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JUN 16 2014

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM YORK COUNTY
Court of Common Pleas

EXCERPT #1

Charles S Bradford, Master and Special Referee

Case No. 2014-000346

Wells Fargo Bank na

Respondent

v.

Alice L Roseboro

Appellant

INITIAL BRIEF OF APPELLANT

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

Alice L. Roseboro

Affordable Homes program which stated Not Any Fees are to be added. Wells Fargo failed to police the actions of there employee because inappropriate fees were added and my payment was fraudulently removed after I made a complaint Which lead to a service rep retaliation on my modification and the removal of my payment I made in good faith for my Nov 1 2010 billing statement. I had a right to complain, But they did not have the right to retaliate. And they did.

See Exhibit A and B enclosed

~~*~~ **CONCLUSION**
Statement of claim

~~B~~ appellant want this judgment reversed against me do to putting me in a fraud Foreclosure with the wrong bank being a First Union Bank Account number 8784872 as Amanda Weatherly affidavit gives true affirmation along with the amended promissory note of a \$715.70 payment failing to take in consideration that a modification was done in 2010 that made a permanent change to the previous promissory note that was no longer binding on me after being approved for the govern Affordable Homes Modification Program as stated in the Oct 8 2010 letter from the respondent.

~~B~~ appellant want the appeals court to grant my default judgment I submitted on Oct 7 2013 do to no opposition Ever from the opposing attorney. I ask that the appeals judges to award me a prayer of relief for 1million dollars for each of the 3yrs I have been in this fraud foreclousure action on the wrong bank and most of all the Hindrance created do to the conflict of interest shown from the Master

Referee Charles S Bradford, as his loyalty clearly was with the respondent Wells Fargo Bank and not with me, in his violation of at rule 5 (b)(3) from the fraud On the Proposed Order he signed on Jan 23 2014 the exact same day I got it in the mail. He had no respect for me are the Judges Oath he took to be fair. I ask that the appeals judges have the respondent clear my credit report from all 3 credit bureaus of being late on my mortgage payment from Nov 1 2010 up to the current date, ~~And~~ ~~remove~~ all late payments added do to there error in poor judgment made by them. I ask that the appeal judges have the respondent pay pay home off in full for whatever the amount they claim is due and send me my title to me clear and free. I ask that the appeals judges removed the other appellants off my appeals as they have hired attorneys to speak up for them and not a one filed a new affidavit against the respondent on this appeal. They had free will to do so and choose not to as I stated before I stand along on this appeal. I will settle up with the appellants each in a private discussion once my judgment is granted. I again ask that this judgment and additional prayer of relief be granted to me tax free and any taxes that may arise be charged back to the respondent as they are the Wells Fargo Bank and should be held accountable for all there actions. I ask that the Master and Special Referee be suspended for having a conflict of interest, knowing he does closing for Wells Fargo Bank as his employee Diane as already given affirmation that they do make closings for Wells Fargo Bank. The judge did in fact cause a hindrance and violated the very oath he took a pledge to follow. I refuse to belief that all the judges are

1.3

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 initial briefing to the attorney for the respondent, Thomas E. Lydon at his address I have on record 1320 Main St 10th 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 03/20/2014

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

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



THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

P. 3

APPEAL FROM YORK COUNTY
Court of Common Pleas

Excerpt #2

Charles S Bradford, Master and Special Referee

Case No. 2014-000346

Wells Fargo Bank na

Respondent

v.

Alice L Roseboro

Appellant

April 28 2014 No Opposition Reply from Respondent

I appellant again in Reply Brief ask the Appeals Judges to grant a judgment against the respondent

Wells Fargo Bank for there No. Opposition! To my Initial Brief in the 30 day reply time pursuant to rule 208 Rules state they are to be held accountable to the facts I allege in my initial brief sent. A new Cover Sheet is also enclosed do to hindrance of typo and margins errors from local library. My first Appeals Notice had to be resent do to allege hindrance from using the local library. The same library my former Employer Comporium provides internet service for and that I also have a Appeals Case Pending on them As well(Case No 12-2136). Please update with the New Cover Sheet enclosed for my Initial Brief.

Facts show the Respondent gave No. Opposition Reply to accepting less than the entire transcript.

Request all other appellants be removed as they filed there affidavits on a Fraud Foreclosure Action against me, and as the Facts of Amanda's Weatherly affidavit under her sworn oath proves that this foreclosure action was filed on First Union Bank I have not been with in over 13yrs are paid any payments to in over 13years as my account was sold to another bank over 13 years ago. Since the Wells Fargo Bank delivered this fraud info to the creditors and the public, I make Motion to compel by way of

Affidavit for the Respondent to pay All the Creditors off in Full on whatever the balance, they allege I owe. And any taxes are additional fees arising for these creditors be paid by the respondent Wells Fargo Bank . They in fact by failing to police the actions of there employees, deceived All the Creditors who filed there Affidavits, and deceived me by filing this Fraud Foreclosure on me with the wrong bank. A First Union Bank and wrong account No. 8784872 as noted in Amanda Weatherly's Affidavit she submitted to the court. **The respondent also informed the court I did not turn in all my paper work on**

My modification. When proof of letter sent on Oct 8 2010 shows the modification was complete. They Also claim I still owed for my Nov 1 2010 mortgage , but proof sent to the court and respondent shows I did pay my Nov 1 2010 mortgage payment. The lied to the court, to the Creditors and to me.

I appellant also make motion to compel by this affidavit for the Judge S Jackson Kimball II and the attorney Thomas E Lydon be Suspended and Disbarred for withdrawing the Summary Judgment at the Sept 17 2013 hearing to keep me from testifying and submitting my evidence to the court in direct opposition to there summary judgment as verified on page/ 16 / of the court transcript . They

Both violated my rights under the 14 amendment for Due Process on civil Procedures. U. S. Supreme Ct Brady v. Maryland 373 U.S, 83) There fraud Proposed Order filed by the attorney On Sept 19 2013 was granted entry Into court and signed by Judge Kimball III on Sept 20 2013 before I could give my comment a rule 5 b (30 violation of civil procedures. This was a unfair hindrance to me. **I appellant**

also make motion for the Master and Special Referee Charles S Bradford be Suspend for a conflict of interest he has cause ,violation of the Code of Cannon 4 ,since his employee Diane verified to me that his office does closing for the Wells Fargo Bank , his being the judge was a showing of Bias in the court tribune Code of Cannon 3 violation. I feel he showed partiality when he knows he does closings for the Wells Fargo Bank, The Master Referee knew his actions would create a conflict of interest .He

P.S

should have bowed out gracefully and let another judge take over. The Master and Special never sent me a copy of the Jan 10 2014 hearing signed by him for me to attend ever and I give true affirmation to this. The judge Bradford in fact signed off on a Proposed Order sent to me by the attorney on Jan 21 2014 and received in the mail on Jan 23 2014. Rule 5 b (3) states I have the right to comment on a Proposed Order Before the Judges signs it. The Judge Charles S Bradford had signed the Proposed Order on Jan 23 2014 and the court with held the signature page from me for over 10 days. My

reply was given to his office on Jan 28 2014, My reply had no merit since the Judge Charles S Bardford signed off on it Jan 23 2014. His signing show his loyalty was with Wells Fargo Bank as he does closings for them. His denying my comment by signing on Jan 23 2014 was Bias a Code Cannon 3 violation, he was not being fair as he took and oath to do. I ask the court and make motion to compel by way of this affidavit for the Master and Special Referee Charles S Bradford be Suspended for creating a Conflict of Interest and being Bias in his tribune. Facts show he was prejudice toward me being Pro Se. I ask that

my full request be granted from my Initial Brief and in this Reply since the Respondents gave NO Opposition., by there silence they agreed and concurred to all I allege., so I concur I ask the Appeals Judges to stipulate , for denying my right to Due Process under the 14 amendment.

See Enclosed Exhibits A.

Sincere Respect

Appeals Judges

Alex Roseboro

IN THE COURT OF COMMON PLEAS
STATE OF SOUTH CAROLINA

COUNTY OF YORK

CASE NO. 2012-CP-46-1328

RECEIVED

JUN 16 2014

SC Court of Appeals
Exempt #3

Defendants
Alice L Roseboro

Doc #3 P. 10 F 3

vs
Plaintiff

Wells Fargo Bank na Usa

Attention Clerk of Court

Affidavit for Judgment by Default under Rule SCRCF 55
for Hindrance and Contempt of Court

FILED RECEIVED
2013 OCT -7 PM 12:44
DAVID HAMILTON
C.C.P. & GS
YORK COUNTY, SC

Attn: Honorable David Hamilton Clerk of Court

Personally Appeared Before Me, the undersigned Alice L Roseboro who being duly sworn in deposes and states as follow:

I defendant hereby way of this Affidavit make this Request:

For the Clerk of Court to Grant me a Default Judgment under rule SCRCF55 do to Plaintiff's Hindrance caused in withdrawing the counter claim against his summary judgment at a Motion Hearing set for Sept 17 2013. and the Judge Kimball also withdrawing there Summary Judgment at the end of the Hearing when I ask questions about it.

I mention before I was Never Allow to state my argument in opposition to the Summary Judgment on the Motion Roster which is one of the main reason I went there, To state my side of the argument. In opposition to the Affidavit submitted my Amanda Weatherly given to me by the Plaintiff attorney on Aug 15 2013 by mail.

The Summary Judgment Was in fact withdrawn on Sept 17 2013 as the court recorder should be able to give affirmation to. The Plaintiff sent me a copy of his Proposed Order for the Judge Kimball to Grant him Entry to court dated Sept 19 2013.

The Judge Kimball honored his request on Sept 20th in a letter he sent me Sept 20 2013. The Hindrance I allege committed in the court was the Summary Judgment being denied in part by the attorney and then in whole by the Judge Kimball on the Hearing on Sept 17 2013 . I was Never Allow to make Any Argumentation of my facts.

A motion that is Denied on Sept 17 2013, should not have Been Granted Entry to Court.

Doc # 18 P. 2013

Nothing was ever sent to me, from the court showing where it was Reinstated again. There Summary Judgment was Granted Entry to Court on Sept 20 2013 and I was Never allowed to make my Reply in opposition to Amanda Weatherlys Affidavit sent. I seen no Propose Order Motion Cover Sheet as Paid Sent to My by the Attorney.

As I discovered her Affidavit confirmed and gave Affirmation that the foreclosure action taken against my account was over 35 months ago effective Oct 8 2010 up to this current date was based on the Exhibit A. She Enclosed from a First Union Bank Account No.#8784872 from Jan 05 showing a monthly payment of \$715.70 being owed with a face value of the principle value showing for \$99,000.00 on the enclosed promissory note. She gave affirmation to this info as being True under her Sworn Oath taken on July 29 2013. And being a Vice President of Loan Documentation, and she verifies all this base on her Personal Knowledge, and having access to my records on this loan transaction and other related info dealing with my foreclosure.

I defendant state under my sworn oath that I have not used the above Account Number on the First Union Mortgage she submitted to the court in over 12 years. And I state I never made a payment on this Account Number showing for 8784872 on a First Union Mortgage in over 12 years, In direct opposition to her showing a payment made in March 2011. Again I under my sworn oath Never made a payment on this Account she states 8784872 promissory note ever in over 12 years.

I defendant discover this Fraudulent Action done on my Mortgage Foreclosure from the Affidavit sent to me by the plaintiff Attorney Thomas E Lydon. A New Modification had already became Effective as of Oct 8 2010 and updated again Nov 8 2010 and therefore affirms that the Foreclosure Filed on me April 10 2012 was base on Fraud as Amanda Weatherly's Affidavit gives clear affirmation to.

All facts are noted in Exhibit A sent Aug 27 2013 to the court.

I ask the court to Hold Wells Fargo Bank accountable for NOT POLICING the actions of there hired Reps and Attorneys for Not making sure that the information on my mortgage was Accurate before filing this action in the Court on April 10 2012. The plaintiff Wells Fargo has been giving warnings before from the court in Not Policing the actions of there hired brokers.

As I have Affirm from Amanda Weatherlys Affidavit, this foreclosure is base on Fraud info from a First Union Mortgage Account 8784872 and a promissory note with a payment of \$715.70 showing which no longer binding for the past 35 months.

**A Fraudulently Foreclosure Act was Committed by the Plaintiff **

** I ask for relief under rule 13c be granted for 3 times the face value that is showing on the promissory note she submitted for \$99,000.00 Do to this fraudulent information. present and filed with this court for over the past 35 months. As Amanda Weatherly a VP of Loan Documentations has verified under oath. Total \$297,000.00 for the 36 months of 3 years being in this Fraudulent Foreclosure Actions.*

Doc #3 P. 30F3

* I ask the court for the additional late fees of 35 payments tl of \$1,252.65 compensation be granted do to there actions on this fraudulent foreclosure.

I ask the court for and additional \$99,000.00 for the forging of my name from a 3 month contract without my permission dated July 16 2010 and pinned to a New Contract sent to me in the mail dated Nov 8 2010.

I ask the court for and additional \$99,000.00 for the fraudulent removal of my payment from Nov 01 2010 to put me in this fraudulent foreclosure action.)

I ask the court to have all damages be awarded tax free to me and charge back to the Plaintiff Wells Fargo Bank na.

Any actions they may want to take against me be dismiss with prejudice.

I ask the court to grant me any additional relief that they may deem just and proper for the Plaintiff failure of policing the actions of there employees and there hired attorney who withdrew the counterclaim against his summary judgment in act of bad faith and malicious intent, when he knew it was already withdrawn by the Judge Kimball on Sept 17 2013. And fraudulent made a request to be granted him Entry on Sept 19 2013. And the Judge Kimball Granted his wish knowing full well he had withdrawn it on Sept 17 2013.

I make these statements above under Sworn Oath taken an Subscribed before me this day.

Of 10-4-13

Alice L Roseboro

Urb R Jordan

Alice L Roseboro
1852 Bon Rea Dr
Rock Hill SC 29730

Notary Public for South Carolina My Commission Expires 3-29-17

Date 10/4/2013

CERTIFICATE OF SERVICE

I Plaintiff hereby certify that the foregoing enclosed documents are in process of being mailed are filed to the Clerk of Court and these same documents are in the process of being served upon the defendants Attorney by placing same documents in a mail envelope with postage paid and placed in a US Government official mail deposit box to be delivered by US Government mail carrier and are Personal Mail Server to the said defendants Attorney for delivery.

From:

Plaintiff
Alice L Roseboro
1852 Bon Rea Dr
Rock Hill, SC 29730
803-579-2331



To:

MG&C Attorney for defendants
McAngus Goudelock & Courie LLC
1320 Main St 10th floor
PO Box 12519
Columbia SC 29211

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2013 OCT -7 PM 12:44
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