EXHIBIT "A"

STATE OF SOUTH CAROLINA IN THE COURT OF COMMON PLEAS

COUNTY OF RICHLAND Case No. **2008-CP-40-6656**

John R. Rakowsky,	)
	)
Plaintiff,	)
	)
v.	)
	)
Adrian L Falgione, James Spencer The Estate of Doris Holt, Rodney Lail, Irene Santacroce, Horry County, South Carolina.	)
	)
Defendants.	)
	)

RICHLAND COUNTY
FILED
2014 JUN 25 AM 10: 48
JEANNETTE W. McBRIDE
C.C.P. & G.S.

RESPONSE TO ATTACHED EMAIL LITIGATION

NOW COMES James Spencer, *Pro Se* and states the following: I have read the email motions/responses of Mr. Bruner and Ms. Ballard to the email from Ms. Cassie Weathersbee Hall sent on June 17, 2014, **attached hereto as Exhibit F**, notifying the parties that you had signed and sent in on that date an order to the Richland County Clerk of Court. Additionally, you again requested input from the parties what matters remain to be heard in this case. First and foremost, as of this date I have not received a copy of the order and according to the Richland County Clerk of Court they have no record of receiving the referenced order, therefore, I

am unable to respond knowledgeably to your request. I also read the proposed order of Dr. Sribnick regarding the disbursement of the undisputed litigation funds which I have no problem with the content of that draft order if that is in fact what was issued by Your Honor.

DISCUSSION

I read Mr. Bruner's email to you dated June 20, 2014, which I have attached to this filing marked as **Exhibit "A"**. Mr. Bruner's misrepresentations aside, the legal malpractice action is still being litigated despite Mr. Bruner's attempt to have it dismissed through an act of fraud. See attached hereto **Exhibit "B". Exhibit B** is a filing in the legal malpractice action in the South Carolina Appellate Court. This filing documents that Mr. Bruner himself, submitted a sworn affidavit in which he falsely claimed that he had Plaintiff Spencer served with notice by a courier which caused a filing of Mr. Spencer's to be untimely and, therefore, Mr. Bruner moved for the action to be dismissed.

The problem as pointed out in **Exhibit B**[1] **(pages 4 – 6),** the address Mr. Bruner swore under oath Mr. Spencer was personally served at was in fact a UPS mailbox which Mr. Bruner thought was Mr. Spencer's home address, an oversight which revealed his untruthfulness even in a sworn affidavit to the South Carolina Court of Appeals. The South Carolina Court of Appeals ruled against Mr.

[1] Exhibit B documents many other misstatements and outright dishonest claims by Mr. Bruner.

Bruner's motion to dismiss the case after receiving the documentation showing both his untruthfulness in that matter and the actual date of notification to Mr. Spencer verified by the Clerk of Court's office. However, undeterred by the facts, Mr. Bruner, then stated untruthfully to Your Honor in his email that the case was dismissed when in fact it was not. It was reinstated, based in large part, on Mr. Bruner's untruthful representations being conclusively exposed to the court.

In regard to Ms. Ballard's email to Your Honor dated June 17, 2014, a copy of which was mailed to Mr. Spencer by her office as she refuses to email Mr. Spencer. Mr. Spencer received the email copy on June 23, 2014, please see Ms. Ballard's email and letter attached hereto as **Exhibit "C"**.

Ms. Ballard wrongfully claimed the action in Federal District Court has been concluded. The Federal Court appeals process is not concluded and Ms. Ballard knows it or should know it. This is not the only instance Ms. Ballard misrepresented the facts. Ms. Ballard clearly misstated the facts regarding discovery and the purpose of discovery in this case. Ms. Ballard picks and chooses what she wishes to present to the court both ignoring the relevant facts and also ignoring the concept of truth. For example, see attached set of interrogatories which her client refused to answer in this case in its entirety dated October 12, 2011, attached hereto as **Exhibit "D"**. As you will see she based refusing to answer every question on the false assertion (***emphasis added***) that Judge Barber

gave an oral order denying discovery. Ms. Ballard knows quite well that no such oral or written order was ever issued ***(emphasis added)*** by the Honorable Judge Barber.

Your Honor has been presented with the transcripts of the May 7, 2012, hearing before Judge Barber during which Judge Barber issued oral orders ordering discovery to be conducted, including, but not limited to, the depositions of Mr. Rakowsky and Mr. Falgione, by Mr. Spencer. Ms. Ballard refuses to comply with the actual standing oral orders of Judge Barber and is now both trying to misrepresent the facts regarding discovery in this case as she cites an imaginary order by Judge Barber and also ignores the actual oral orders issued by Judge Barber **(See attached hereto Exhibit "E", the transcript portions of May 7, 2012, hearing during which both discovery and depositions of Mr. Rakowsky and Mr. Falgione were ordered by Judge Barber and acknowledged by Plaintiff Rakowsky and his counsels on that date).**

Further, Ms. Ballard is denying the very existence of the Federal Appeal process available to citizens of this country which is an insult to your office and to Your Honor.[2]

---

[2] In the second paragraph of Ms. Ballard's June 17, 2014, email she distorts an order issued by Judge Seals on August 3, 2011, claiming he denied the counter claims currently pending before the court. The pending counter claims allowed by order of Judge Barber, attached hereto Exhibit "E" were not even filed at the time of Judge Seals Order. Further also pending before this court is the motion for sanctions for Mr. Rakowsky's filing of ex-parte documents with Judge Seals, an act that is totally unethical and forbidden under South Carolina law. The South Carolina

Ridiculously, both Mr. Bruner and Ms. Ballard are now claiming there is no need for discovery because all issues are settled and in their emails allege that I personally seek discovery to harass John Rakowsky and Adrian Falgione through the discovery process. Please read the interrogatories submitted as stated in **(Exhibit D)**. Does any question seem to you to be anything but above board and professional discovery?

CONCLUSION

The undersigned is looking forward to responding to your office's request for what is needed to complete this case as soon as I receive your order regarding the release of the undisputed litigation funds. I and other defendants represented by Dr. Sribnick have been waiting for this order for over eight years releasing the undisputed litigation funds.

However, there remains a dispute over the total amount of litigation funds received by Mr. Rakowsky that has not been resolved. Such a dispute must be dealt with through legal due process conducted in accordance with the accepted rules of evidence.

Supreme Court ruled: "It is rarely possible to prove to the satisfaction of the party excluded from the communication that nothing prejudicial occurred. The protestations of the participants that the communication was entirely innocent may be true, but they have no way of showing it except by their own self-serving declaration. This is why the prohibition is not against "prejudicial" ex parte communications, but against ex parte communications." Burgess v. Stern, 311 S.C. 326, 330-331 (S.C. 1993)

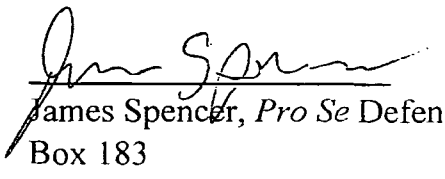
I ethically cannot and will not accept as a precondition of the release of undisputed litigation funds the defendants' acceptance of there not being a dispute over the total amount of litigation funds received by Mr. Rakowsky. I deserve the opportunity to question Mr. Rakowsky and the person who he solely hired, Mara T. Ballard, to put together documents in manner which is incomplete, self-serving and inconsistent with the requirements for such records under rule 417 of the South Carolina Appellate Rules of Financial Record Keeping. I believe I have a right to question the construction of these documents as to how the documents were produced by questioning the individuals who produced the documents. There is no question, based on what has presented so far, that being allowed to conduct discovery as ordered by Judge Barber, I can prove beyond any reasonable doubt the false nature of those financial statements and the misuse of judicial process regarding the interpleader action itself.

I have been asking for eight years for the opportunity for discovery in this proceeding, I have been granted such by Judge Barber's oral orders and yet I continue to be denied the right for discovery much less cross examination of witnesses who wrote documents presented to the court as evidence, litigate counter claims before a jury trial all of which was ordered by Judge Barber. I await receiving your order so I can properly respond as your office has requested via the attached email, **Exhibit F.**

There is no question the undersigned has a right to both due process and discovery, counter claims as well as for the jury trial properly requested by the defendants and ordered by Judge Barber. I look forward to receiving the order you sent out so I can respond intelligently to the email request from your office.

I have submitted this response to document on the record the litigation that is being carried on by email. There needs to be a record to document the emails and the misrepresentations contained in them communicated to Your Honor on the court record.

This 24th day of July, 2014,
Respectfully submitted,

By: 

James Spencer, *Pro Se* Defendant
Box 183
7001 Saint Andrews Road
Columbia, SC 29212

CERTIFICATE OF SERVICE

I, James Spencer, ***Pro Se***, defendant do hereby certify that the foregoing **RESPONSE TO ATTACHED EMAIL LITIGATION** has this day been served on the following person(s) by either mail, fax or electronic transfer a true and correct copy, as follows:

RECEIVED
OCT 24 2014
SC Court of Appeals

Desa Ballard, Esquire
Ballard Watson Weissenstein
PO Box 6338
West Columbia, SC 29171

Andrew F. Lindemann
Davidson & Lindemann, P.A.
PO Box 8568
Columbia, SC 29202

RICHLAND COUNTY
FILED
2014 JUN 25 AM 10:48
JEANNETTE W. McBRIDE
C.C.P. & G.S.

Benjamin Bruner
Bruner, Powel, Wall & Mullins, LLC
1735 St. Julian Place, Suite 200
Post Office Box 61110
Columbia, South Carolina 29260-1110

Michael G. Sribnick, M.D., J.D., LLC
3 Kenilworth Avenue
Charleston, S.C. 29403
Telephone: (843) 789-3504
Fax: (843) 720-8907
michael.g.sribnickmdjdllc@gmail.com

By: _____
James Spencer, *Pro Se* Defendant
Box 183
7001 Saint Andrews Road
Columbia, SC 29212

EXHIBIT "B"

James B. Spencer

From: Early, Doyet A. Law Clerk (Cassie M. Weathersbee) [dearlylc@sccourts.org]
Sent: Thursday, July 10, 2014 3:37 PM
To: Michael Sribnick
Cc: desab@desaballard.com Ballard; Andrew Lindemann; Ben Bruner; David L.
Subject: Re: Who drafted the order regarding the litigation funds?

Counsel:

Please see below for correspondence from Judge Early:

Ms. Ballard prepared a proposed order. I modified and signed the order. I assumed she provided everyone with a copy. If you did not receive a copy and if anyone cares to submit a proposed order, I will void the filed order and give everyone who wishes 45 days to submit. I will then make my decision.

Cassie Weathersbee Hall, Esq.
Law Clerk to the Honorable D.A. Early, III The Circuit Court of the 2nd Judicial Circuit PO Box 90 Bamberg, SC 29003
Telephone: 803.245.4004
Fax: 803.245.2983
dearlylc@sccourts.org<mailto:dearlylc@sccourts.org>

On Jul 9, 2014, at 1:36 PM, Michael Sribnick <michael.g.sribnickmdjdllc@gmail.com<mailto:michael.g.sribnickmdjdllc@gmail.com>> wrote:

Dear Your Honor, Counselors, and pro se litigant:
I respectfully ask for the third time that His Honor, Judge Doyet Early, answer my question as to who drafted the order regarding the litigation funds. I am not out of order in this request for information which is my right to know as a diligent attorney and officer of the court.
Regards, I am
Michael G. Sribnick, M.D., J.D., Attorney at Law Michael G. Sribnick, M.D., J.D., LLC
www.michaelsribnicklaw.com<http://www.michaelsribnicklaw.com/>

--
Michael G. Sribnick M.D., J.D., LLC
DISCLAIMER:
The information transmitted is intended only for the person or entity to which it is addressed and may contain confidential medical and/or legally privileged material. Any review, retransmission, dissemination or other use of this information, directly or indirectly, by persons or entities other than the intended recipient is prohibited. If you are not the intended recipient please contact the sender and delete the material from all computers in which it resides. Internet communications cannot be guaranteed to be secure or error-free as information could be intercepted, corrupted, lost, destroyed, arrive late, incomplete, or contain viruses. Therefore, I do not accept responsibility for any errors or omissions that are present in this message, or any attachments, that have arisen as a result of e-mail transmission. If verification is required, please request a hard-copy version. Any views or opinions represented are solely those of the author.

EXHIBIT "C"

James B. Spencer

Subject: FW: Rakowsky v. Falgione Case No. 2008-CP-40-6656
Attachments: ATT00001.htm; Supplemental Order - Rakowsky v. Adrian falgione, et al.docx

RECEIVED
SEP 1 9 2014
SC Court of Appeals

From: **Early, Doyet A. Law Clerk (Aliecia Bores)** <dearlylc@sccourts.org>
Date: Wed, Sep 10, 2014 at 2:47 PM
Subject: Rakowsky v. Falgione Case No. 2008-CP-40-6656
To: Beth Cogan <Beth@desaballard.com>
Cc: "Early, Doyet A. Law Clerk (Aliecia Bores)" <dearlylc@sccourts.org>, "Early, Doyet A." <dearlyj@sccourts.org>, "alindemann@dml-law.com" <alindemann@dml-law.com>, "bbruner@brunerpowell.com" <bbruner@brunerpowell.com>, "michael.g.sribnickmdjdllc@gmail.com" <michael.g.sribnickmdjdllc@gmail.com>, Desa Ballard <desab@desaballard.com>, Mara Ballard <Mara@desaballard.com>

All,

Please see attached the Supplemental Order which was signed by Judge Early and mailed to the Clerk of Court in Richland County to be filed. Judge Early has also signed a Form Order Denying the Defendants Omnibus Motions. Please let me know if you have any questions. Thank you.

CONFIDENTIALITY NOTICE ~~~ This message is intended only for the addressee and may contain information that is confidential. If you are not the intended recipient, do not read, copy, retain, or disseminate this message or any attachment. If you have received this message in error, please contact the sender immediately and delete all copies of the message and any attachments.

--
Michael G. Sribnick M.D., J.D., LLC
DISCLAIMER:
The information transmitted is intended only for the person or entity to which it is addressed and may contain confidential medical and/or legally privileged material. Any review, retransmission, dissemination or other use of this information, directly or indirectly, by persons or entities other than the intended recipient is prohibited. If you are not the intended recipient please contact the sender and delete the material from all computers in which it resides. Internet communications cannot be guaranteed to be secure or error-free as information could be intercepted, corrupted, lost, destroyed, arrive late, incomplete, or contain viruses. Therefore, I do not accept responsibility for any errors or omissions that are present in this message, or any attachments, that have arisen as a result of e-mail transmission. If verification is required, please request a hard-copy version. Any views or opinions represented are solely those of the author.

STATE OF SOUTH CAROLINA	)	COURT OF COMMON PLEAS
COUNTY OF RICHLAND	)	FIFTH JUDICIAL CIRCUIT
John Rakowsky,	)	Case No.: 2008-CP-40-6656
Plaintiff,	)	
Vs.	)	**SUPPLEMENTAL ORDER**
Adrian Falgione, James Spencer, et al.,	)	
Defendant.	)	

RECEIVED
SEP 19 2014
SC Court of Appeals

I signed an order on June 23, 2014 ruling on certain matters before me. All parties did not receive a copy of the proposed order. By e-mail dated July 10, 2014, I gave everyone an opportunity to submit a proposed order.

I have reviewed the proposed order from pro se defendant James Spencer. I stand by my original order.

SO ORDERED.

_____

The Honorable Doyet A. Early, III
Presiding Judge of the Fifth Judicial Circuit

_____, SC
Date: _____

EXHIBIT "D"

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM RICHLAND COUNTY

Doyet A. Early, III, Circuit Court Judge

Case No. 2008-CP-40-6656

Appellate Case No. 2014-002029

John R. Rakowsky.....Respondent

v.

Adrian I. Falgione,
James Spencer,
Estate of Doris Holt, Irene
Santacroce, and Rodney Keith Lail,.....Defendants

Of whom, Estate of Doris Holt, Irene Santacroce, and Rodney
Lail, are.....Appellants

AFFIDAVIT OF ROBERT WADLEY

RHW

PERSONALLY APPEARED before me the undersigned Robert Wadley who after being duly sworn states the following:

I, Robert Wadley, declare under penalty of perjury:

1. I am over eighteen years of age and am qualified to testify.

2. The information in this affidavit is based on my personal knowledge.

3. I am a part time legal assistant for Dr. Michael Sribnick, Esquire and have been doing legal research of this nature for over two years.

4. In the above named capacity, on September 29, 2014, I went to the Richland County Clerk of Court's Office to review the files regarding Case No. 2008-CP-40-6656 as directed by Dr. Michael Sribnick, Esquire.

5. I was specifically looking for the "Form 4 Order" that Judge Early claimed he filed regarding his ruling against the Omnibus Motions heard on August 20, 2014, in a hearing which I attended.

6. I could not find any documentation regarding the "Form 4 Order" and/or reason for dismissing the Omnibus motions that Judge Early stated he filed with the Richland County Clerk of Court's Office on September 9, 2014.

7. In order to make certain that I did not miss anything in the file I sought the help of Ms. Gloria Tribble, Administrative Deputy Clerk. Along with the assistance of Ms. Tribble, I was able to confirm that the Form 4 Order was both the correct document filed by Judge Early dismissing the Omnibus Motions and there was no required documentation as to legal rationale despite the affirmation such was attached on the "Form 4 Order" itself.

8. I have attached to this Affidavit the "Form 4 Order" related to the dismissal of the Omnibus Motions in this proceeding.

9. This "Form 4 Order" does not have any attachment of explanation with it as to the reasons for the dismissal of the Omnibus Motions despite the box checked indicating that it does. I have initialed the attached document.

RHW

10. As of the date of this affidavit, based on a search of the files, there still is no explanation formal or informal in the Clerk of Court's case file as to the reasons for the dismissal of the Omnibus Motions heard before Judge Early on August 20, 2014.

11. The signed statement attached, which I have initialed, I obtained from Ms. Tribble on September 29, 2014, which confirms my findings.

12. While searching in the Clerk of Court's Office on September 29, 2014, I could find no record, nor could Ms. Tribble find any record of the voiding of the *ex parte* Order executed on June 23, 2014 that Judge Early claimed he had sent to the Richland County Clerk of Court's Office.

13. As of the date of this affidavit based on my exhaustive search of the Richland County Clerk of Court's office file on this case there is still no documentation in the file validating that the Order issued by the Judge Early and Plaintiff's counsel Desa Ballard on June 23, 2014, was ever withdrawn in this case.

14. I did find an executed Supplemental Order which states Judge Early stands by the *ex parte* Order he issued on June 23, 2014, also attached and referenced by Gloria Tribble hereto.

AFFIANT FURTHER SAYETH NAUGHT

Affiant: _____ Date: 10/24/2014

Robert Wadley

Sworn and subscribed to before me

this 24 day of October, 2014

_____

Notary Public for South Carolina

GAYLE RABON
Notary Public - State of South Carolina
My Commission Expires February 26, 2017

My Commission expires on: _____

RHW

Monday, September 29, 2014

The Only Document provided to the Court regarding the Order ruling against the Omnibus Motion is the attached Form 4 which I have also initialed, dated and certified stamped.

My name is Gloria Tribble, Admin. Deputy Clerk and we don't have the Supplemental Order that you're requesting 08-6656; it's possible that the Order is on the Judge's Desk. If you have any questions I be contact @ 803-576-1952

Gloria Tribble

RHW

James B. Spencer

From: Gloria Tribble [TribbleG@rcgov.us]
Sent: Monday, September 29, 2014 4:29 PM
To: jamesbspencer@sc.rr.com
Subject: 2008CP4006656
Attachments: ATT00019.eml (63.9 KB); ATT00025.eml (55.0 KB)

Importance: High

RHW

STATE OF SOUTH CAROLINA	)	COURT OF COMMON PLEAS
COUNTY OF RICHLAND	)	FIFTH JUDICIAL CIRCUIT
John Rakowsky,	)	Case No.: 2008-CP-40-6656
Plaintiff,	)	
Vs.	)	**SUPPLEMENTAL ORDER**
Adrian Falgione, James Spencer, et al.,	)	
Defendant.	)	

2014 SEP 11 PM 12:01
JEANNETTE W. McBRIDE
C.C.P. G.S.
RICHLAND COUNTY
FILED

I signed an order on June 23, 2014 ruling on certain matters before me. All parties did not receive a copy of the proposed order. By e-mail dated July 10, 2014, I gave everyone an opportunity to submit a proposed order.

I have reviewed the proposed order from pro se defendant James Spencer. I stand by my original order.

SO ORDERED.

The Honorable Doyet A. Early, III
Presiding Judge of the Fifth Judicial Circuit

Barnwell, SC
Date: Sept. 9, 2014

FORM 4

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 2008CP4006656

John R Rakowsky

PLAINTIFF(S)

Southern Holdings Inc
Law Max Legal Finance

DEFENDANT(S)

Submitted by: _____ | Attorney for : ☐ Plaintiff ☐ Defendant or ☐ Self-Represented Litigant

DISPOSITION TYPE (CHECK ONE)

☐ **JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.

☐ **DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

☐ **ACTION DISMISSED** (*CHECK REASON*): ☐ Rule 12(b), SCRCP; ☐ Rule 41(a), SCRCP (Vol. Nonsuit); ☐ Rule 43(k), SCRCP (Settled); ☐ Other _____

☐ **ACTION STRICKEN** (*CHECK REASON*): ☐ Rule 40(j), SCRCP; ☐ Bankruptcy; ☐ Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; ☐ Other _____

☐ **DISPOSITION OF APPEAL TO THE CIRCUIT COURT** (*CHECK APPLICABLE BOX*): ☐ Affirmed; ☐ Reversed; ☐ Remanded; ☐ Other _____

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: ☒ See attached order (formal order to follow) ☐ Statement of Judgment by the Court:

ORDER INFORMATION

This order ☐ ends ☐ does not end the case.

Additional Information for the Clerk : _____

INFORMATION FOR THE PUBLIC INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled
		$
		$
		$

If applicable, describe the property, including tax map information and address, referenced in the order:

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. **Note: Title abstractors and researchers should refer to the official court order for judgment details.**

Circuit Court Judge _____ **Judge Code** _____ **Date** _____

For Clerk of Court Office Use Only

This judgment was entered on the _____ **day of** _____, **20** _____ and a copy mailed first class or placed in the appropriate attorney's box on this 18 September 2014 to attorneys of record or to parties (when appearing pro se) as follows:

Desa Ballard

ATTORNEY(S) FOR THE PLAINTIFF(S)

Ernest H Morton Jr
Andrew F. Lindemann
James Brian Spencer
Irene Santacroce
Linda Wilamson Lawrence
Adrian Lee Falgione
Rodney Keith Lail
James Brian Spencer

ATTORNEY(S) FOR THE DEFENDANT(S)

Court Reporter _____ **Clerk of Court** Jeanette W McBride

SCRCP Form 4C (10/2011)

RHW

any claims thereto.

E. The undersigned retains jurisdiction of the remaining portion of this action which seeks an interpleader as to the settlement funds from the Southern Holdings case once the federal court action is final.

IT IS SO ORDERED.

Doyet A. Early III
Circuit Court Judge

June 13, 2014

EXHIBIT "F"

James B. Spencer

From:	James B. Spencer [jamesbspencer@sc.rr.com]
Sent:	Tuesday, October 21, 2014 3:57 PM
To:	'Early, Doyet A. Law Clerk (Aliecia Bores)'
Cc:	'Andrew Lindemann'; 'Desa Ballard'; 'Ben Bruner'; 'Michael Sribnick'
Subject:	Attached Appeal Currently Before the 4th Circuit Court of Appeals...regarding Your Case No. 2008-CP-40-6656
Attachments:	Filed Intial Brief Doc 30.pdf
Importance:	High
Sensitivity:	Personal

Tracking:

Recipient	Read
'Early, Doyet A. Law Clerk (Aliecia Bores)'	
'Andrew Lindemann'	Read: 10/21/2014 4:01 PM
'Desa Ballard'	
'Ben Bruner'	
'Michael Sribnick'	
Mara Ballard	Read: 10/21/2014 4:25 PM

Dear Your Honor,

On June 23, 2014, you issued an Order for Partial Relief. In this Order you stated the following as the last sentence in the Order:

"The undersigned retains jurisdiction of the remaining portion of this action which seeks an interpleader as to the settlement funds from the Southern Holdings case once the federal court action is final."

QUESTIONS

1. It is obvious from the attached document filed with the 4th Circuit Court of Appeals this case is far from over in the federal courts. Yet you have apparently asked for draft Orders germane to the disputed litigation funds while the federal court action has not been finalized? Are you planning to comply with your own Order issued on June 23, 2014 or are you going to move forward disregarding the ongoing action in the 4th Circuit Court of Appeals?

2. Are you going to allow discovery regarding the existence of documents which the Plaintiff has maintained are in existence, an executed informed consent agreement, or not?

3. I have filed a number of previous questions with the Court as your honor has requested, yet in weeks I have not received one answer, will Your Honor answer those questions or not?

4. Will Your Honor at least answer the first two questions listed above?

Respectfully submitted,

James B. Spencer, *Pro Se*

EXHIBIT "G"

RECORD NO. 14-1666

(4:02-cv-01859-RBH)

IN THE
UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

JAMES SPENCER,

Plaintiff-Appellant

v.

ANCIL B. GARVIN, *et al.*,

Defendants-Appellees

APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

ON ORDERS ISSUED ON JUNE 11, 2014 AND JUNE 18, 2014

APPELLANT'S INFORMAL BRIEF

THIS DOCUMENT DOES CONTAIN ATTACHMENTS

EXHIBIT "H"

Dr. Michael G. Sribnick, M.D., J.D.
3535 Overcreek Rd.
Columbia, S.C. 29206
(843) 789-3504

October 12, 2014

Ms. Daphne Helms
556 Heron Glen Dr.
Columbia, S.C. 29229

RECEIVED
OCT 24 2014
SC Court of Appeals

Re: **Case No. 2008-CP-40-6656**
John Rakowsky v. Adrian Falgione, James Spencer, et al.

Dear Ms. Helms,

Please inform me of the cost for the transcript of the hearing on the above captioned case held on August 20, 2014, before the Honorable Judge Doyet A. Early, Circuit Court Judge in Richland County. You can mail me the cost to the above address or, if it is more convenient, call me at the telephone number I have provided above.

I will immediately send payment to you for the transcript of the August 20, 2014, hearing. I look forward to hearing from you at your earliest convenience.

Sincerely,

Amanda Cristaldi