do so are stated herein are fundamental in that no clerk can violate rules, procedure, and judicial integrity that the appeal must be Reinstated. Ex Parte Martin S.C. 533 S.E.2d 134 (1995), S.C. Code Ann. § 14-3-330, Rule 260(a) SCACR.

REQUEST FOR RELIEF

Wherefore, Appellant requests that this appeal is reinstated.

/s/Brad Tidik
Brad Tidik, Appellant

The South Carolina Court of Appeals

Carol Tidik Will and Trust and Brad Tidik, Plaintiffs,

v.

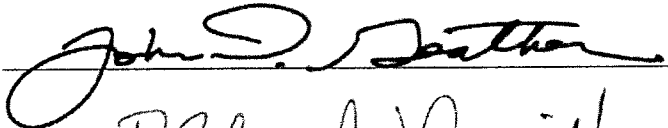
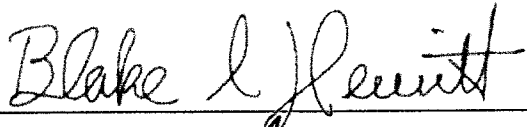
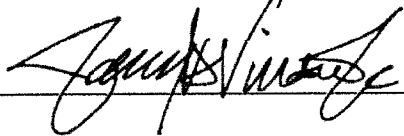
Karen Tidik Sorenson and Jane Doe 1, Respondents,

of whom Brad Tidik is the Appellant.

Appellate Case No. 2026-001189

ORDER

After careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.

 J.
 J.
 J.

Columbia, South Carolina

FILED
Sep 11 2026

cc:

Brad Tidik

Luther O. McCutchen, III, Esquire

STATE OF SOUTH CAROLINA)
COUNTY OF HORRY)

IN THE COURT OF COMMON PLEAS
FIFTEENTH JUDICIAL CIRCUIT
Civil Action No.: 2024-CP-26-01482

Carol Tidik Will and Trust, Brad Tidik,)
Plaintiffs,)
v.)
Karen Tidik Sorenson, Jane Doe 1,)
Defendants.)

ORDER

(Not ending case)

This above-captioned matter came before me on Monday, January 5, 2026 for a hearing on three Motions:

- 1) Plaintiff Brad Tidik's Motion to Compel;
- 2) Defendant Karen Tidik Sorensen's Motion to Dismiss Complaint, or Portions Thereof, Pursuant to Rules 12(b)(6) and (7), SCRCP; and
- 3) Defendant Karen Tidik Sorensen's Motion to Strike or, in the Alternative, to Dismiss Certain Parties from the Case and to Strike Portions of the Complaint.

Present at the hearing was Luther O. McCutchen, III, on behalf of Defendant Sorensen. Plaintiff Brad Tidik was not in attendance at the hearing.

In that Plaintiff Tidik was not in attendance at the hearing, his Motion to Dismiss is denied.

As to Defendant Sorensen's Motion to Dismiss the Complaint and/or Portions thereof pursuant to Rules 12(b)(6) and (7), this Motion is denied.

As to Defendant Sorensen's Motion to Strike or, in the Alternative, to Dismiss Certain Parties from the Case and to Strike Portions of the Complaint, the Court duly notes that a previous Form 4 Order in this case filed September 3, 2025 continued Plaintiff Tidik's Motion to Compel

for 60 days to allow Defendant Tidik to obtain counsel to represent the Trust in this matter. Counsel for Defendant Sorensen informed the Court that his client, individually, is the Trustee of the Carol Tidik Will and Trust and would not be seeking any counsel to represent the Trust in the case as a plaintiff against Karen Tidik Sorensen and Jane Doe 1. Based on oral argument presented by Mr. McCutchen, together with a review of the record of the case and Plaintiff Tidik's absence, this Court hereby dismisses Carol Tidik Will and Trust as a named plaintiff and party in this case with prejudice.

Defendant Sorensen additionally sought to dismiss Jane Doe 1 as a party to the case in that there has been no service on this particular named Defendant. At this time, the Court denies Defendant Sorensen's Motion to Dismiss Jane Doe 1 as a Defendant from the case; however, it is duly noted that no service has been effected on Jane Doe 1 to bring this named Defendant into the case as a party.

Defendant Sorensen further presented positions that the allegations in the Complaint dealing with conversations and/or information received from Carol Tidik should be stricken pursuant to Rule 802, SCRE, and the Dead Man's Statute § 19-11-20, Code of Laws of South Carolina (1976). This motion is granted as to Plaintiff Carol Tidik Will and Trust.

A copy of the Complaint is attached hereto and incorporated herein by reference, and the provisions sought to be stricken from the Complaint are as follows:

1. The first sentence under the heading "**PARTIES**," related to Carol Tidik Will and Trust;
2. The entire paragraph under the Heading "**STATEMENT OF FACTS**";
3. Paragraphs 1, 2, 2a., 2b. and 2c. under the heading "**UNDUE INFLUENCE**";
4. Paragraphs 4, 6, 8 under "**UNDUE INFLUENCE BY KAREN**";
5. Paragraphs 9, 10 and 11 under "**UNDUE INFLUENCE BY DOE.**"

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

A. Plaintiff Brad Tidik's Motion to Compel is DENIED;

B. Defendant Sorensen's Motion to Dismiss the Complaint and/or Portions thereof pursuant to Rules 12(b)(6) and (7) Motion is DENIED;

C. Defendant Sorensen's Motion to Strike Carol Tidik Will and Trust a Plaintiff in this case is GRANTED, and Carol Tidik Will and Trust is hereby dismissed as a Plaintiff to this case, with prejudice, and shall be removed from the caption of the case;

D. Defendant Sorensen's Motion to Dismiss Jane Doe as a party to the case is DENIED.

E. Defendant Sorensen's Motion to Strike Portions of the Complaint is GRANTED IN PART and DENIED IN PART, and the following provisions are hereby stricken from the Complaint:

6. The first sentence under the heading "**PARTIES,**", related to Carol Tidik Will and Trust;
7. The entire paragraph under the Heading "**STATEMENT OF FACTS**";
8. Paragraphs 1, 2, 2a., 2b. and 2c. under the heading "**UNDUE INFLUENCE**";
9. Paragraphs 4, 6, 8 under "**UNDUE INFLUENCE BY KAREN**";
10. Paragraphs 9, 10 and 11 under "**UNDUE INFLUENCE BY DOE.**"

AND IT IS SO ORDERED.

The Honorable B. Alex Hyman

January __, 2026
Conway, South Carolina