

THE STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

---

Appeal from Chester County  
Court of Common Pleas

Brooks P. Goldsmith, Circuit Court Judge

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**RECEIVED**

Trial Court Case No. 2011-CP-12-0291

JUL 22 2014

Supreme Court Appellate Case No. 2014-001039 **S.C. Supreme Court**

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Robert H. Breakfield, as attorney in fact ..... Respondent,

v.

Mell Woods ..... Petitioner.

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Respondent's Return to Petitioner's Motion to Reinstate Appeal

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The Circuit Court's Order affirming the Magistrate's Court's Order was affirmed by the Court of Appeals in the per curiam Unpublished Opinion No. 2014-UP-076, filed February 26, 2014. The Petitioner's Petition for Rehearing was denied by Order filed April 24, 2014. Petitioner moved this court for an extension of time to file and serve his Petition for Writ of Certiorari and the Appendix. By Order dated May 16, 2014, Petitioner's deadline for filing a Petition for Writ of Certiorari and Appendix was extended through June 21, 2014. Because June 21 was a Saturday, Petitioner's filing deadline was extended to June 23 pursuant to Rule 263(a), SCACR.

On June 27, 2014, having not received a Petition for Writ of Certiorari and Appendix, this Court issued an Order dismissing the matter. The Court of Appeals issued its Remittitur to the Circuit Court on June 27, 2014.

On July 3, 2014 Petitioner's Petition and Appendix were delivered to the Court by United States Postal Service delivery. By letter to the Petitioner dated July 7, 2014, the Clerk of Court advised Petitioner of the dismissal and returned his filing fee. By letter dated July 11, 2014 the Clerk of Court, in response to Petitioner's July 7 letter, advised the Petitioner that United States Postal Service records indicated that he had not timely mailed/filed the Petition and Appendix and for that reason the matter had been dismissed. The Postal Services's tracking report was enclosed with the Clerk of Court's July 11 letter. On July 14, 2014, Petitioner filed his motion to reinstate appeal.

Petitioner has been abusing the courts and the Respondents since 2010 with his *pro se* mischief. He is using the courts as a tool to create delay so that he can stay on real property owned by the various Respondents, and to impose great costs on the Respondents, no doubt in the hope that they will grow tired and offer Petitioner some settlement concession. It is time for the Court to put a stop to this.

Five cases are now before this Court involving the Petitioner, Mell Woods, and the Hinson family. They are:

1. 2010-CP-12-0201 (Supreme Court Case No. 2013- 001946;)
2. 2010-CP-12-0168 (Supreme Court Case No. 2013-001947;)
3. 2011-CP-12-0323 (Supreme Court Case No. 2014-000660;)
4. 2011-CP-12- 0291 (Supreme Court Case No. 2014-001039;) and

5. 2011-CP-12-0595 (Supreme Court Case No. 2014-001246.)

Matters of record in this Court related to these cases are incorporated herein by reference.

In case no. 1, Mr. Woods tried to insert himself into matters of probate estate administration in the estate of Reba Hinson. The probate court denied Petitioner's various efforts to interfere in estate administration. Petitioner appealed to circuit court where the probate court orders were affirmed. Petitioner appealed to the Court of Appeals where the circuit court was affirmed in a per curiam unpublished opinion. His Petition for Writ of Certiorari is now pending in this court, a case commenced in 2010.

In case no. 2, Petitioner filed claims against the Reba Hinson estate. The claim proceeding was removed to circuit court. After slogging through many procedural delays, the Respondents were granted summary judgment by the circuit court. Petitioner appealed to the Court of Appeals, but he appealed only the Order denying his motion for reconsideration and did not appeal the summary judgment order itself. On motion of Respondents, the Court of Appeals dismissed the appeal, and rightfully so based on clear and consistent precedent. Petitioner filed a Petition for Writ of Certiorari to this court which, for reasons the undersigned will never understand, was granted with direction to the Court of Appeals to hear the appeal. The pro se Petitioner was excused, and the case went on, with attendant costs to the Respondents, resulting in the Court of Appeals affirming the circuit court in a per curiam unpublished opinion. Petitioner's Petition for Writ of Certiorari is now pending in this Court, a case commenced in 2010.

In case no. 3, Mr. Woods sought to have the last will of Reba Hinson's deceased husband construed to have devised a fee interest in the land to Reba Hinson rather than having devised a life estate. Petitioner is not a member of the Hinson family; he was neither a devisee in Mr. Hinson's

last will nor an intestate heir of Mr. Hinson. Nevertheless, Petitioner had his day in court, and the circuit court granted summary judgment to the Hinson family. Petitioner appealed to the Court of Appeals which affirmed the circuit court in a per curiam unpublished opinion. Petitioner's Petition for Writ of Certiorari is now pending in this Court, a case commenced in 2011.

Cases 4 and 5 are now in the same procedural place in the time line of this never-ending saga. Case no. 4 is the above-captioned case, an eviction case commenced in the magistrate's court by the Respondents to have Mr. Woods evicted from Respondents' land. Petitioner herein appealed a magistrate's court pretrial Order to the circuit court. The circuit court affirmed the magistrate's court. Petitioner appealed to the Court of Appeals which affirmed the circuit court in a per curiam unpublished opinion. Petitioner was granted an extension to file a petition for a writ of certiorari, and for reasons addressed hereinbelow, the matter was dismissed before the petition was filed and served. Petitioner has filed a Motion to Reinstate Appeal that is now under consideration of the court.

Case no. 5 is in the same procedural posture as case no. 4. Petitioner filed an action against the Respondents in circuit court for various and sundry frivolous causes of action. The circuit court granted summary judgment in favor of the Hinson family. Petitioner appealed to the Court of Appeals which affirmed the circuit court in a per curiam unpublished opinion. Petitioner was granted an extension to file a petition for a writ of certiorari, and for reasons addressed hereinbelow, the matter was dismissed before the petition was filed and served. Petitioner has filed a Motion to Reinstate Appeal that is now under consideration of the court.

Petitioner's unverified motion herein is supported only by his affidavit dated July 14, 2014 in which he represents that his package containing the Petition and Appendix addressed to this Court for filing was deposited in the "post office 28209" on June 23, 2014 at approximately 8:30 pm. Although Petitioner had been advised by the Clerk of Court that the postal service tracking report for his package indicated that the package was deposited with the postal service on July 1, 2014, Petitioner's affidavit does not expressly address that fact. His affidavit, by implication, charges that the postal service mishandled or lost the package and was seven days tardy in scanning the package. A convenient excuse to be sure. The Petitioner chose to use the Postal Services's Click-N-Ship program, with its attendant tracking procedures, to deliver his filings to the Court and to Respondents' attorney. He now tries to disavow the tracking report. Why Petitioner crossed the state line to use a Charlotte, NC post office rather than the Great Falls or Lancaster, SC post offices is anyone's guess.

Filed and served with this Return, and incorporated herein, is the Affidavit of the manager of the 28209 post office station located as 4117 Park Road in Charlotte, NC. The Affidavit explains the Click-N-Ship procedure used by the Petitioner and refutes the implication that the postal service took possession of the Petitioners' packages on June 23, 2014 and did nothing with them for seven days. The undersigned hereby notes that Petitioner's affidavit does not mention his second package, addressed to the undersigned as attorney for Respondents, containing and serving copies of the Petition and Appendix. The Affidavit identifies the Postal Service tracking reports for each package, the one to be filed with the court and the one to be served on the Respondents' attorney.

That two separate packages would be mishandled, lost and delayed on identical time lines is too far-fetched to believe. And, when considered in light of the events in Case No. 2014-001246, where the exact circumstances were alleged to have occurred several days earlier: labels dated June 19, tracking reports shows USPS receipt of packages addressed to the Court and to the undersigned on June 26, 2014, with the Petitioner again blaming the postal service for the seven-day delay, makes the Petitioner's story even more a work of fiction. It appears that the Petitioner has made serious misrepresentations to the Court in his July 14, 2014 affidavit and in his certificate of service wherein he claims to have served the undersigned by mail on June 23, 2014.

Appellate Court Rules "are not mere technicalities but provide the parties and this Court with an orderly mechanism through which to guide appeals in this State." Forner v. Butler, 319 S. C. 275, 460 S.E.2d 425 (Ct. App. 1995) citing Henning v. Kaye, 307 S.C. 436, 415 S.E.2d 794 (1992).

The term "mail," a verb, is not expressly defined in either the Rules of Civil Procedure or the Appellate Court Rules. However, see Rule 262(a), SCACR, which provides that filing, with certain exceptions, is accomplished "[b]y depositing the document in the U.S. mail, properly addressed to the clerk . . ." Rule 262(b), SCACR, provides that service by mail is complete upon mailing. Common law defines the term to mean "[t]o deposit (a letter, package, etc.) with the U.S. Postal Service." Black's Law Dictionary 972 (8<sup>th</sup> Ed. 2004.) In 62 Am.Jur.2d Post Office §53 (2005) it is stated that "[t]he process of mail transportation begins with the deposit of mail in the post." To effectively mail an item, it must be placed in the custody of the Postal Service. Marshall v. Hendricks, 103 F.Supp.2d 749, 783-784 (D.N.J. 2000); decision aff'd in part, rev'd in part on other grounds, 307 F.3d 36 (3d Cir. 2002); cert den. 538 U.S. 911. In American Chain Association

v. U.S., 746 F.Supp. 112 (CIT. 1989) the United states Court of International Trade construed Rule 5(g) of the Rules of that court. Rule 5(g) concerns “service and filing” and provides that:

Service or filing of any pleading or other paper by delivery or by mailing is completed when received, except that a pleading or other paper mailed by registered or certified mail property addressed to the party to be served, or to the clerk of court, with the proper postage affixed and return receipt requested, shall be deemed served or filed as of the date of mailing.

In that context the Court held that, at the very least, an item is deemed mailed when it is placed in the custody of the U.S. Postal Service by placing it in an appropriate mail receptacle, giving it to a mail carrier or delivering it to the post office. Id. Rule 5(g) of the U.S. Court of International Trade is very similar to Rule 262, SCACR.

Rule 260(a), SCACR, provides that a case that has been dismissed for failure to comply with the requirements of the Appellate Court Rules shall not be reinstated except by leave of the court, **upon good cause shown**. A motion or petition to reinstate an appeal is addressed to the discretion of the court. Dillishaw v. Bell, 115 S.C. 258, 105 S.E. 410 (1920.) Good cause is defined as “[a] legally sufficient reason. Good cause is often the burden placed on the litigant... to show why a request should be granted or an action excused.” Black’s Law Dictionary 251 (9th ed. 2009).

The question now presented is whether the Petitioner has shown good cause by evidence in his affidavit averring that he timely filed and served his Petition by personally depositing it with the Postal Service by the extended court rule deadline - June 23, 2014. Petitioner says he did; the Postal Service says he did not.

This same issue was addressed in the case of In re Powell’s Estate, 158 P.2d 545 (Nev. 1945). In Powell’s Estate, Respondents moved to dismiss the Appellant’s appeal because the service of the notice of appeal was untimely. Service of the notice of appeal was mandatory and jurisdictional, so

the date of mailing was crucial. The governing rule required the notice of appeal to be served within three days after the filing of the notice of appeal with the clerk of court. The notice of appeal was filed on August 12, 1944, meaning that it had to be served/mailed no later than August 15, 1944.

In support of the motion to dismiss appeal, Respondents submitted affidavits showing that the notice of appeal was received by each Respondent by mail delivery on August 17, 1944, and that the envelopes containing the copies of the notice of appeal showed on their face that the envelopes were mailed in Reno, Nevada on August 16, 1944 at 4:30 pm. Respondents also submitted an affidavit from the Postmaster for the City of Reno explaining the practices of the post office with regard to cancellation marks on envelopes, and averring that the envelopes in question had been mailed (placed with the post office) on August 16, 1944.

In opposition to the motion to dismiss appeal, the Appellant's attorney submitted his affidavit averring that he mailed the notice of appeal to each Respondent on August 14, 1944, that the Postmaster's affidavit was based on supposition; and that the Respondents were mistaken about the date of their receipt of their respective notices of appeal.

On these competing affidavits, the Nevada Supreme Court wrote,

When as here, two letters [click-n-ship packages] written by the same individual [Petitioner], bear a postmark [tracking scan record] of the same date, the circumstances become stronger because the chance that both were overlooked and not stamped in the post office until a later date than their deposit, becomes less likely. That two such letters [click-n-ship packages] were not noticed from the time of their deposit, as claimed on the 14<sup>th</sup> of August [June 23, 2014], until the 16<sup>th</sup> of that month [July 1, 2014], is so improbable as to cast doubt upon the verity of appellant's [Petitioner's] affidavit.

The inference of a deposit in the post office on the latter date gains force from the affidavit of the Reno postmaster as to the regularity of procedure in that office in collecting and transmitting mail, and from the presumption that those in charge of receiving and transmitting mail perform their duties in a regular and proper manner.

Inserting the bracketed terms from the case now before the Court into the Nevada Supreme Court's opinion shows just how seamlessly the facts compare. And, in the above-captioned case, there are not just two packages allegedly overlooked by the postal service, but four. The other related appeal, 2014-001246, is explained below. Two appeals, involving two packages each, all having been processed in the same way, and all claimed by the Petitioner to have been mishandled in the same way by the Postal Service. If two allegedly overlooked letters served to cast doubt on appellant's affidavit in Powell's Estate, four such allegedly overlooked letters/packages should more convincingly cast doubt on the verity of Petitioner's affidavits herein. In Powell's Estate, the Court dismissed the appeal notwithstanding the appellant's affidavit.

#### 2014-001246

Petitioner's motion to reinstate appeal in the related case no. 2014-001246 is addressed in Respondents' Return in that case, but it is also mentioned herein to demonstrate how unreliable and unpersuasive Petitioner's affidavit is.

In the 2014-001246 case, the trial court's summary judgment was affirmed by the Court of Appeals in the per curiam Unpublished Opinion No. 2014-UP-158, filed April 2, 2014. The Petitioner's Petition for Rehearing was denied by Order filed May 8, 2014. Petitioner moved this court for an extension of time to file and serve his Petition for Writ of Certiorari and the Appendix. By Order dated June 10, 2014, Petitioner's deadline for filing a Petition for Writ of Certiorari and Appendix was extended through June 19, 2014. On June 27, 2014, the Petition and Appendix not having arrived at the Court, the matter was dismissed. The Court of Appeals also issued the

Remittitur. Petitioner voiced objection in his letter to the Clerk of Court dated July 7, 2014. The Clerk of Court responded by letter dated July 11, which included the Postal Service's tracking report indicating that Petitioner's package was not deposited with the postal service until June 26, 2014. Petitioner's affidavit in support of his motion to reinstate appeal does not expressly address that fact, and, by implication, avers that the postal service mishandled or lost the package and was seven days tardy in scanning the package. If this sounds familiar, it is because it is the same excuse offered by Petitioner in 2014-1039.

### Conclusion

Just as in Powell's Estate, *supra*, the Petitioner has not made a persuasive, good faith showing of timely compliance, or even the attempt at timely compliance, with the rules governing petitions for certiorari. To the contrary, he has placed his own credibility in question, in an unfavorable way. If his blame-the-post-office-notwithstanding-contemporaneous-tracking-records excuse can carry the day, then all appeal deadlines are subject to this mischief. Petitioner's Motion to Reinstate Appeal should be denied.



B. Michael Brackett, Esquire Bar no.838  
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Post Office Box 100261  
Columbia, South Carolina 29202-3261  
(803) 461-2312  
mbrackett@mkb-law.com  
Attorney for Respondents

July 22, 2014

STATE OF NORTH CAROLINA  
COUNTY OF MECKLENBURG

Affidavit of Paris N. Cherry

Personally appeared before me Paris N. Cherry, who being duly sworn, deposes and says that:

1. I am the manager of the USPS post office at 4117 Park Road, Charlotte, NC. The post office at 4117 Park Road, Charlotte, NC has been assigned the zip code 28209. I have worked for the United States Postal Service (USPS) for 17 years, and I am familiar with the Click-N-Ship service and tracking program.
2. Click-N-Ship is a service offered by the USPS which allows customers to create pre-paid shipping labels on standard printing paper. This covers the postage due and includes a delivery confirmation number to show the date and time of delivery or an attempted delivery. Minus the cost of postage, there is no fee for users to create labels for Priority Mail, Priority Mail Express, Global Priority Mail or Global Express Mail. After affixing the label, customers can ship the package by dropping it in a mail box, bringing it to a post office, giving it to their regular mail carrier, or requesting a special pickup
3. I have been asked to examine the four attached Click-N-Ship labels (Exhibits A to D) and to explain the steps in the process of mailing a package using these labels. I have also been asked to examine the attached tracking reports (Exhibits E to H) that correspond to the labels (Exhibits A to D).

The June 19, 2014 Labels

4. Exhibit A is a click-n-ship label addressed to the South Carolina Supreme Court bearing USPS tracking no. 9405 5036 9930 0319 7810 95. Exhibit B is a click-n-ship label addressed to B. Michael Brackett bearing USPS tracking no. 9405 9036 9930 0205 7170 52.
5. Exhibits A and B were printed on a non-USPS computer. When the Click-N-Ship label is printed, a digital payment is automatically made to the USPS as a part of the label printing procedure. Buying and printing a Click-N-Ship label is the equivalent of buying a postage stamp for a regular envelope. Merely printing and paying for a Click-N-Ship label does not signify that a package has been deposited or placed with the USPS for delivery. When a Click-N-Ship label is printed, digital notice is automatically given to the USPS. Exhibits A and B confirm on their face that they were purchased and printed on June 19, 2014.
6. Exhibit E is the USPS tracking report for the Exhibit A Click-N-Ship label addressed to the South Carolina Supreme Court. Exhibit F is the USPS tracking report for the Exhibit B Click-N-Ship label addressed to B. Michael Brackett. When a Click-N-Ship package is placed with the USPS for delivery, it is promptly scanned into the system for tracking purposes and is thereafter scanned at each step of the delivery process. Exhibit E shows that the package bearing the Exhibit A label was first accepted by the USPS and scanned into the tracking system at 7:06 pm on June 26, 2014 at the 4117 Park Road, Charlotte, NC post office. It was next scanned at the Charlotte, NC sorting facility at

8:21 pm on June 26, 2014. It arrived in Columbia, SC and was scanned there, at the sorting facility, on June 27, 2014. It arrived at the addressee's post office, zip code 29211, on June 28, 2014.

7. Exhibit F shows that the package bearing the Exhibit B label, addressed to B. Michael Brackett, was first accepted by the USPS and scanned into the tracking system at 7:03 pm on June 26, 2014 at the 4117 Park Road, Charlotte, NC post office. It was next scanned at the Charlotte, NC sorting facility at 8:18 pm on June 26, 2014. It arrived in Columbia, SC and was scanned there, at the sorting facility, on June 28, 2014. It arrived at the addressee's post office, zip code 29202, on June 28, 2014.

#### The June 23, 2014 Labels

8. Exhibit C is a click-n-ship label addressed to the South Carolina Supreme Court bearing USPS tracking no. 9405 9036 9930 0207 7880 98. Exhibit D is a click-n-ship label addressed to B. Michael Brackett bearing USPS tracking no. 9405 9036 9930 0207 7970 83.
9. Exhibits C and D were printed on a non-USPS computer. When the Click-N-Ship label is printed, a digital payment is automatically made to the USPS as a part of the label printing procedure. Buying and printing a Click-N-Ship label is the equivalent of buying a postage stamp for a regular envelope. Merely printing and paying for a Click-N-Ship label does not signify that a package has been deposited or placed with the USPS for delivery. When a Click-N-Ship label is printed, digital notice is automatically given to

the USPS. Exhibits C and D confirm on their face that they were purchased and printed on June 23, 2014.


10. Exhibit G is the USPS tracking report for the Exhibit C Click-N-Ship label addressed to the South Carolina Supreme Court. Exhibit H is the USPS tracking report for the Exhibit D Click-N-Ship label addressed to B. Michael Brackett. When a Click-N-Ship package is placed with the USPS for delivery, it is promptly scanned into the system for tracking purposes and is thereafter scanned at each step of the delivery process. Exhibit G shows that the package bearing the Exhibit C label was first accepted by the USPS and scanned into the tracking system at 6:36 pm on July 1, 2014 at the 4117 Park Road, Charlotte, NC post office. It was next scanned at the Charlotte, NC sorting facility at 7:51 pm on July 1, 2014. It arrived in Columbia, SC and was scanned there, at the sorting facility, on July 2, 2014. It arrived at the addressee's post office, zip code 29211, on July 3, 2014.
11. Exhibit H shows that the package bearing the Exhibit D label, addressed to B. Michael Brackett, was first accepted by the USPS and scanned into the tracking system at 6:36 pm on July 1, 2014 at the 4117 Park Road, Charlotte, NC post office. It was next scanned at the Charlotte, NC sorting facility at 7:51 pm on July 1, 2014. It arrived in Columbia, SC and was scanned there, at the sorting facility, on July 2, 2014. It arrived at the addressee's post office, zip code 29202, on July 2, 2014.
12. Exhibits E, F, G and H, the USPS tracking reports, are USPS records made in the regular practice or business of USPS, at or near the time of the events reported therein, by a person or persons with knowledge, or from information transmitted by a person or persons with knowledge, that are made and kept in the course of USPS's regularly

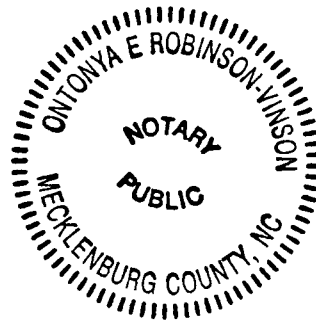
conducted business activity. It is a computer process created by scanning package bar codes at each step of the transportation and delivery process. According to the four tracking reports, all four packages mentioned above were mailed "priority mail 2-day" and were delivered to the addressees within two days of the initial scanning.

13. The drop box for packages in the 4117 Park Road, Charlotte, NC post office is emptied several times each day, and upon removal from the drop box, packages are then promptly scanned if they are being mailed using the USPS tracking and confirm program. Scanned and tracked packages are not "post-marked."
14. I do not know Mr. Mell Woods or Mr. Mike Brackett.



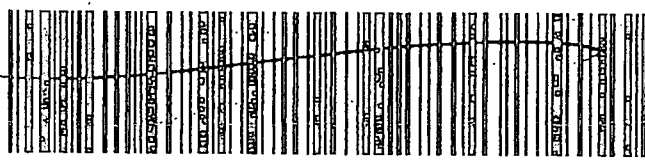
  
\_\_\_\_\_  
Paris N. Cherry, Manager  
United States Postal Service

Sworn to before me this 22<sup>nd</sup>  
day of July, 2014.

  
\_\_\_\_\_  
Notary Public for North Carolina  
My Commission Expires: 4/18/17



STATES  
SERVICE

 <b>UNITED STATES POSTAL SERVICE®</b>		<b>Click-N-Ship®</b>	
<b>P</b>	usps.com 9405 5036 9930 0319 7810 95 0061 6012 0202 9211	US POSTAGE	
	\$6.16	Regional Box B	
			
	06/19/14	Commercial Base Pricing	Mailed from 28209 062S0000001307
<b>PRIORITY MAIL 2-DAY™</b>			
MELL WOODS PO BOX 2603 LANCASTER SC 29721-2603		Expected Delivery Date: 06/21/2014	
		<b>0024</b>	
		<b>B099</b>	
SHIP TO: SOUTH CAROLINA SUPREME COURT PO BOX 11330 COLUMBIA SC 29211-1330			
<b>USPS TRACKING #</b>			
			
9405 5036 9930 0319 7810 95			
Electronic Rate Approved #038555749			

**EXHIBIT**  
A

STATES SERVICE



UNITED STATES  
POSTAL SERVICE®

Click-N-Ship®

P

usps.com 9405 9036 9930 0205 7170 52 0061 6008 0402 9202

\$6.16  
US POSTAGE  
Regional Box B  
INSURED



Commercial Base Pricing

06/19/14

Mailed from 28209 062S0000001308

PRIORITY MAIL 2-DAY™

MELL WOODS  
PO BOX 2603  
LANCASTER SC 29721-2603

Expected Delivery Date: 06/21/2014

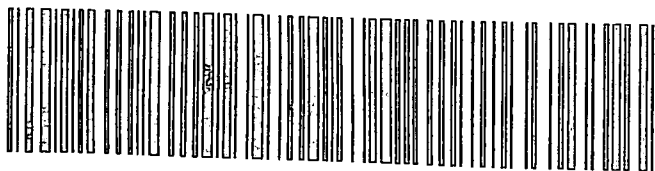
0024

B099

SHIP

TO: B. MICHAEL BRACKETT  
MOSES KOON & BRACKETT, PC  
PO BOX 100261  
COLUMBIA SC 29202-3261

USPS TRACKING #



9405 9036 9930 0205 7170 52

Electronic Rate Approved #038555749

EXHIBIT

B

tabbler



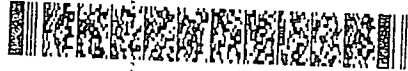
UNITED STATES  
POSTAL SERVICE®

Click-N-Ship®

**P**

usps.com 9405 9036 9930 0207 7880 98 0061 6010 1402 9211  
\$6.16

US POSTAGE  
Regional Box B  
INSURED



Commercial Base Pricing

05/23/14

Mailed from 28209 062S0000001301

**PRIORITY MAIL 2-DAY™**

MELL WOODS  
PO BOX 2603  
LANCASTER SC 29721-2603

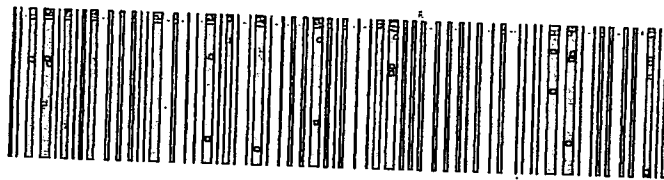
Expected Delivery Date: 06/25/2014

**0024**

**B099**

SHIP  
TO: SOUTH CAROLINA  
SUPREME COURT  
PO BOX 11330  
COLUMBIA SC 29211-1330

**USPS TRACKING #**



9405 9036 9930 0207 7880 98

Electronic Rate Approved #038555749

**EXHIBIT**

C

12000000

# PRIORITY®

# MAIL



UNITED STATES  
POSTAL SERVICE®

Click-N-Ship®

# P

usps.com 9405 9036 9930 0207 7970 83 0053 2006 1002 9202

\$5.32  
US POSTAGE  
Regional Box A  
INSURED



Commercial Base Pricing

06/23/14

Mailed from 28209 062S0000001301

## PRIORITY MAIL 2-DAY™

MELL WOODS  
PO BOX 2603  
LANCASTER SC 29721-2603

Expected Delivery Date: 06/25/2014

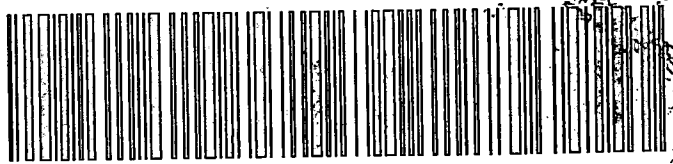
0024

B099

SHIP

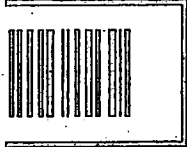
TO: B. MICHAEL BRACKETT  
MOSES KOON & BRACKETT, PC  
PO BOX 100261  
COLUMBIA SC 29202-3261

### USPS TRACKING #



9405 9036 9930 0207 7970 83

Electronic Rate Approved #038555749



RRB-A2 July 2013  
ID: 10.9375 x 2.375  
OD: 11.0625 x 2.5 x  
ODCUFT: 0.209062

00052

lbs.





Search USPS.com or Track Packages

Quick Tools

Ship a Package

Send Mail

Manage Your Mail

Shop

Business Solutions

# USPS Tracking™



Customer Service ›  
Have questions? We're here to help.

Tracking Number: 9405503699300319781095

Expected Delivery Day: Monday, June 30, 2014

## Product & Tracking Information

Postal Product:  
Priority Mail 2-Day™

Features:  
\$50 insurance included

USPS Tracking™

DATE & TIME

STATUS OF ITEM

LOCATION

June 28, 2014 , 9:13 am

Delivered

COLUMBIA, SC 29211

Your item was delivered at 9:13 am on June 28, 2014 in COLUMBIA, SC 29211.

June 28, 2014 , 9:10 am

Arrival at Post Office

COLUMBIA, SC 29202

June 28, 2014 , 12:30 am

Processed through USPS Sort Facility

COLUMBIA, SC 29201

June 27, 2014 , 11:41 am

Processed through USPS Sort Facility

COLUMBIA, SC 29201

June 26, 2014 , 8:21 pm

Processed at USPS Origin Sort Facility

CHARLOTTE, NC 28214

June 26, 2014 , 7:06 pm

Accepted at USPS Origin Sort Facility

CHARLOTTE, NC 28209

June 19, 2014

Electronic Shipping Info Received

## Available Actions

Text Updates

Email Updates

## Track Another Package

What's your tracking (or receipt) number?

Track It

LEGAL

- Privacy Policy ›
- Terms of Use ›
- FOIA ›
- No FEAR Act EEO Data ›

ON USPS.COM

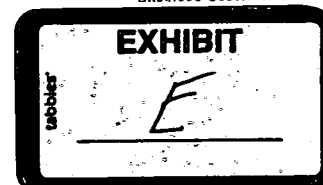
- Government Services ›
- Buy Stamps & Shop ›
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# USPS Tracking™



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Have questions? We're here to help.

Tracking Number: 9405903699300205717052

Expected Delivery Day: Saturday, June 28, 2014

## Product & Tracking Information

Postal Product: Priority Mail 2-Day™	Features: Insured	USPS Tracking™
<b>DATE &amp; TIME</b>	<b>STATUS OF ITEM</b>	<b>LOCATION</b>
June 28, 2014 , 3:56 am	Delivered	COLUMBIA, SC 29202
Your item was delivered at 3:56 am on June 28, 2014 in COLUMBIA, SC 29202.		
June 28, 2014 , 3:56 am	Arrival at Post Office	COLUMBIA, SC 29201
June 26, 2014 , 8:18 pm	Processed at USPS Origin Sort Facility	CHARLOTTE, NC 28214
June 26, 2014 , 7:03 pm	Accepted at USPS Origin Sort Facility	CHARLOTTE, NC 28209
June 19, 2014	Electronic Shipping Info Received	

## Available Actions

Text Updates

Email Updates

## Track Another Package

What's your tracking (or receipt) number?

Track It

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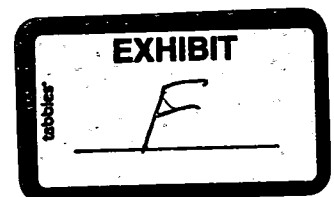
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# USPS Tracking™



Customer Service ›  
Have questions? We're here to help.

Tracking Number: 9405903699300207788098

Expected Delivery Day: Thursday, July 3, 2014

## Product & Tracking Information

Postal Product: Priority Mail 2-Day™  
Features: Insured USPS Tracking™

## Available Actions

Text Updates

Email Updates

DATE & TIME	STATUS OF ITEM	LOCATION
July 3, 2014 , 8:34 am	Delivered	COLUMBIA, SC 29211

Your item was delivered at 8:34 am on July 3, 2014 in COLUMBIA, SC 29211.

July 3, 2014 , 8:34 am	Arrival at Post Office	COLUMBIA, SC 29202
July 3, 2014 , 3:46 am	Processed through USPS Sort Facility	COLUMBIA, SC 29201
July 2, 2014 , 6:13 pm	Processed through USPS Sort Facility	COLUMBIA, SC 29201
July 1, 2014 , 7:51 pm	Processed at USPS Origin Sort Facility	CHARLOTTE, NC 28214
July 1, 2014 , 6:36 pm	Accepted at USPS Origin Sort Facility	CHARLOTTE, NC 28209
June 23, 2014	Electronic Shipping Info Received	

## Track Another Package

What's your tracking (or receipt) number?

Track It

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FOIA ›  
No FEAR Act EEO Data ›

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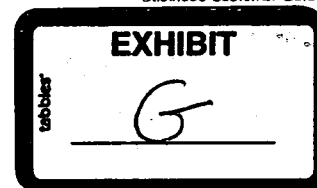
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# USPS Tracking™



Customer Service ›  
Have questions? We're here to help.

Tracking Number: 9405903699300207797083

Expected Delivery Day: Thursday, July 3, 2014

## Product & Tracking Information

Postal Product:  
Priority Mail 2-Day™

Features:  
Insured

USPS Tracking™

DATE & TIME	STATUS OF ITEM	LOCATION
July 2, 2014, 11:37 pm	Delivered	COLUMBIA, SC 29202

Your item was delivered at 11:37 pm on July 2, 2014 in COLUMBIA, SC 29202.

July 2, 2014, 11:36 pm	Arrival at Post Office	WEST COLUMBIA, SC 29172
July 2, 2014, 6:02 pm	Processed through USPS Sort Facility	COLUMBIA, SC 29201
July 1, 2014, 7:51 pm	Processed at USPS Origin Sort Facility	CHARLOTTE, NC 28214
July 1, 2014, 6:36 pm	Accepted at USPS Origin Sort Facility	CHARLOTTE, NC 28209
June 23, 2014	Electronic Shipping Info Received	

## Available Actions

Text Updates

Email Updates

## Track Another Package

What's your tracking (or receipt) number?

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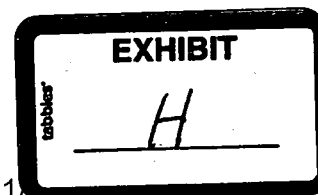
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THE STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Appeal from Chester County  
Court of Common Pleas

Brooks P. Goldsmith, Circuit Court Judge

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Trial Court Case No. 2011-CP-12-0291

Supreme Court Appellate Case No. 2014-001039

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S.C. Supreme Court

Robert H. Breakfield, as attorney in fact ..... Respondent,

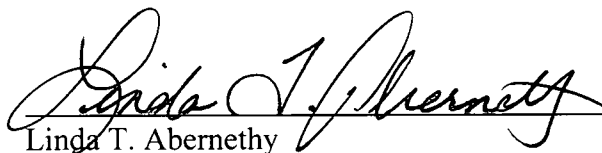
v.

Mell Woods ..... Petitioner.

**CERTIFICATE OF SERVICE**

I, Linda T. Abernethy, Legal Assistant to B. Michael Brackett, Esquire, attorney for the Respondent in the above-captioned matter, do hereby certify that I have served the Appellant, Mell Woods, with copies of **Respondent's Return to Petitioner's Motion to Reinstate Appeal**, postage prepaid and return address clearly indicated on said envelope, on this 22<sup>nd</sup> day of July, 2014 at the following address:

Mell Woods  
P. O. Box 2603  
Lancaster, SC 29721

  
Linda T. Abernethy