

September 7, 2014

VIA FACSIMILE AND US MAIL

The South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201
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SEP 08 2014

SC Court of Appeals

RE: Townes at Pelham v. Donna Boyd
Appellate Case No. 2014-000701

Dear Ms. Abbott Kitchings:


In response to the letter dated September 4, 2014, from the Attorney for Respondent, the Appellant, Donna Boyd did submit a copy of the initial brief and designation of matter via certified mail to the Respondent's attorney and it was received on July 16, 2014. Also, as requested by the Court, the Appellant sent another copy of the designation of matter and proof of service on August 18, 2014. Also, the Appellant respectfully requests that the Court consider the unique facts and unusual circumstances involved in this case. First, this case has been ongoing since November 11, 2009. Second, the Appellant asserts that the Respondent's attorney and previous attorneys have demonstrated a wanton disregard for the rule of law and have been allowed to use the courts as a platform to bully, harass and intimidate. Respondent's attorney argued in the letter dated September 4, 2014, that this Court should dismiss the Appellant's appeal for non-compliance. The Appellant asserts that if Respondent's attorney and former attorneys had conformed to the rule of law, particularly S.C. Code Ann. § 15-11-30; this matter would not be before this honorable Court.

Third, the Appellant asserts that this case is unusual because she did not know that the court would litigate the matters on January 10, 2014, thus denying her the right of due process. Appellant was told by counsel that the purpose of the hearing was to consider the HOA foreclosure of her home and that the judge was not interested in litigating her third party complaint. Appellant asserts that former counsel made no requests for discovery prior to the January 10, hearing and that any evidence presented during the hearing was submitted by the Appellant to former counsel at the time of retaining his services in 2012. Further, the Appellant asserts that former counsel never prepared for trial or the hearing held on January 10, 2014. The scant evidence presented during the Jan 10, hearing was evidence previously given to former counsel by the Appellant.

Further, Appellant spoke with the proper superior lien holder M & T Bank on August 25, 2014, and was informed by the attorney that the Bank was never given notice of the hearing held on January 10, 2014, and had no notice of the order to foreclose. The Appellant was asked and did provide a copy of the foreclosure order and notice of appeal to the Bank. Also, on August 29, 2014, the Appellant was informed by M&T Bank that a

notice to foreclose was filed on August 22, 2014, with the Greenville Clerk of Court. Last, the Appellant respectfully asks this Court to consider the many challenges this case presents due to the Appellant never being afforded due process. The Appellant asserts that the lapse of time and the lack of notice of the hearing held on January 10, 2014, evince Respondent's attorney and previous attorneys never intended to judicially resolve this matter. The Appellant respectfully request the Court to deny the Respondent's motion to dismiss.

Respectfully,



Donna Boyd

Pro Se

Post Office Box 1168

Mauldin, SC 29662

cc: J. Chris Brown
Babb & Brown, P.C.
505 W. Butler Road
Greenville, South Carolina
29607

South Carolina Court of Appeals
Jenny Abbott Kitchings, Clerk of Court
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Columbia, South Carolina 29201

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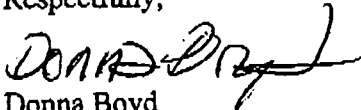
SC Court of Appeals

RE: Townes at Pelham v. Donna Boyd
Appellate Case No. 2014-000701

Dear Ms. Kitchings,

In response to the letter dated July 14, 2014, I hereby give notice that the initial brief and designation of matter has been submitted and was delivered on July 16, 2014. Also, I submitted a copy to respondent's attorney and it was received on July 16, 2014. I respectfully request permission to file the document out-of-time. I am currently dealing with medical issues which delayed the submission of the brief. I apologize for any inconvenience.

Respectfully,



Donna Boyd
July 16, 2014

cc: J. Chris Brown
505 W. Butler Road
Greenville, South Carolina
29607

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SC Court of Appeals



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