

112054

P.10F1

THE STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

04/22/2014

APPEAL FROM YORK COUNTY  
COURT OF COMMON PLEAS

Charles S. Bradford Master and Special Referee  
CASE NO. 2014-000346

Wells Fargo Bank NA. \_\_\_\_\_ Respondent

Alice L. Roseboro \_\_\_\_\_ Ve Appellant

HINDRANCE AND CONTEMPT OF COURT ~~Doc #1~~  
ALSO

MOTION AND Affidavit to Compel ~~Doc #2~~

Motion Fee enclosed

\$25.00

COPY

Alice L. Roseboro

1852 BON Road

Rock Hill, SC 29730

803 579-2331

Pro Se litigant

*Alice Roseboro*

RECEIVED

APR 29 2014

SC Court of Appeals

P1-10  
04/19/2014

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM YORK COUNTY  
COURT OF COMMON PLEAS

Doc #1

Charles S. Bradford Master and Special Referee  
Case No. 2014000346

Wells Fargo Bank na \_\_\_\_\_ Respondent  
v.

Alice L. Roseboro \_\_\_\_\_ Appellant

Hindrance Contempt  
Objection on Dismissal Sec 41-39-30

I Appellant OBJECT to being denied  
the right to proceed In forma Pauperis by  
Appellate Judge John C. Fere from the  
Letter I received by Mail 4-19-2014 with  
a file date of 4-17-2014 pursuant to Ex parte  
Martin 321 S.C. 533, 471 S.E 2nd 134. (1995)  
based on a criminal case, my case is civil.

I ask the Lower Court of Common Pleas Clerk Office info on papers to proceed without cost to the Appeals court. I was told they don't have anything to do with that. I ask was there a form to fill out to proceed without pay to the Appeals Court they claim they did not know? The Appeals court clerks said they did not have a form to use for Informa Pauperis. She stated Normally people don't do that. I have to because I am out of work, and my Employment claim for benefits that I fought two Appeals to get; I won Both of my denied Appeals from Former Employer the Home Depot Inc 2012, my benefits were cut off end of June 30, 2013, The Employment

Security Commission cut off my extended benefits, I allege out of retaliation for filing a complaint against them with the CRC department in Washington in D.C. for refusing to give me a free copy of the hearing tape I ask for on appeal do to a negative comment made by the Appeals Judge, I allege in Home Depot's favor, to use against me, I filed a complaint in March 2013 and again May 2013. The Employment Security Commission sent me a notice they were going to cut my benefits the very end of next month June 30, 2013, my complaint is still pending with the CRC department in Washington, D.C. The CRC has not sent me any updates on my complaint I made in

May 2013 They would not return any  
of my phone calls. I feel the CRC Reps  
are on the Home Depot side and the  
Employment Commission side, I have a  
right to get the Free Hearing tape.

The CRC and the Employment Security  
Commission would not give me the free  
Copy I deserve, and plan to use as  
evidence against them on the negative  
comment the Appeals Judge lied about  
and made. The tape would prove he  
lied, and his negative comment was not  
True. My complaint as I recall is still  
pending from May 2013, They never answered  
me by US mail till this very day. I am out  
of work and feel I am blacklisted. I do  
get food stamps and \$200 month from my son.

who had stated he wanted to move out, since my benefits were cut, but he changed his mind for now.

Section 41-39-30 under Labor and the Employment Law, I feel, that I should be entitled to proceed without pay, as I am appealing a Fraud Foreclosure Action from the Lower Court not filing a brand new claim, I am indigent financially, poor not do to any criminal crime of imprisonment.

My claim for employment benefits were approved for \$294 weekly, then cut end of June after my complaint with the CRC Depart.

June 30, 2013 was last payment I received

I feel forced to pay for filing fees; its wrong

when my income is not up to par. I don't want

to lose my judgment Since the <sup>P. 6</sup> Attorney  
for Respondent gave no reply back  
in the 30 days allow he had to  
respond to my initial Brief, I sent  
him Mar 20, 21 2013 by Proof of Service.

I will pay the filing fees from my electrical

Bill, Please Approve Judge Fee During me

is unfair and a hindrance to suppress my Facts.

"14 Amendment US Supreme Ct Brady v Maryland 373 US 83"  
The Attorney for Respondent Thomas E.

Lydon filed 2 PROPOSED ORDERS one on  
Sept 19, 2013, and one on Jan 21, 2014.

He never paid one cent for either order;  
Judge Kimball III and Judge Bradford sign  
off on the Sept 20 2013 and Jan 23 2014

Both judges denied me the right to comment  
on the ORDERS before they signed violation  
of Rule 5B(3). Neither Order was EVER PAID

for, This is a direct violation of the  
Supreme Court Rules and guidelines  
for All Motions and Proposed Orders

The Judgment signed against me is  
Invalid and without merit and needs  
to be Denied. The Summary Judgment

Judge S. Jackson Kimball III allowed  
entry to court for Respondent is invalid

The Attorney Never Paid for his PROPOSED  
ORDERS. The Lower Court Clerks show

unjust discrimination against me. Judge

C. Few to make me pay fees and let the

Attorney slide by under the Radar is NOT Fair.

He has a job, Wells Fargo Bank Respondent

has millions of Dollars in Assets, The court

Allowed the Respondent to file Fees. S.C. code  
41-39-303 should apply," benefits stop unfairly."

Wells Fargo Bank NA

Age: Unknown

DL#:

DOB: Unknown

SSN: 000-00-0000

Respondent AttorneyNever Paid For Sept 19 & Jan 21.

Proposed Orders (AIR)

P.8

| COST                                                             | ORIGINAL | BALANCE DUE | DISBURSED | PAY PRIORITY |
|------------------------------------------------------------------|----------|-------------|-----------|--------------|
| Action: Summons & Complaint                                      |          |             |           |              |
| Civil Filing Fee County 44%/100%                                 | \$44.00  | \$0.00      | \$44.00   | 999          |
| Civil Filing Fee State 56%                                       | 56.00    | 0.00        | 56.00     | 999          |
| SCJD Filing Fee Proviso \$50 / \$25                              | 50.00    | 0.00        | 50.00     | 999          |
| Action: Motion Fee For Consent Order to Substitute Counsel       |          |             |           |              |
| Motion/Order Filing Fee \$25                                     | 25.00    | 0.00        | 25.00     | 999          |
| Action: Motion & Motion Fee For Order of Reference & Cert of Ser |          |             |           |              |
| Motion/Order Filing Fee \$25                                     | 25.00    | 0.00        | 25.00     | 999          |
| Action: Motion & Motion Fee For Summary Judgment/Cert of Service |          |             |           |              |
| Motion/Order Filing Fee \$25                                     | 25.00    | 0.00        | 25.00     | 999          |
| Total:                                                           | \$225.00 | \$0.00      | \$225.00  |              |

| DATE       | TIME     | EVENT DESCRIPTION                                                          |
|------------|----------|----------------------------------------------------------------------------|
| 9/23/2013  | 4:10 PM  | Order (Def's Motion to Compel & Summ Judg & Pltffs SJ Motion)              |
| 2/10/2014  | 1:00 PM  | Filing recorded: Notice of Hearing                                         |
| 2/10/2014  | 1:00 PM  | Order ( Denying Defendants Motions)                                        |
| 4/10/2012  | 11:48 AM | Filing recorded: 1852 Bon Rea Dr Rock Hill SC 29730 / Property Description |
| 4/10/2012  | 11:48 AM | Filing recorded: Lis Pendens Filed                                         |
| 4/10/2012  | 11:48 AM | Filing recorded: Summons & Complaint                                       |
| 4/10/2012  | 11:48 AM | Filing recorded: Notice of Foreclosure Intervention                        |
| 4/12/2012  | 11:29 AM | Filing recorded: Affidavit Of Service - Citibank South Dakota NA           |
| 4/12/2012  | 11:28 AM | Filing recorded: Affidavit Of Service - Alice Roseboro                     |
| 4/17/2012  | 9:38 AM  | Filing recorded: Affidavit Of Service- LVNV Funding LLC                    |
| 4/17/2012  | 8:58 AM  | Filing recorded: Affidavit Of Service- Founders Federal Credit Union       |
| 4/13/2012  | 11:12 AM | Filing recorded: Affidavit Of Service- SC Dept of Revenue                  |
| 9/6/2012   | 11:56 AM | Filing recorded: Attorney Certification & Certificate Of Mailing           |
| 11/8/2012  | 11:29 AM | Filing recorded: Reply To Counterclaim & Certificate Of Service            |
| 11/14/2012 | 11:58 AM | Filing recorded: Letter Re Consent Order for Substitution of Counsel       |
| 12/21/2012 | 10:56 AM | Motion Fee For Consent Order to Substitute Counsel                         |
| 1/2/2013   | 9:47 AM  | Consent Order For Substitution of Counsel                                  |
| 8/15/2013  | 11:47 AM | Motion & Motion Fee For Order of Reference & Cert of Ser                   |
| 8/15/2013  | 11:47 AM | Motion & Motion Fee For Summary Judgment/Cert of Service                   |
| 8/15/2013  | 11:47 AM | Filing recorded: Affidavit of Amanda Weatherly                             |

Print Date: 03/14/2014  
 Print Time: 10:58:08AM  
 Requested By: C46LSHILLI

CaseHistory.rpt V6.1

Page 2 of 3

# The South Carolina Court of Appeals

Wells Fargo Bank, N.A., Respondent,

v.

Alice Roseboro a/k/a Alice L. Roseboro, Citibank South  
Dakota, N.A., The South Carolina Department of  
Revenue; Founders Federal Credit Union, LVNV  
Funding, LLC; Defendants,

Of whom Alice Roseboro is the Appellant.

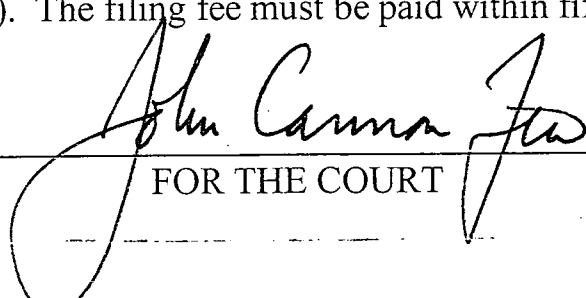
Appellate Case No. 2014-000346

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## ORDER

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The motion to proceed *in forma pauperis* is denied pursuant to *Ex parte Martin*, 321 S.C. 533, 471 S.E.2d 134 (1995). The filing fee must be paid within fifteen days of the date of this order.

  
FOR THE COURT

Columbia, South Carolina

cc:

Alice Roseboro

Thomas E. Lydon, Esquire

**FILED**

4/17/14 Eac

R10

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM YORK COUNTY  
Court of Common Pleas

Charles S Bradford, Master and Special Referee

Case No. 2014-000346

Wells Fargo Bank na

Respondent

V.

Alice L Roseboro

Appellant

**PROOF OF SERVICE**

I appellant certify that I am sending the enclosed documents to the attorney for the respondent, Thomas E. Lydon at his address I have on record 1320 Main St 10<sup>th</sup> fl or at his P O Box 12519 Columbia, SC 29211. By U S Mail or personal service to be delivered with postage prepaid.

On 04/28/2014

Alice L. Roseboro  
1852 Bon Rea Dr  
Rock Hill, SC 29730  
803-579-2331  
Attorney for Appellant

Thomas E. Lydon  
1320 Main St 10<sup>th</sup> Fl  
P O Box 12519  
Columbia, SC 29211  
803-779-2300  
Attorney for Respondent



EXHIBIT A

Doc #1

Hindrance

FACTS TO SUPPORT

my

INFORMA PAUPER'S

Request

AND WHY IT SHOULD

BE GRANTED

AND

04/21/2014

Judgment enter pursuant to

Rule 208 (2)

NO. Oppositions

FROM

Respondent in 30 days

COVER SHEET FOR THE CRC DEPARTMENT

CASE NO. 13-SC -008

From: Alice L Roseboro  
803-579-2331

To: Director of Civil Rights Namoi M Barry-Perez

Us Department of Labor  
202-693-6500  
fax 202-693-6505

1st Complaint Filed

Mar 22, 2013

Last Complaint May 2013

" I feel Alleged Hindrance being Prose."  
\* 04/28/2014 INFO update below \*

The employment security Commission Refuse  
to give me my Free copy of the hearing  
Tape

The CRC would not make them either

The tape was to be used as evidence

My 14 Amendment rights were violated

For Due Process. U.S. Supreme Court

Brady V. Maryland 373 U.S. 83 (84-91)

Exempt

P.3

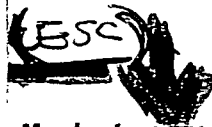
PAGE my August Exhibit

## Important Message from the NC Division of Employment Security (DES)

**Important Alert:** Please be aware that the federal extension of benefits, better known as the **Emergency Unemployment Compensation Program (EUC)** will end on **June 30, 2013**. All 4 Tiers of the EUC program will end on this date. The last payable week of the federal extension of benefits will be **June 29, 2013**. Your determination should show that you are eligible for weeks beyond June 29, 2013. However, due to the program ending, the last payable week will be **June 29, 2013**. You will not receive EUC benefits beyond **June 29, 2013**. Claimants losing benefits are encouraged to seek assistance at local workforce offices.

For more information, please visit the Division of Employment Security's website at [www.ncesc.com](http://www.ncesc.com)

↓ ↓ ↓  
*Alien Roseboro*



They're Free to

P4

May I get a copy of the hearing tape or transcript? **Release**

Yes. If an appeal is filed, you may ask for a free copy of the tape recording of the hearing. A written transcript of the hearing may be provided at a fee of not more than sixty-five cents (65¢) per page or sixty-five dollars (\$65) per transcript, whichever is less. A free copy of the transcript may be provided if you submit a sworn statement (notarized by a notary public) asking for a copy and saying that you cannot afford to pay for a copy.

Where can I get a copy of the law, regulations and this pamphlet?

The Employment Security Law is found in Chapter 96 of the North Carolina General Statutes. You can get a copy of the law, regulations and this pamphlet from any DES local office. The law and the regulations are on the DES website at [www.ncesc.com](http://www.ncesc.com).

P.33 OF 42

EXCERPT

### APPEALING THE DECISION BY THE HEARING OFFICIAL

Page

From

Exhibit 8-13

If the decision is unfavorable to me, why should I read my appeal rights?

Following a hearing, the hearing official issues a decision regarding a claimant's qualification or eligibility to receive benefits under Unemployment Insurance (UI) and other programs administered by DES, overpayment of benefits to a claimant, or the charging or non-charging of UI benefits to an employer's account. The decision includes an explanation of your right to appeal. It sets forth the deadline for filing the appeal. If filed untimely, the appeal may be denied unless you can show good cause or excusable neglect for the appeal deadline to be extended.

What should I say in my appeal about the decision on the hearing issues and any other issues for which the parties waived written notice?

An appeal must be written. DES local offices have forms that may be used for filing appeals. You must state your desire to appeal and the specific reasons why you disagree with the decision or any defects in the hearing process that occurred before the decision was issued. You must include the claimant's social security number and the docket number of the decision, and sign and date the appeal. If you are the employer, you should also include the name of your business and the name and title of the individual filing the appeal on your behalf. **NOTE:** If you just state "I appeal" or "I disagree with the decision" or do not address the contents of the decision or the hearing process, your appeal will be dismissed.

P.5

Hindrance to Proceed  
INFORMS PAUPERIS

Please ~~or not~~ my Judgment

MY ASSETS V. Wells Fargo Bank

The Attorney had no reason not  
to pay. These Assets are  
in the Millions ~~plus~~

Account 00000 [REDACTED]

**My Account**P26  
**Alice L Roseboro**

Account Type: General Member

Relationship Code 00

Member

ALICE L ROSEBORO

Type  
PrimaryBirthdate  
08/26/[REDACTED]SSN  
[REDACTED]Home Phone  
[REDACTED]**579-2331**1852 BON REA DR  
ROCK HILL, SC 29730-3007

Share Description

S 00 PRIME SHARE [30000 [REDACTED]]

Maturity Date

Available  
0.13Balance  
5.13**Assets**

# Wells Fargo Assets

wells fargo bank rock hill sc assets

Sign in

Web Maps News Shopping Images More Search tools

About 17,100,000 results (0.82 seconds)

## Wells Fargo Bank, Rock Hill Main Branch - US Bank Loca...

www.usbanklocations.com › ... › Wells Fargo Bank Rock Hill

Rating: 2 - 693 reviews

Wells Fargo Bank, Rock Hill Main Branch at 113 East Main Street Rock Hill, South Carolina. ... Total Assets: \$1,373,600,000,000. Wells Fargo locations seem to be pretty efficient in Houston, and I have never had a ... Rock Hill, SC 29730.

## Wells Fargo Bank, Celanese Road - US Bank Locations

www.usbanklocations.com › ... › Wells Fargo Bank Rock Hill

Rating: 2 - 694 reviews

Wells Fargo Bank, Celanese Road at 2691 Celanese Rd Rock Hill, South Carolina. Check client ... Total Assets: \$1,373,600,000,000 .... Rock Hill, SC 29732.

## Banks in Rock Hill, South Carolina with Reviews & Rating...

www.yellowpages.com › Rock Hill, SC › Yellowpages.com

Results 1 - 30 of 81 - 81 listings of Banks in Rock Hill on YP.com. Find reviews ...

Wells Fargo Bank. 113 E Main St, Rock Hill, SC 29730 (803) 327-1300. Banks ...

## Wells Fargo - Personal & Business Banking - Student, Auto...

https://www.wellsfargo.com/ › Wells Fargo

Wells Fargo is a provider of banking, mortgage, investing, credit card, ... Wells Fargo Advantage Dow Jones Target Date Funds help you plan for retirement.

Online Banking - Customer Service - ATM and Bank Locations - Careers

## Wells Fargo Bank in Rock Hill, SC - Photos and Directions

www.citysearch.com › Rock Hill › Finance &amp; Financial Services

Complete banking services, retail brokerage services, asset management, wealth management, and innovative products for individual customers. Financial ...

## Wells Fargo Bank - Rock Hill, SC | Yelp

www.yelp.com › Financial Services › Banks &amp; Credit Unions › Yelp, Inc.

Specialties: Complete banking services, retail brokerage services, asset management, wealth management, and innovative products for individual customers.

## Mortgages in Rock Hill SC | Reviews - Yellowbook

www.yellowbook.com/yellow-pages/?what...where=rock+hill%2C+sc

20+ items - Find Mortgages in Rock Hill, SC on Yellowbook. Get reviews ...

Wells Fargo Bank. 1709 Heckle Blvd 29732 (803) 366-4660.

Wells Fargo Bank. 2691 Celanese Rd 29732 (803) 366-3000.

## Asset Manager Jobs, Employment in Rock Hill, SC | Indeed ...

www.indeed.com/q-Asset-Manager-l-Rock-Hill,-SC-jobs.html Indeed.com

Jobs 1 - 10 of 762 - 762 Asset Manager Jobs available in Rock Hill, SC on

Indeed.com. one search. all jobs ... National with more than \$3.2 billion in invested assets and \$2.5 billion in policy reserves .... Wells Fargo 4,570 reviews - Charlotte, NC ...

## Charlotte-Gastonia-Rock Hill, NC-SC - CNN Money

money.cnn.com/galleries/2011/news/1104/.../3.html CNNMoney

Apr 14, 2011 - The area's bank assets -- \$2.3 trillion worth -- are second only to New York. Wells Fargo/Wachovia employs 20,000 people in Charlotte while ...

## Wells Fargo Bank Locations in South-carolina

www.wellsfargobanklocation.com/south-carolina/

Wells Fargo is the fourth largest bank in the US by assets and the largest bank by market cap. It is the second-largest ... Check the list below to find Wells Fargo Bank locations in South Carolina: ..... Rock Hill Wells Fargo Bank Location Store # ...

" Proposed Orders "

Signed Before I

Could read them

Sept 19/20 2013

And  
Jan 23 2014

Rule 5 B (3) Violation

I have right to comment

Before Judge signs

The Attorney and Judges knew

this was unfair and a

Violation of their Oath

501-2+401K pledge to be fair

to opposing party

Proposed Order Fees Sept 19+Jan 21  
never paid

## Court News

P. 9

**January 15, 2003 Motion Fee Memo - Update to Memorandum Issued August 16, 2002**

Effective July 1, 2002, Act No. 329 of 2002 amended the Code of Laws by adding § 8-21-320, which requires a fee of \$25.00 to be collected for every motion made in the Court of Common Pleas and Family Court.

(Click on caption above to see full text of memo)

Please see the following related matters:

**Order: Motion Fee Information Form and Cover Sheet**  
**Motion Fee Information Form and Cover Sheet - SCCA 233**

2003-01-15-01

## The Supreme Court of South Carolina

### ORDER

Pursuant to the provisions of S.C. Const. Art. V § 4,

Effective January 31, 2003, the attached Motion Information Form and Cover Sheet, SCCA/233 (1/2003) is approved for use in the Family and Circuit Courts of the State of South Carolina. This form replaces SCCA 233, which was approved for use by Administrative Order of the Chief Justice dated August 21, 1986. For the purposes of administration, the attached form shall be submitted with every motion or proposed order filed with the clerk of court or presented to a judge at chambers and shall remain as an attachment to the motion or proposed order, or copy of the same, as proof of payment, or in the alternative, as instruction for payment. The attached form shall also provide documentation for motion fee disputes in which a judge must make a determination on contested motion fees. Further, the attached form shall contain information necessary for the scheduling of motion hearings.

IT IS SO ORDERED.

s/Jean Hoefer Toal C.J.  
FOR THE COURT

January 15, 2003  
Columbia, South Carolina

P.10

REPLY TO  
THOMAS E. LYDON  
DIRECT DIAL 803-227-2292  
tlydon@mgclaw.com  
COLUMBIA

September 19, 2013

*Via Electronic Mail*  
Honorable S. Jackson Kimball, III  
Post Office Box 627  
York, SC 29745

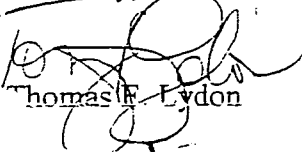
Re: *Wells Fargo Bank v. Alice Roseboro, et al.*  
Case No. 2012-CP-46-1328

Dear Judge Kimball:

Attached to this email is a proposed Order in Word format that I believe accurately reflects your rulings at the hearing in that matter that was held on September 17, 2013. If you have any questions or would like for me to make any changes to the proposed Order, please let me know.

By copy of this letter, I am mailing a copy of the proposed Order to Ms. Roseboro.

Sincerely,

  
Thomas E. Lydon

cc: Ms. Alice Roseboro  
1852 Bon Rea Drive  
Rock Hill, SC 29730



ATTORNEYS AT LAW

REPLY TO  
THOMAS E. LYDON  
DIRECT DIAL 803-227-2292  
tlydon@mgclaw.com  
COLUMBIA

September 20, 2013

Ms. Alice Roseboro  
1852 Bon Rea Drive  
Rock Hill, SC 29730

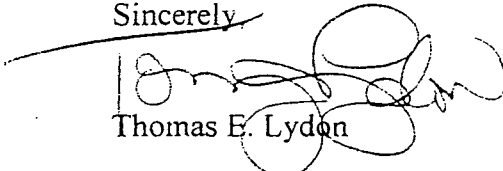
Re: *Wells Fargo Bank v. Alice Roseboro, et al.*  
Case No. 2012-CP-46-1328

Dear Ms. Roseboro:

Enclosed please find a copy of the Order signed by Judge Kimball in connection with your motion to compel and my motion for summary judgment.

In accordance with Judge Kimball's Order, attached are the two payment histories I received from Wells Fargo Bank in connection with your loan. If you have any questions or need any additional information, please let me know.

Sincerely,

  
Thomas E. Lydon

Encl.

RECEIVED  
in  
mail  
SEP 24, 2013



ATTORNEYS AT LAW

P.12

REPLY TO  
THOMAS E. LYDON  
DIRECT DIAL 803-227-2292  
tlydon@mgclaw.com  
COLUMBIA

January 21, 2014

Charles S. Bradford, Esquire  
Post Office Box 977  
York, SC 29745

Re: *Wells Fargo Bank v. Alice Roseboro, et al.*  
Case No. 2012-CP-46-1328

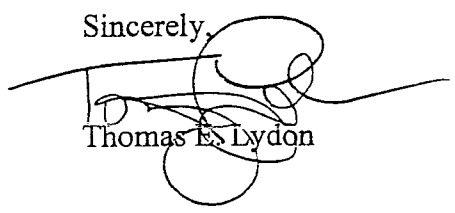
Dear Mr. Bradford:

Enclosed please find a proposed Order, which I believe accurately reflects your rulings at the hearings on January 10, 2014. Also enclosed is a proposed Notice of Hearing. As you instructed, the Notice of Hearing states that the foreclosure hearing in this matter will be held on March 19, 2014, at 2:00 p.m.

↓   ↓   ↓

If the proposed Order and Notice are acceptable, please sign them and mail them back to me in the envelope provided. I will then file them with the clerk of court and serve them on all parties to this action.

Sincerely,

  
Thomas E. Lydon

cc: Ms. Alice Roseboro  
1852 Bon Rea Drive  
Rock Hill, SC 29730

P.13

4. Ms. Roseboro has filed a motion to strike and a motion to compel with regard to Plaintiff's responses to her interrogatories. Plaintiff has agreed to supplement its responses to interrogatories by January 20, 2014. Therefore, this motion is moot.

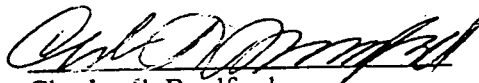
5. Ms. Roseboro has filed several motions for hindrance in which she asks that Plaintiff and its attorneys be sanctioned and held in contempt of court. Having reviewed the pleadings, motions, and supporting documents filed in this matter, I find nothing in the record to support sanctions or the holding of any party in contempt of court. Accordingly, these motions are denied.

6. Regarding the motion to compel review of transcript, Ms. Roseboro has the right to obtain a transcript, at her expense, from any hearing in this matter.

7. Regarding the motion to amend or for more definite statement, based on my review of the motion, it is unclear what the basis for the motion is or what relief is being sought. Therefore, the motion is denied.

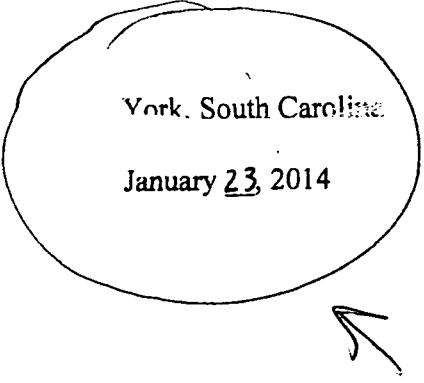
8. Ms. Roseboro has also filed a motion to strike order of reference. Having reviewed the Order of Reference, I find that it complies with all of the applicable rules of civil procedure, and no appeal has been taken from the Order. Accordingly, this motion is denied.

AND IT IS SO ORDERED.

  
Charles S. Bradford  
Special Referee

York, South Carolina

January 23, 2014



CSB

2973003007 R027



00R P.O. Box 12519 COLUMBIA, SC 29211

20741.12044/TEL/rsr  
Ms. Alice Roseboro  
1852 Bon Rea Drive  
Rock Hill, South Carolina 29730

P. 14

02-1A \$ 00.46<sup>0</sup>  
0004635284 JAN 21 2014  
MAILED FROM ZIP CODE 29201

Received  
01/23/2014

STATE OF SOUTH CAROLINA )

COUNTY OF \_\_\_\_\_ )

Plaintiff. )

vs. )

Defendant. )

\* IN THE COURT OF COMMON PLEAS  
JUDICIAL CIRCUIT

CASE NO.: \_\_\_\_\_ -CP- \_\_\_\_\_

P15

**MOTION AND ORDER INFORMATION  
FORM AND COVERSHEET**

Plaintiff's Attorney:

\_\_\_\_\_, Bar No. \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

Fax \_\_\_\_\_

E-mail: \_\_\_\_\_

Other: \_\_\_\_\_

Defendant's Attorney:

\_\_\_\_\_, Bar No. \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

Fax \_\_\_\_\_

E-mail: \_\_\_\_\_

Other: \_\_\_\_\_

☐ MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III)

☐ FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III)

☒ PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)

**SECTION I: Hearing Information**

Nature of Motion: \_\_\_\_\_

Estimated Time Needed: \_\_\_\_\_

Court Reporter Needed: ☐ YES/ ☐ NO

**SECTION II: Motion/Order Type**

☐ Written motion attached

☐ Form Motion/Order

I hereby move for relief or action by the court as set forth in the attached proposed order.

Signature of Attorney for ☐ Plaintiff/ ☐ Defendant

Date submitted \_\_\_\_\_, 20\_\_\_\_

**SECTION III: Motion Fee**

\* ☐ PAID - AMOUNT: \$ ?

☐ EXEMPT:

(check reason)

☐ Rule to Show Cause in Child or Spousal Support

☐ Domestic Abuse or Abuse and Neglect

☐ Indigent Status ☐ State Agency v. Indigent Party

☐ Sexually Violent Predator Act ☐ Post-Conviction Relief

☐ Motion for Stay in Bankruptcy

☐ Motion for Publication ☐ Motion for Execution (Rule 69, SCRCP)

☒ Proposed order submitted at request of the court: or.

reduced to writing from motion made in open court per judge's instructions

Name of Court Reporter: \_\_\_\_\_

☐ Other: \_\_\_\_\_

**JUDGE'S SECTION**

☐ Motion Fee to be paid upon filing of the attached order.

☐ Other: \_\_\_\_\_

JUDGE CODE \_\_\_\_\_

Date: \_\_\_\_\_, 20\_\_\_\_

**CLERK'S VERIFICATION**

Collected by: \_\_\_\_\_

Date Filed: \_\_\_\_\_, 20\_\_\_\_

☐ MOTION FEE COLLECTED: \$ \_\_\_\_\_

☐ CONTESTED - AMOUNT DUE: \$ \_\_\_\_\_

P-16

OFFICE OF  
CLERK OF COURT  
DAVID HAMILTON  
POST OFFICE BOX 649  
YORK, SOUTH CAROLINA 29745  
(803) 684-2507

TO: Alvin Roseboro  
FROM: DAVID HAMILTON, YORK COUNTY CLERK OF COURT  
RE: Motion

The abovereferenced document is being returned for the following reason(s):

1. ☐ Requires address, phone number and work number if filing Pro Se.
2. ☐ Instrument not dated.
3. ☐ Instrument not signed.
4. ☐ Instrument not witnessed.
5. ☐ Instrument not notarized.
6. ☐ Insufficient amount of filing fee.  
Correct amount due: \_\_\_\_\_
7. ☐ Requires original signature.
8. ☐ All initial pleadings require a civil action cover sheet.  
Must state nature of the action.  
Must state whether case is for Jury or Non-Jury.  
Must be signed by attorney.
9. ☐ This is not a York County case.
10. ☐ Venue changed to \_\_\_\_\_
11. ☐ Must have motion slip for all Motions filed.
12. ☐ Check or money order must be made payable to Clerk of Court.
13. ☐ Case ended: Date \_\_\_\_\_  
Reason ended: \_\_\_\_\_
14. ☐ Check not signed.
15. ☐ This document is a copy – must file original.
16. ☐ Needs derivation.
17. ☐ Other: In order to file your Motion

**They made  
me pay**

you will need to provide a Motion  
Cover sheet & \$25.00 fee. I tried numerous  
times to call but have been unable to reach you!  
Please make the necessary correction(s) and return for recording. Thank you  
for your assistance.

Thank you!  
Lisa Shilling  
Assoc Deputy Clerk

P.17

Verified by

Amanda Weatherly  
under Oath  
Fraud Foreclosure

with Wesley Bank

8784872 is my DID First  
Union Bank Account No.

I have not been with  
them or paid on that  
Account No. in over  
13 yrs

STATE OF SOUTH CAROLINA )  
COUNTY OF YORK )

IN THE COURT OF COMMON PLEAS

Wells Fargo Bank, N.A., )

Civil Action No. 2012-CP-46-1328

Plaintiff, )

**MOTION FOR ORDER OF REFERENCE**

vs. )

Alice L. Roseboro, )

Defendant. )

TO: DEFENDANT ALICE L. ROSEBORO

You will please take notice that on the tenth (10<sup>th</sup>) day after service hereof, or as soon  
thereafter as may be scheduled, the undersigned attorney for Plaintiff will move before the  
presiding judge of the York County Court of Common Pleas for an Order referring the above-  
captioned matter to the Honorable S. Jackson Kimball, York County Master-in-Equity, with  
finality. The basis for this motion is that this action was filed as a mortgage foreclosure action,  
which is an equitable, non-jury proceeding. Furthermore, there has been no demand for jury trial.

This motion is based upon the pleadings in this case, Rules 53 and 71 of the South  
Carolina Rules of Civil Procedure, applicable South Carolina law, and such other materials as  
may be presented to the Court.

McANGUS, GOUDELOCK & COURIE, LLC

By: 

Thomas E. Lydon  
1320 Main Street, 10<sup>th</sup> Floor  
Post Office Box 12519  
Columbia, South Carolina 29211  
803-779-2300

August 14, 2013

Attorneys for Plaintiff

P. 19

STATE OF SOUTH CAROLINA )  
COUNTY OF YORK )

IN THE COURT OF COMMON PLEAS

Wells Fargo Bank, N.A., )

Civil Action No. 2012-CP-46-1328

Plaintiff, )

**AFFIDAVIT OF AMANDA WEATHERLY**

vs. )

Alice L. Roseboro, et al. )

Defendant. )

Personally appeared before me Amanda Weatherly who, being duly sworn, deposes and says that:

1. I am a Vice President Loan Documentation for Plaintiff.

2. In my capacity as a Vice President Loan Documentation for Plaintiff, I am familiar with the loan that is the subject of the above-captioned action, and I have access to the records concerning the transaction and the related litigation. This affidavit is based on personal knowledge and information obtained from Plaintiff's records.

3. The mortgage loan that is the subject of this foreclosure action is evidenced by a promissory note and mortgage dated January 5, 2000, in the original principal amount of \$99,900.00.

4. Copies of the promissory note and mortgage are attached as Exhibits A and B to this affidavit.

5. The last funds received on this loan were in the amount of \$234.84 on March 7, 2011. No payments have been received since that date.

8784872  
ROSEBORO

FUMC Loan No. 8784872

# NOTE

R20

January 5 2000  
(Date)

ROCK HILL  
(City)

SOUTH CAROLINA  
(State)

1852 RON BEA DRIVE  
(Property Address)

ROCK HILL, SC 29730  
(Property Address)

## 1. BORROWER'S PROMISE TO PAY

In return for a loan that I have received, I promise to pay U. S. \$ 99,900.00 (this amount is called "principal"), plus interest, to the order of the Lender. The Lender is FIRST UNION MORTGAGE CORPORATION. I understand that the Lender may transfer this Note. The Lender or anyone who takes this Note by transfer and who is entitled to receive payments under this Note is called the "Note Holder."

## 2. INTEREST

Interest will be charged on unpaid principal until the full amount of principal has been paid. I will pay interest at a yearly rate of 7.750 %.

The interest rate required by this Section 2 is the rate I will pay both before and after any default described in Section 6(B) of this Note.

## 3. PAYMENTS

### (A) Time and Place of Payments

I will pay principal and interest by making payments every month.

I will make my monthly payments on the 1st day of each month beginning on February 1 2000. I will make these payments every month until I have paid all of the principal and interest and any other charges described below that I may owe under this Note. My monthly payments will be applied to interest before principal. If, on January 1 2030, I still owe amounts under this Note, I will pay those amounts in full on that date, which is called the "maturity date."

I will make my monthly payments at 1100 CORPORATE CENTER DRIVE  
RALEIGH, NC 27607-5066 or at a different place if required by the Note Holder.

### (B) Amount of Monthly Payments

My monthly payment will be in the amount of U.S. \$ 715.70.

## 4. BORROWER'S RIGHT TO PREPAY

I have the right to make payments of principal at any time before they are due. A payment of principal only is known as a "prepayment." When I make a prepayment, I will tell the Note Holder in writing that I am doing so.

I may make a full prepayment or partial prepayments without paying any prepayment charge. The Note Holder will use all of my prepayments to reduce the amount of principal that I owe under this Note. If I make a partial prepayment, there will be no changes in the due date or in the amount of my monthly payment unless the Note Holder agrees in writing to those changes.

## 5. LOAN CHARGES

If a law, which applies to this loan and which sets maximum loan charges, is finally interpreted so that the interest or other loan charges collected or to be collected in connection with this loan exceed the permitted limits, then: (i) any such loan charge shall be reduced by the amount necessary to reduce the charge to the permitted limit; and (ii) any sums already collected from me which exceeded permitted limits will be refunded to me. The Note Holder may choose to make this refund by reducing the principal I owe under this Note or by making a direct payment to me. If a refund reduces principal, the reduction will be treated as a partial prepayment.

## 6. BORROWER'S FAILURE TO PAY AS REQUIRED

### (A) Late Charge for Overdue Payments

If the Note Holder has not received the full amount of any monthly payment by the end of 15 calendar days after the date it is due, I will pay a late charge to the Note Holder. The amount of the charge will be 5.000 % of my overdue payment of principal and interest.

I will pay this late charge promptly but only once on each late payment.

### (B) Default

If I do not pay the full amount of each monthly payment on the date it is due, I will be in default.

### (C) Notice of Default

If I am in default, the Note Holder may send me a written notice telling me that if I do not pay the overdue amount by a certain date, the Note Holder may require me to pay immediately the full amount of principal which has not been paid and all the interest that I owe on that amount. That date must be at least 30 days after the date on which the notice is delivered or mailed to me.

### (D) No Waiver By Note Holder

Even if, at a time when I am in default, the Note Holder does not require me to pay immediately in full as described above, the Note Holder will still have the right to do so if I am in default at a later time.

### (E) Payment of Note Holder's Costs and Expenses

If the Note Holder has required me to pay immediately in full as described above, the Note Holder will have the right to be paid back by me for all of its costs and expenses in enforcing this Note to the extent not prohibited by applicable law. Those expenses include, for example, reasonable attorney's fees.

(F) The Note Holder may collect a processing fee for any check received by Note Holder which is dishonored and returned as provided by state law or charged by national banks from time to time.

## 7. GIVING OF NOTICES

Unless applicable law requires a different method, any notice that must be given to me under this Note will be given by delivering it or by mailing it by first class mail to me at the Property Address above or at a different address if I give the Note Holder a notice of my different address.

Any notice that must be given to the Note Holder under this Note will be given by mailing it by first class mail to the Note Holder at the address stated in Section 3(A) above or at a different address if I am given a notice of that different address.

6. As of July 17, 2013, the principal balance due and owing on the promissory note is \$91,130.75, and the accrued interest is \$5,091.94.

P. 21

Amanda Weatherly

Amanda Weatherly  
Vice President Loan Documentation  
Wells Fargo Bank, N.A.  
07/29/2013

State of Iowa )

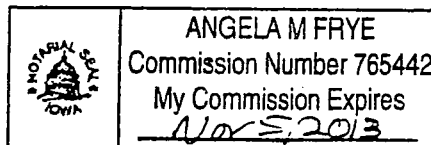
) ss.

County of Dallas

Signed and sworn to (or affirmed) before me on July 29, 2013 (date)  
by Amanda Weatherly (name[s] of person[s] making statement).

Angela M Frye (Signature)  
Notary Public (or title/rank of other officer)

(Stamp or Seal)



① OF 6

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

04/22/14

APPEAL FROM YORK COUNTY COURT OF COMMON PLEAS Doc #2

CASE NO. 2014-000346

Wells Fargo

Respondent

vs.

Alice L. Roseboro

Appellant

"MOTION TO COMPEL AFFIDAVIT"  
FOR RELIEF PURSUANT TO RULE 208  
NO! OPPOSITION!

I Appellant hereby make motion by way  
of AFFIDAVIT for the Appellate Court to  
grant me a judgment by reversing  
the decision of the Lower Court from  
judgment enter on Feb 10 2014 from the  
Master and Special Referee Charles S. Bradford;

Q

In accordance with rule 208 of INITIAL Brief, the respondent was sent a certified copy of my initial Brief by proof of service on 03/21/2014, The respondents had 30 days to reply back under Rule 208 A(2) the Attorney for respondent failed to reply back during the time frame allowed. I Appellant hereby way of Affidavit, make motion to compel the Appellate court and respectfully ask that they grant me relief of all that I ask under the Conclusion of comment noted in my Initial Brief; on filed with the Appellant Court sent also with proof of service, since the respondent gave NO OPPOSITION! AND NO Reply! By there silence, the respondents agreed to all I Allege

③

under Rule 208 including the prayer for Relief, I ask the court for: "The Respondent

Denied me due Process. Brady vs Maryland 373 US 83."

By the Respondent's silence they concurred by the silence I fully concur. I

Appellant respectfully ask the Appeals

Judge John C. New to stipulate and

grant me a judgment by default, do

to NO. Opposition! from respondent

to my Initial Brief, pursuant to Rule

208 guidelines for Respondent's Reply. The

Respondent and Judge "With drew the Summary

Judgment at the hearing Sept 13 2013 Denied my

evidence from being enter in court." They

denied my right under the 14 amendment

for due Process. U.S. Supreme Court

Brady v. Maryland 373 US 83, (84, 85, 86-91)

STATE OF SOUTH CAROLINA  
COUNTY OF YORK  
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE  
CASE NUMBER 2012CP4601328

Wells Fargo Bank NA

Alice Roseboro  
Citibank South Dakota  
NA  
Founders Federal Credit  
Union

Alice L Roseboro  
Department of Revenue  
South Carolina  
LVNV Funding LLC

## PLAINTIFF(S)

## DEFENDANT(S)

Submitted by: Court

Attorney for: ☐ Plaintiff ☐ Defendant  
☐ Self-Represented Litigant

## DISPOSITION TYPE (CHECK ONE)

- ☐ JURY VERDICT. This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- ☒ DECISION BY THE COURT. This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered. ☐ See Page 2 for additional information.
- ☐ ACTION DISMISSED (CHECK REASON): ☐ Rule 12(b), SCRPC; ☐ Rule 41(a), SCRPC (Vol. Nonsuit);  
☐ Rule 43(k), SCRPC (Settled); ☐ Other: \_\_\_\_\_
- ☐ ACTION STRICKEN (CHECK REASON): ☐ Rule 40(j) SCRPC; ☐ Bankruptcy;  
☐ Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; ☐ Other: \_\_\_\_\_
- ☐ DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):  
☐ Affirmed; ☐ Reversed; ☐ Remanded; ☐ Other: \_\_\_\_\_

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: ☒ See attached order; (formal order to follow) ☐ Statement of Judgment by the Court:

## ORDER INFORMATION

## ORDER

This order ☐ ends ☐ does not end the case.  
Additional Information for the Clerk: \_\_\_\_\_

## INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

| Judgment in Favor of<br>(List name(s) below) | Judgment Against<br>(List name(s) below) | Judgment Amount To be Enrolled<br>(List amount(s) below) |
|----------------------------------------------|------------------------------------------|----------------------------------------------------------|
| N/A                                          |                                          |                                                          |
|                                              |                                          |                                                          |
|                                              |                                          |                                                          |
|                                              |                                          |                                                          |

If applicable, describe the property, including tax map information and address, referenced in the order:

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

s/ *Charles S. Bradford*

2098

2/10/2014

Special Referee

Judge Code

Date

**For Clerk of Court Office Use Only**

This judgment was entered on , and a copy mailed first class or placed in the appropriate attorney's box on , to attorneys of record or to parties (when appearing pro se) as follows:

Thomas E. Lydon  
PO Box 12519  
Columbia, SC 29211

Milton Gary Kimpson  
PO Box 12265  
Columbia, SC 29211

Alice Roseboro  
1852 Bon Rea Drive  
Rock Hill, SC 29730-3007

\_\_\_\_\_  
ATTORNEY(S) FOR THE PLAINTIFF(S)

\_\_\_\_\_  
ATTORNEY(S) FOR THE DEFENDANT(S)

*David Hamilton*

Court Reporter

David Hamilton - Clerk of Court

**ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.**

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

P. 6

APPEAL FROM YORK COUNTY  
Court of Common Pleas

Charles S Bradford, Master and Special Referee

Case No. 2014-000346

Wells Fargo Bank na

Respondent

V.

Alice L Roseboro

Appellant

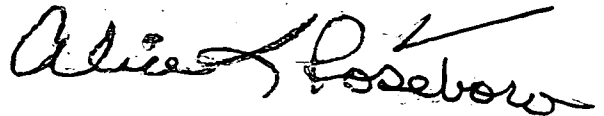
**PROOF OF SERVICE**

I appellant certify that I am sending the enclosed documents to the attorney for the respondent, Thomas E. Lydon at his address I have on record 1320 Main St 10<sup>th</sup> fl or at his P O Box 12519 Columbia, SC 29211. By U S Mail or personal service to be delivered with postage prepaid.

On 04/28/2014

Alice L. Roseboro  
1852 Bon Rea Dr  
Rock Hill, SC 29730  
803-579-2331  
Attorney for Appellant

Thomas E. Lydon  
1320 Main St 10<sup>th</sup> Fl  
P O Box 12519  
Columbia, SC 29211  
803-779-2300  
Attorney for Respondent





**FedEx**  
Express

**NEW Package**  
**US Airbill**

Tracking Number: **055 8574 1771**

1 From Date: **4/30/14** Phone: **503 5993331**

Sender's Name: **Alfred J. Robinson**

Company: **Day/Flr/Suite/Room**

Address: **1552304 Road** State: **SC** ZIP: **29230**

City: **Pickens**

**2 Your Internal Billing Reference**

3 To Recipient's Name: **SC Computer & Network** Phone: **803 885 885**

Company: **SC Computer & Network**

Address: **1015 S. Sisson** Day/Flr/Suite/Room: **Day/Flr/Suite/Room**

State: **SC** ZIP: **29520**

City: **Columbia**

fedex.com 1800.GoFedEx 1800.463.3339



8055 8574 1771

**SS**

**0200**

**4 Express Package Service**

NOTE: Service order has changed. Please select carefully.

**Next Business Day**

☐ **FedEx First Overnight**

☐ **FedEx Priority Overnight**

☒ **FedEx Standard Overnight**

☐ **FedEx 2Day AM**

☐ **FedEx 2Day**

☐ **FedEx Express Saver**

☐ **Other**

**5 Packaging**

☒ **FedEx Envelope**

☐ **FedEx Pak**

☐ **FedEx Box**

☐ **FedEx Tube**

☐ **Other**

**6 Special Handling and Delivery Signature Options**

☐ **SATURDAY Delivery**

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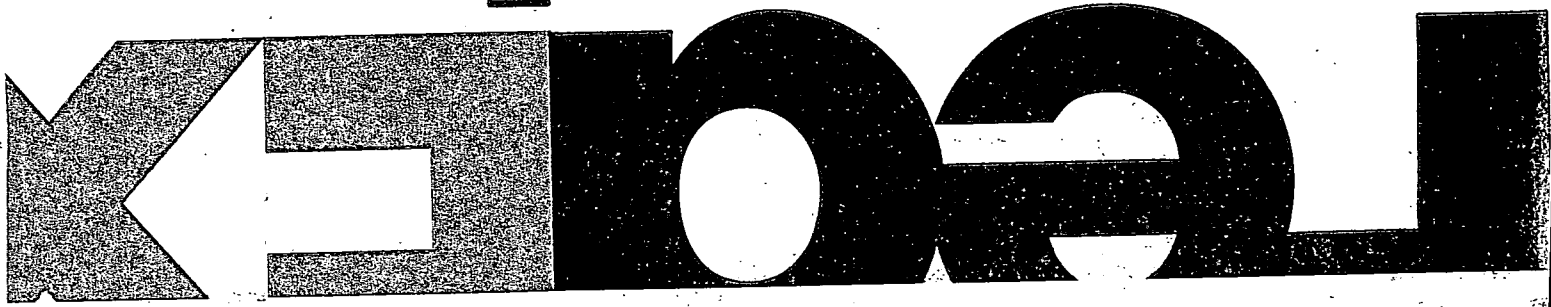
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Express

envelope shipping

**TRY FEDEX<sup>SM</sup>  
ONE RATE**

Flat rate shipping that  
delivers more.

[fedex.com/tryonerate](http://fedex.com/tryonerate)

114 NM13.001

**RECEIVED**  
MAY 01 2014  
SC Court of Appeals

**104**  
RT  
B20  
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177A  
05:01

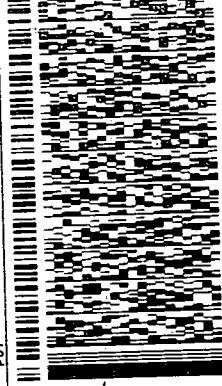
SC COURT OF APPEALS  
1015 SUMTER ST

COLUMBIA SC 29201

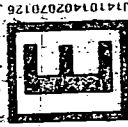
REF: (843) 577-5412

PO:

DEPT:



**FedEx**  
Express

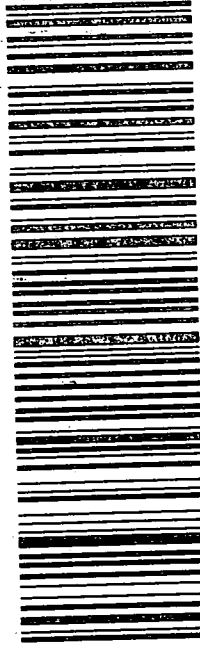


THU - 01 MAY AA  
STANDARD OVERNIGHT

TRK# 8055 8574 1771  
0200

**XH USCA**

29201  
SC-US CAE



Align bottom of peel and stick airbill here.