

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

The Honorable Doyet A. Early, III, Circuit Court Judge

Appellate Case No. 2013-001649

Alan Wilson, in his Capacity as Attorney General of
South Carolina; and others, Plaintiffs,

v.

Albert H. Dallas and others, Defendants,

Of whom Adele J. Pope, Individually and on behalf of Others under South
Carolina Trust Code Section 62-7-405, is.....Appellant,

And Terry Brown, Forlando Brown, James B., David G. Cannon, Albert H. Dallas
and Tommie Rae Hynie are.....Respondents

And Alan Wilson in his Capacity as Attorney General of South Carolina, Deanna
J. Brown Thomas and Robert L. Buchanan, Jr., are..... Additional Interested
Persons.

In Re: The Estate of James Brown and The James Brown 2000 Irrevocable
Trust u/a/d August 1, 2000, Respondents.

RETURN TO LETTER/MOTION OF RUSSELL L. BAUKNIGHT
DATED SEPTEMBER 13, 2014

Pursuant to Rule 267 SCACR, the Due Process clause, and for the reasons set
forth below, Appellant objects to the Letter/Motion of counsel for Russell L. Bauknight
dated October 1, 2014, seeking to remove parties to this appeal.

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OCT 06 2014

1. This is an appeal of three orders of the Honorable Doyet A. Early, III and the Clerk of Aiken County issued on June 13, 2013 (the "June 13 Orders") in fourteen Aiken County cases related to the estate and property of entertainer James Brown.

2. The above caption reasonably reflects the title of the cases below, including Case 2008-CP-02-1647 which was commenced by the Attorney General and others, as to which all parties named above are parties; and which resulted in the decision in *Wilson v. Dallas*, 403 S.C. 411, 743 S.C. 2d .

3. Rule 267 SCACR requires that the title of the case below be set out in the caption of the appeal, and the above caption reflects *Wilson v. Dallas*.

4. The June 13 Orders refer to the remand mandate of *Wilson v. Dallas*.

5. There are currently more than a dozen James Brown cases pending in Richland, Newberry and Aiken Counties; at least five James Brown appeals in State Court; and one James Brown appeal in Federal District Court.

6. Rule 267 (a) SCACR does not authorize or condone continuing in an appeal denial by the lower court of Due Process by failing to name parties to be bound.

7. Due Process and South Carolina Probate Code Section 62-1-201(34) contemplate that each case must be commenced with a summons and complaint (petition), which must properly identify parties to be bound so that they will be given a fair chance to respond. Under Rule 267 that fundamental fairness continues.

8. Bauknight's requested change would damage Appellant and The James Brown "I Feel Good" Foundation, and should be considered in light of his current service in Richland County Case 2010-CP-40-4900 (the "Wingate Suit") as agent and fiduciary for Respondent Tommie Rae Hynie; as agent for Respondent James B.

(without a guardian *ad litem*); and as agent for Respondent Terry Brown. The Court is asked to take judicial notice of the Complaint filed May 19,2010 showing this conflict.

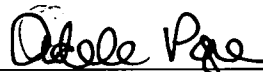
9. Appellant, Buchanan, Bauknight and Respondents Cannon and Dallas are all necessary parties to this appeal because *Wilson v. Dallas* mandated that their PR/Trustee commissions be reviewed; and the June 13 Orders prevent Appellant from participating in the review of Dallas' \$6 million claim.

10. Bauknight's request, if granted, would cause extraordinary confusion.

11. The Court is asked to consider Bauknight's request in light of his continuous interference since 2011 in three FOIA cases with FOIA compliance by the Attorney General Wilson and the Legacy Trust created by AG McMaster, including in a FOIA case consolidated with the Wingate Suit and Newberry County Case No. 2012-CP-36-00688.

12. As an example, a copy of his Notice of Appeal of the September 19, 2014 FOIA order of the Honorable Eugene C. Griffith is attached hereto as Exhibit A.

Respectfully submitted,



Adele J. Pope, *pro se*
1228 Walnut Street
Newberry, South Carolina 29108
803-413-0573
Adele@popelawfirm.com
S.C. Bar No. 4501

October 3, 2014

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

The Honorable Doyet A. Early, III, Circuit Court Judge

Appellate Case No. 2013-001649

Alan Wilson, in his Capacity as Attorney General of
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v.

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And Alan Wilson in his Capacity as Attorney General of South Carolina, Deanna
J. Brown Thomas and Robert L. Buchanan, Jr., are..... Additional Interested
Persons.

In Re: The Estate of James Brown and The James Brown 2000 Irrevocable
Trust u/a/d August 1, 2000, Respondents.

PROOF OF SERVICE

I certify that on the 3rd Day of October, 2014, I have served the RETURN TO
LETTER/MOTION OF RUSSELL L. BAUKNIGHT on the parties described below
by depositing a copy of same in the United States Mail, postage prepaid, addressed
to them or their attorneys of record as follows:

RECEIVED

OCT 06 2014

David G. Cannon
P. O. Box 865
Barnwell, SC 29812

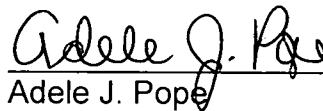
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18 Broad Street, Suite 201
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Pro Se

October 3, 2014

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October 3, 2014

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1015 Sumter Street
Post Office Box 11629
Columbia, South Carolina 29211

CERTIFIED MAIL -
RETURN RECEIPT
REQUESTED

Re: Wilson v. Dallas
Appellate Case No. 2013-001649

Dear Ms. Kitchings:

Because of the complexity and importance of the issue, I have responded formally to the letter/motion of Ms. Tanya Gee dated October 1, 2014 in which Respondent Russell Bauknight seeks to change the caption of this appeal.


Enclosed please find an original and seven copies of my Return/Opposition to the Letter/Motion, with an original and one copy of the proof of service.

Kindly return a copy of each in the enclosed, stamped envelope provided.

I would very much appreciate your letting me know if you believe Ms. Gee's request should delay the completion of the Record on Appeal now in progress.

Thank you for your consideration.

Yours very truly,



Adele J. Pope
Appellant, *Pro Se*
S.C. Bar No. 4501

Enclosures

cc:

David G. Cannon
Eugene C. Covington, Jr. Esquire
Robert N. Rosen, Esquire
Tanya A. Gee, Esquire
Peter Shahid, Jr., Esquire
John A. Donsbach, Sr., Esquire

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