

RECEIVED
SEP 26 2014
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Supreme Court Of Appeals

MOTION TO DISMISS APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

BRIDGETTE TARA NEAL

PLAINTIFF/RESPONDENT

VS

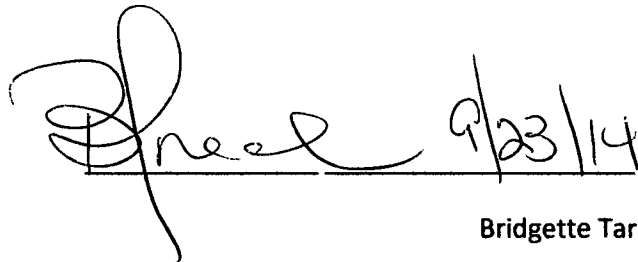
JAMES E. NEUBIA

APPELLANT/DEFENDANT

MOTION TO DISMISS APPEAL

Bridgette Tara Neal seeks an immediate Dismissal of this Appeal request submitted by James E. Neubia in opposition to the dismissal of his request for dismissal order for Case no. 2014-CP-01-01045, filed on September 11, 2014.

September 17th, 2014.



Bridgette Tara Neal

312 Green Street.

Belton, SC. 29627

864-338-1161

Prose-Litigant/Respondent-Plaintiff

RECEIVED
SEP 26 2014
SC Court of Appeals

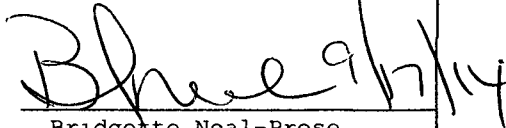
1 Bridgette Neal-Prose
2 312 Green Street
3 Belton, SC 29627

4 THE STATE OF SOUTH CAROLINA COURT OF APPEALS
5 1205 Pendleton Street. COLUMBIA, SC. 29201
6

7 Bridgette Tara Neal,) Case No.: 2014-CP-01-01045
8 Plaintiff/Respondent,) Appeals case no _____
9 vs.) TBD
10 James Edward Neubia,) MOTION TO DISMISS/APPEAL
11 Defendant/Appellant)

12
13 Pursuant to SC Code 36-15-10, AND Plaintiff/Respondent hereby moves the Court
14 to dismiss Defendant/Appellant's Complaint, based on Frivolous. The bases for this
15 Motion are set forth in the accompanying Memorandum.

16
17 Dated this 17th day of September, 2014

18 
19 _____
20 Bridgette Neal-Prose
21 312 Green Street
22 Belton, SC. 29627
23
24
25
26
27
28

1 Bridgette Neal-Prose
2 312 Green Street
3 Belton, SC 29627

4 SC COURT OF APPEALS

5 1205 PENDLETON STREET. COLUMBIA, SC. 29201

6
7 Bridgette Tara Neal,) Case No.:
8 Plaintiff/Respondent,)
9 vs.) MEMORANDUM IN SUPPORT
10 James Edward Neubia,) OF MOTION TO DISMISS/APPEAL
11 Defendant/Appellant)

12
13 **FACTS**

- 14 • James E. Neubia failed to argue his case before the Honorable Judge R.
15 LAWTON McIntosh, when he further requested a dismissal, the court denied his
16 request, because he could not explain the reason for his request and did not
17 successfully argue his case.
- 18 • Defendant/Appellant resides in a different County (Greenville), but committed a
19 crime in Anderson County of Fraud, Forgery, Breach of Trust and other Torts.
- 20 • The Defendant/Appellant is not knowledgeable regarding jurisdiction, case
21 citing or case law.
- 22 • This appeal proceeding is an attempt to further deny the Plaintiff/Respondent
23 Justice and is improperly filed.
- 24 • The Defendant/Appellant asked the court to dismiss the Plaintiff's case due to
25 lack of Subject Matter Jurisdiction and Original Jurisdiction over the
26 Plaintiff, citing that this case should be heard in Greenville County SC,
27 (Appellant is in error).
28

- 1 • The Defendant/Appellant could not explain his position to the court and he
2 could not give the appropriate responses to the questions posed to him by the
3 court.
- 4 • James E. Neubia lacks standing to try his own case, and is confused about the
5 value of the property in question.
- 6 • James E. Neubia/Appellant has failed to file a timely brief.
- 7 • James E. Neubia has failed state any cross claim(s), before the court
- 8 • The venue is proper and yet James E. Neubia still insists it is not.
- 9 • The Appeal is based on a failure to understand court proceedings.
- 10 • The Appeal has not been filed in the court of appeals; this is an attempt to
11 delay the inevitable.

12 **ARGUMENT**

13
14 **Defendant/Appellant's Appeal would violate Plaintiff/Respondents 14th Amendment Rights**
15 **of due process and equal protection under the law.**

16 **Defendant/Appellant has failed to Understand Court Protocol.**

17 Defendant/Appellant's claim must be dismissed because his legal claims are a failure
18 to understand these types of proceedings and are therefore, without merit and
19 frivolous.

20 Defendant/Appellant performed an illegal repo, wrongful detaining, or wrongful
21 detention.

22 Defendant/Appellant committed a crime across County Lines and has not been charged as
23 yet, with forgery, fraud, breach of trust and other torts.

24 The Defendant/Appellant cannot prove ownership and is still in possession of the
25 Plaintiff/Respondent's property.

26 The Defendant/Appellant admitted to the court that he took the car and supposedly
27 still has it in his possession.

28

1 Plaintiff/Respondent is seeking emergency relief by a judicial order, rectifying the
2 matter immediately.

3 Defendant/Appellant stated he has no keys to the car and yet he gained entry in order
4 to return the private items belonging to the Plaintiff/Respondent that were securely
5 locked inside the vehicle.

6 Plaintiff/Respondent once again requests the court grant the immediate surrender of
7 her property a 2009 Honda CRV)-(all keys)/Money-and GPS equipment that was left in the
8 car as well and an immediate order for the SCDMV to reissue her title.

9 Plaintiff/Respondent is demanding proof that her car is still in its original state
10 and has all of its original parts attached-verified by a licensed Certified Honda
11 Dealership.

12 Plaintiff/Respondent is prayerfully asking the court to immediately award her damages
13 as the court deems proper, to be paid to her immediately.
14

15 **RELIEF SOUGHT**

16
17 The Plaintiff/Respondent asks that this case be dismissed as Frivolous, with
18 sanctions.

19 The Plaintiff/Respondent is seeking emergency equitable relief and judgment in this
20 case. Plaintiff/Respondent's car is valued at over 19k, as Honda's hold their value.
21 Plaintiff/Respondent once again prays and pleads to the court for order instructing
22 the immediate return of her property. Plaintiff/Respondent's car is being wrongfully
23 detained by the Defendant/Appellant, across County lines. Plaintiff/Respondent further
24 seeks equitable relief in a financial sum as the court deems proper to cover the
25 damages done to her property and to her emotionally. The Plaintiff is seeking the
26 immediate arrest of the Defendant(s) Neubia and Williams, thereby requesting that the
27 case be assigned an investigator from the Solicitors Office of Anderson County for the
28 immediate issue of warrants to be countersigned and served in Greenville County SC.

.1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CONCLUSION

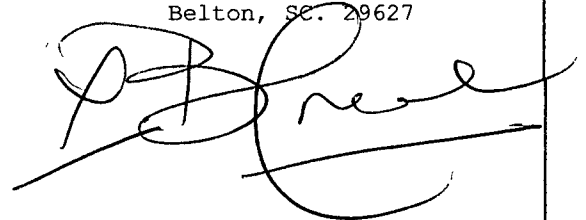
For the reason(s) stated above, Defendant/Appellants attempt at an Appeal should be denied and Plaintiff/Respondent's Motion to Dismiss this Appeal should be granted and an Order citing the Return of her property be granted, along with such equitable relief, general and punitive damages be awarded as the court deems fit.

The Plaintiff/Respondent is asking the court of Appeals to uphold the decision of the court of Common Pleas, and further reverse and remand.

Dated this 17th day of September, 2014

9/17/14 B

Bridgette Neal-Prose
312 Green Street
Belton, SC. 29627



CERTIFICATE OF SERVICE

I, Bridgette Neal, hereby certify that on 9/23 -2014, I
[name] [date]

served copies of A Motion To Dismiss - Appeal
[MOTION TO DISMISS APPEAL]

on the following parties by way of us. us2 first class:
[U.S. mail, UPS, overnight mail, email, fax, courier, etc]

[JAMS E. NEUBIA. 208 DOUTHIT STREET. GREENVILLE, SC
29601.] & KEITH WILLIAMS -CROWN NISSAN OF GREENVILLE,
2712 LAURENS ROAD. SOUTH CAROLINA. 29607.

ANDERSON COUNTY COURT OF COMMON PLEAS. 100 S. MAIN
STREET. ANDERSON, SC. 29662.

9/23/14
Date

[Signature]
Signature

S.C. Court of Appeals

RECEIVED
SEP 26 2014
SC Court of Appeals

AFFIDAVIT

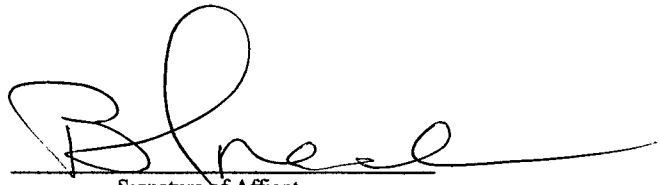
STATE OF South Carolina
COUNTY OF Anderson

PERSONALLY came and appeared before me, the undersigned Notary (AFFIANT NAME) Bridgette Tara Neal, who is a resident of Anderson County, State of South Carolina, and makes this his/her statement and Affidavit upon oath and affirmation of belief and personal knowledge that the following matters, facts and things set forth are true and correct to the best of his/her knowledge:

RECEIVED
SEP 26 2014

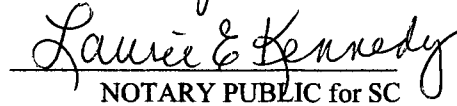
SC Court of Appeals

DATED: 24 day of September, 2014


Signature of Affiant

SWORN to subscribed before me,

this 24 day September, 2014


NOTARY PUBLIC for SC

My Commission Expires:

~~My Commission Expires~~
September 30, 2020