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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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JAN 20 2015

APPEAL FROM CHARLESTON COUNTY
J.C. Nicholson, Jr., Circuit Court Judge

SC Court of Appeals

Case No. 2012-CP-10-8135

Karen Oliver, Appellant,

v.

Amanda Lawrence and Trident United Way, Respondents.

**RESPONDENTS' RETURN IN OPPOSITION TO
APPELLANT'S MOTION FOR EXTENSION**

The Appellant Karen Oliver has filed a motion seeking an indeterminate extension of time for the filing of her Initial Brief, that is, until she receives "the court reporter's response to challenges of the transcript." See, Motion, p. 6. The Respondents Amanda Lawrence and Trident United Way oppose that motion.

The Appellant continues to raise issues with the transcript of an October 9, 2013 motion hearing held before Judge J.C. Nicholson, Jr. These issues have previously been raised to, fully considered, and denied by this Court. By Order filed November 10, 2014, this Court wrote:

Appellant has filed a motion for an injunction to obtain an audio copy, stenographer notes, and, if available, a video copy of a motion hearing. Appellant has also requested a temporary injunction to prevent the destruction of the recordings and notes. Appellant's motions are denied.

See, Order filed November 10, 2014. Thereafter, by letter dated December 3, 2014, the Clerk of the Court of Appeals advised the Appellant as follows:

By order dated November 10, 2014, the Court denied your pending motions. In order for this appeal to progress, you must serve and file the initial appellant's brief and designation of matter pursuant to Rules 208 and 209 of the South Carolina Appellate Court Rules. ***These documents must be served and filed no later than January 5, 2015, or your appeal will be dismissed.***

See, Letter dated December 3, 2014. (Emphasis added).

The Appellant therefore was advised that the Court was denying relief for her motions directed at her perceived issues with the hearing transcript. The Appellant was further advised that her Initial Brief was due by January 5, 2015, and that the consequence of not filing was that "your appeal will be dismissed."

Disregarding these clear rulings and admonitions by this Court, the Appellant continues to challenge the accuracy of the hearing transcript, and she

has, in fact, ratcheted up her rhetoric by even threatening court officials with a "Justice Department investigation."¹ Most importantly, the Appellant has completely disregarded the Court's direction to file her Initial Brief by January 5, 2015, or face dismissal of her appeal. Instead of complying with the Court's clear directives, the Appellant has returned to this Court raising the same allegations regarding the transcript, the purported "usurption" of power by the court reporter, and the violation of her due process rights. She has made the same arguments about the inaccuracy of the transcript as were made in her prior motions, for which she was denied relief. In actuality, as before, the Appellant's "specific challenges" to the transcript, even if accurate, are entirely inconsequential and would have no material effect on this appeal and the legal issues as may be asserted.

In short, the Appellant has been given multiple opportunities by this Court to prosecute her appeal. Her appeal had been administratively dismissed, and over objection, reinstated. Her appeal was previously delayed due to her failure to timely procure and/or make payment to the court reporter for the hearing transcript. At this point, this appeal has been pending *almost fourteen months*,² and yet, the Appellant has still not filed her Initial Brief. The Appellant has disregarded the Court's directive to file her Initial Brief, and instead, she seeks yet another delay

¹ A copy of the Appellant's latest threatening letter to Court Administration, which is dated January 12, 2015, is attached as an exhibit hereto.

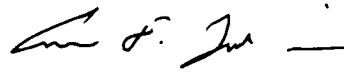
² The Notice of Appeal is dated November 23, 2013.

over an issue that has already been rejected by this Court and that is truly inconsequential. Therefore, the Court is respectfully urged to deny the Appellant's request for an indefinite extension (or any extension for that matter) and to dismiss her appeal for her deliberate refusal to file her Initial Brief by the January 5, 2015 deadline set by the Court.

Respectfully submitted,

DAVIDSON & LINDEMANN, P.A.

BY:



ANDREW F. LINDEMANN
1611 Devonshire Drive
Post Office Box 8568
Columbia, South Carolina 29202
(803) 806-8222

*Counsel for Respondents
Amanda Lawrence and Trident United Way*

Columbia, South Carolina

January 15, 2015

January 12, 2015

Desiree Allen
S.C. Court Administration
1015 Sumter Street Suite 200
Columbia, SC 29201

RE: Challenges made that have not been resolved

As per our telephone conversation on this date I am submitting this to reiterate my points of concern and request:

1. Go into quiet and speak with the Most High God and let HIM guide you.
2. To review the Motion put into the courts on January 5, 2015.
3. I informed you that upon reading your correspondence sent to me in December to which I have reviewed. I thought it best to let you know who I am. Being a child of the Most High God, it is only right. I let you know that prophecy is being fulfilled and no one can stop the Most High God. I let you know that even if the judges do the wrong thing and not ensure that a reliable transcript is in order for my case. I will go to the Justice Dept. and prove it {Civil Rights violations, denial of my Right to Due Process, Usurping the powers of the courts by court reporters, violation of my Constitutional Rights} even with the "unreliable" transcript. God so had this ordained and it was prophesied by Rev. Holt, a teacher, a person at a meeting place {church} that had the same prophecy but did not know why God had her to go to it. THANK GOD SHE WAS OBEDIENT!!!
4. I proffered, Are you sure you want to put your head on the chopping block for court reporters who are not doing their jobs. Deborah Everett as you let be known was no longer working with you after the "negligence" as deemed by Prosecutor Voigt due to an "unreliable" transcript.
5. Again, I told you to go into quiet and speak with the Most High God and let HIM guide you. I told you that if you are waiting for the Presiding Judge to give a response then you should just go to GOD!!!

I have tried without any progress to obtain a reliable transcript as to gain a fair Due Process and the preservation of not only my Civil Right but the rights of all. Mona Manley is not being honest. The so-called coincidence of the same judge, same issue [transcripts] and court reporters. If a convicted murderer with testimony, physical evidence and prior conviction is due a reliable transcript then surely I do. Maybe we need to see just how widespread of a problem?

Sincerely,



Karen Oliver

cc: Hon. Rosalyn Frierson

DLSCN 01/15/15

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Amanda Lawrence and Trident United Way,

Respondents.

CERTIFICATE OF SERVICE

The undersigned employee of Davidson & Lindemann, P.A., counsel for the Respondents, does hereby certify that service of the **Respondents' Return in Opposition to Appellant's Motion for Extension** in the above-captioned matter was made upon the *pro se* Appellant by placing a copy in the United States Mail, first class postage prepaid, at the below listed address clearly indicated on said envelope this the 15th day of January 2015:

Ms. Karen Oliver
1945 Ghana Street
Johns Island, South Carolina 29455



DAVIDSON & LINDEMANN, P.A.

ATTORNEYS AND COUNSELLORS AT LAW

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†Certified Mediator

January 15, 2015

Of Counsel
Kenneth P. Woodington

Writer's Email: alindemann@dml-law.com

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

RE: Karen Oliver v. Amanda Lawrence and Trident United Way
SCCA Case Number: 2013-002587
Civil Action Number: 2012-CP-10-8135
Claim Number: 21281499
Our File Number: 307.9344

Dear Ms. Kitchings:

Please find enclosed for filing the original and seven copies of the **Respondents' Return in Opposition to Appellant's Motion for Extension** in the above referenced matter. Please file the original and return a clocked-in copy to me in the enclosed envelope.

By copy of this letter, I am serving copies on the *pro se* Appellant.

Thank you for your assistance in this matter.

Sincerely,

DAVIDSON & LINDEMANN, P.A.



Andrew F. Lindemann

AFL/jmb
Enclosures

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The Honorable Jenny Abbott Kitchings
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cc: (w/ Enclosure)

Ms. Karen Oliver
1945 Ghana Street
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