

Sent  
6/12/15  
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JAN 23 2015

**SC Court of Appeals**

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JAN 12 2015

**SC Court of Appeals**

FORM 1

NOTICE OF APPEAL IN A CIVIL CASE

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM RICHLAND COUNTY

Court of Common Pleas

DeAndrea G. Benjamin, Fifth Judicial Circuit Court Judge

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Case No. 2014-CP-02507

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MCKAY, CAUTHEN, SETTANA & STUBLEY, P.A.

REPRESENTATIVES FOR JOEL E. JOHNSON, DMD

RESPONDENT

VS.

BRENDA G. HARMON,

APPELLANT

\_\_\_\_\_  
NOTICE OF APPEAL IN A CIVIL CASE

Brenda G. Harmon appeal the order/judgment of the Honorable DAndrea G. Benjamin dated January 8, 2015. Appellant received notice of entry of this order/judgment on Saturday, January 10, 2015. This judgment was passed on two motions, a). Motion for Default and b). Motion to Dismiss, by Judge Benjamin. Reasons from the respondent states that they were not

Notified in a timely manner, therefore they did not appear for the hearing that was heard by The Honorable Judge Allison Lee, heard on August 11, 2014, courtroom 3-B. From the hearing, Representatives for the defense failed to appear, The Honorable Judge Allison Lee, was shown the damage to my mouth, and explained how I/plaintiff, am suffering, for which I will continue to suffer from the rest of my life, because the problem is chronic. I was granted the right to have a trial.

As time passed in hopes of having the trial at any day, I requested to the Courts, a motion for Default Judgment, with respondents requesting a motion to the Courts to Dismiss. Both hearings was scheduled to be heard on December 16, 2014, but was changed to January 6, 2015, because of the holidays. On January 6, 2015, both hearings were heard, by The Honorable Judge and I/Appellant, was denied all rights to have a trial, and was advised by the same Judge, that the case is closed. I was not told by the Judge, that I have the right to appeal. I was also told that I failed to produce a signed affidavit, by a licensed Doctor who would Absolutely, say that Joel E. Johnson, DMD, is responsible for the damages that are in my mouth. I was last denied because of my right to wait until last ten days before the Statue of limitations expired.

Regardless of time limitations with the statue, I filed within my rights of filing. That is a right, handed down from the courts. So, it doesn't matter whether it was 10 months or ten days. I appeal for this reason. The overview: case #281 Va. 690; 708 S. E.2d834; 2011 Va. LEXIS 87, heard by the Supreme Court of Virginia, (In April 2010). I the Appellant was well within the time limits of filing. As for not having an Affidavit, Having used Medical statement from Prominent Doctors of Medic in the same Judicial System, being granted the right to have a trial, when they affidavit/medical records signed by a Doctor is the same. Case # 2012-213464, Vicki L. Wilkerson, Appellant, v. East Cooper Community Hospital, Inc., d/b/a East cooper Regional Medical Center, Carolina Plastic Surgery Institute, P. A., and Thomas X. Hahm, M. D., Respondents. In The State Of South Carolina, states that appellant did not have an affidavit, and was granted a reversed decision from the lower Court. Heard May 20, 2014.

January 12, 2014

Brenda G. Harmon

2110 Woodfield Drive

Columbia, South Carolina 29223

(803) 865-1922

Pro Se'

*Brenda Harmon*

Counsel of Record:

Kelli L. Sullivan

P. O. Box 7217

Columbia, South Carolina 29202-7217

Attorney for Respondent

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~~Forms 1, 2, 3 + 4~~

FORM 7

PROOF OF SERVICE OF A NOTICE OF APPEAL

**RECEIVED**

JAN 23 2015

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM RICHLAND COUNTY  
COURT OF COMMON PLEAS

DeAndrea G. Benjamin, Fifth Judicial Circuit Court Judge

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Case No. 2014-CP-02507

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Kelli Sullivan, as Personal

Representative of Joel E Johnson, DMD

Respondent

v.

Brenda G. Harmon

Appellant

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PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Joel E. Johnson, DMD, by depositing a copy of it in the United States Mail, postage prepaid, on January 23, 2015, <sup>BSR</sup>

23. BJR

2015, and today January 29, 2015, addressed to his attorney of record, Kelli Sullivan, Post Office Box, 7217, Columbia, South Carolina 29202-7217.

BJR  
January 23, 2015

s/ Brenda G. Royster *Harmon*

2110 Woodfield Drive

Columbia, South Carolina

29223

(803) 865-1922

Appellant / Pro' Se

*Brenda Harmon*