

THE STATE OF SOUTH CAROLINA
In The SC Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Carmen T. Mullen, Circuit Court Judge

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MAY 06 2014

S.C. Court of Appeals Case No: 2014-000148

SC Court of Appeals

ALEXANDER PASTENE.....Appellant,

v.

THOMAS TROBOUGH, MR & MRS NORMAN GINSBURG, W. RICHARD
BEETLE, COUNTRY CLUB OF HILTON HEAD, CLUBCORP OF DALLAS, TX.,
CCHH TENNIS COMMITTEE MEMBERS.....Respondents.

Appellant's Return to Respondents Wm. Richard Beetle, Country Club of Hilton
Head, ClubCorp of Dallas, TX., Members of the CCHH Tennis Committee's
Motion to Dismiss dated 4-24-14.

COMES NOW, the Appellant, Alexander Pastene, and responds to
Respondents' Motion to Dismiss, dated 4-15-14, as follows:

That, above all, had it not been for the attorneys for the respondents, Terry Finger and Mary B. Lohr's procedural manipulations and untruths, including threats and having the ongoing case closed despite a pending motion amidst repeated protestations by the appellant, the instant case could have been resolved quickly and fairly. Notwithstanding, the respondents as well as their attorneys did the appellant wrongs causing him damages -lost wages alone cost him about \$45,000.00- plus undue anxiety, which *per se* is deplorable in any civilized society. For example, attorney Mary B. Lohr assured Judge Dukes over a telephone call during a hearing, that the instant case had been closed for several months, which influenced the judge's decision; she mislead and misrepresented the truth to presiding Judge Mullen, who, based on her contentions also ruled against the Appellant without the motion hearing he had filed and paid for. In addition, she may have lied to the S. C. Supreme Court,


Office of Judicial Conduct, by stating that she did not hear Attorney Terry Finger (who is a Beaufort County Magistrate) make a threat to the appellant, even though she was sitting right next to him in the judge's conference room and seemed attentive to what was being said. Attorney Finger, too, may have misstated the truth to Judge Dukes when he assured him that he had been compelled by the Appellant to come to the hearing at a cost to him of over \$800, but failed to disclose that he had another client(s) scheduled on that same morning and courtroom. Also, that morning before the hearing the appellant found attorney Finger and Judge Dukes conversing in the presence of a BC Deputy Sheriff.

Moreover, Ms. Lohr is well aware of the history and arguments of the case *sub judice*, including the Appellant's table of authorities; see Appellant's Amendment based on Rule 15 SCRCR and Memorandum in Support of Plaintiff's Motion for Reconsideration dated 8-17-12, which was clocked Sept. 17, 2012, which is self-explanatory and appears under #27 in the Appellant's Designation of Matter to be included in the Record on Appeal.

As regards #5 of attorney Lohr's Motion to Dismiss of 4-2-2014, the Appellant's filing to this Honorable Court remained lost for over 20 days. And, with regard to the Appellant's Transcript, indeed, part of it was ordered during a prior appeal on the same case in which this Honorable Court of Appeals **dismissed attorney Lohr's Motion to Dismiss** (bolded for emphasis) including the Appellant's Motion to Extend Time because it was moot; which shows the level of Attorney Mary B. Lohr's quibbles even before this Honorable Court of Appeals. Subsequently, the Appellant ordered a complete version of the Court Recorder's Transcript, which he filed on time.

The Appellant respectfully pleads with this Honorable Court that it dismiss the Respondents' Motion to Dismiss, reverses the vitiated lower court's Orders, so, that the case at bar can culminate in the long-awaited jury trial that the Appellant requested three (3) or about three (3) years ago.

Respectfully submitted,



Alexander Pastene, Appellant
Appearing *pro se*
P.O. Box 22298
Hilton Head Is., SC 29925
843-605-5266

In beautiful Hilton Head Island, S.C.
On this 2nd day of May, 2014.

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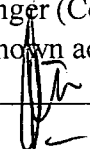
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BEETLE, COUNTRY CLUB OF HILTON HEAD, CLUBCORP OF DALLAS, TX.,
CCHH TENNIS COMMITTEE MEMBERS.....Respondents.

CERTIFICATE OF MAILING

The Appellant, Alexander Pastene, certifies that on this 2nd day of May, 2014, he mailed copies of his Return to Attorney Lohr for respondents W. Richard Beetle, Country Club of Hilton, ClubCorp of Dallas, Tx., CCHH Tennis Committee, et al., to counsel Mary B. Lohr (for respondents Richard Beetle, CCHH, ClubCorp, CCHH Tennis Committee, et al) and attorney Terry Finger (Counsel for respondents Thomas Trobough and Norman Ginsburg), via USPS, to their last known addresses, P.O. Box 40 Beaufort SC and PO Box 24005 HHI, SC. respectively. Signed by: 
Alexander Pastene., *pro se* Appellant.

Eastern
PO Box 22298
Wash DC 20025

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SC Court of Appeals

South Carolina Court of Appeals

PO Box 11629

Columbia, S.C.

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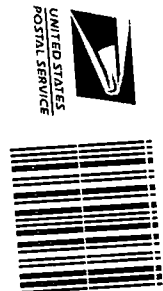
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