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**NOTICE OF APPEAL  
In The Court Appeals**

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Appeal from Masters in Equity law Judge

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Honorable Patrick R. Watts, Dorchester County Court

Case No. 2002-CP-18-1016

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Order dated: 27 March 2003

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 Mr. Wesley Edward Smith III, Appellant.

v

Washington Mutual Bank, et al, Respondent,

**RECORD ON APPEAL**

Pursuant the authority and provisions under rules 267, the appellant moves dissenting the ruling of the masters in equity court as follows:

NOTICE IS GIVEN THIS DATE THAT, Wesley Edward Smith III, Appellant

hereby dissents the Judges decision and hereby seeks to appeal by and independent action in equity action, separately, and on its own merits. The action dissented and opposed to, is based on a decision made that I believe is a error linked accordingly to express written affirmed language as understood under rule 203.

This specific issue of the hearing that were presided over, were by the Honorable Watts, on or about 17 March 2003, for which a substantive issue believed remains (which is the genuine issue of material fact relating to due process), and as such, WMB affirmative duties caused the irregularities in the decision making process, for which issues remains and are unchallenged, unresolved and uncontested to date between these parties.

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Relating to the uncontested action, is directed at the initiated action by the Washington Mutual Bank (herein "WMB") taken against Wesley Edward Smith III in an employment termination action without service of notices. Related to the unchallenged action, a third party legitimate legal standing to suit who has acted in concert with many others actors, but were absent from that particular proceedings or agency reviews. As related to the unresolved action is based on the results, as I express a belief, that the verdict of the Honorable Judge or agency administrator presided over was premature not substantiated or conclusive with the facts of the case or complaint with a memorandum of law argument to grant a relief verdict and the administering of any punitive remedies in favor of a party over another without affording all opportunities to cross examine the alleges facts or complaints.

I was informed, a submission from a third party or "commission of citizen" (state actors) here in America, interactions without a standing to sue is said to be inadmissible hearsay according to the respective rule (cant attest to any facts of that case). As a belief based on partnerships, the only interest were the concern of money owed and the losses as a result from the partnership that exist. I have a directed and vested interest in property located at 5363 Greggs Landing Drive. N. Charleston SC to be divide and dissolve were the concerns and the governing direction that should not be relevant in that action. The necessary guidelines and standings are not clearly explained in the conclusion of the hearing or administrative review, as not supported by memorandum of law argument of any law or administrative agency that investigated the complaint. As a determination has already been made by WMB, that action has been determined, from a notice of this facts presented on their behalf. The appellant objectively opposing based on the legal duty believed owed to him while the employees were in their official

roles of employment. I, Wesley Edward Smith III the aggrieved and dissatisfied adamantly oppose to the unlawful business employment practice (as complained of), is making this appeal is based upon the fundamental entitlement of a citizen to exercise his or her legal rights involving substantive due process for claims or important parts of proceedings that have been overlooked. This determination for granting this Writ in this action is suited for this Honorable Court jurisdiction as understood and authorized pursuant the authority and provisions under rules 267.


Wesley Edward Smith III states for the record, that he has been injured by the alleged facts of "WMB" without the supporting memorandum of law reasoning, authorizing such activity in an employment action. As a result WMB is believed to be liable, responsible and accountable of the acts and is the proximate cause for injuries sustained legally . Based on WMB prior prejudgment and the agency administrative review from the subsequent actions, I am seeking a relief for the violation of my recognizable legal procedural due process being denied by fair application of law, equal justice and administered under the State laws, fair treatment for the enforcement of law by such identified violators under the State law. Punish those individual that decided to collectively work to take part in the denying of entitlement and the invoking of procedural due process without barriers and encroachment upon such constitutional protections, encroachment upon the agreement of the established homeowners deed and title by third party nuisances and the violation to recognizable adherence to the state court appellate rules. So, by law, those that are declared, order and decreed to be liable, the seeking of declaratory judgment, fair remedy and equitable relief affordable. Also that relief that affords compensatory, punitive or nominal relief for damages asses and recovery of personal property by use of attorney and

others and collect attorney's fees and other miscellaneous cost associated such as being paid for my time and services in pursuing the legal harms I and my family have and are sustaining.

**THEREFORE**, on the basis that I did receive a written notice of entry of the order or agency administrative review, this appeal is taken without the court ruling(s) which are without the proper enforcement agency law review, for WMB failure to provide and comply to the rules governing procedural due process for which my recognizable legal rights goveing right to appeal in accordance with the appellate procedures rule 201 -203. WMB failure to submit timely notices and supporting memorandum of law argument for the court to have drawn such a legal conclusion without such required support or the failure for the respondent to provide such required documentation by rule to the opposing parties. A reverse and remand for the allowance to modify the cross complaint, restoration of property reconsideration for Mr. Wesley Edward Smith III amended cross and counter complaints. Such relief is premised that WMB as perceived violated the recognizable procedural due process rights unlawful violations, and the disclosure of all relevant documentation upon which further review that is believed substantially reasonable for granting such actions are in order. All other right are reserved at this time. At no time did Mr. Wesley Edward Smith III agree nor waive right with the State of South Carolina in a criminal process, with WMB nor other committee of citizen in this escapade of this unforeseen activity or agreed to volunteer or waive any legal or personal rights afforded, involving these judicial matters or that were to be a subject of this court judicial affairs.

April 14, 2015

Respectfully Submitted

  
Mr. Wesley Edward Smith, III  
465 N. Nassau Street  
Charleston, South Carolina  
(843) 723-8598 Appellant Pro Se

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**PROOF OF SERVICE  
In The Court of Appeals**

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Appeal from Charleston County  
Administrative Law Court

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Stephanie P. McDonald , Administrative Tribunal Law Judge

\_\_\_\_\_  
Order dated: 27 February 2014

Mr. Wesley Edward Smith III,

\_\_\_\_\_  
Appellant,

v.

Washington Mutual Bank et al,

Respondent(s);

\_\_\_\_\_  
PROOF OF SERVICE  
\_\_\_\_\_

I, Wesley Edward Smith III, certify that on April 14, 2015, submit's the notice to appeal with opening brief, and serving notice to also contest being denied right to proceed In forma pauperis by the Honorable Patrick R. Watts. The review sought were the criminal implications for being subjected to Constitutional laws without being afforded appellate rights under rule 203 (as required) and resulting convictions, Also the appellant sought to challenge the conjoining court orders which action gives reason to deprive filing a writ of Habeas Corpus, and the respondents depriving constitutional legal rights. As supported the State provides mandated instructions how to apply the constitution, without subjective deviations to the expressly written rights. The undisputed order leaves the objectionable reasonable inferences remaining in violation of my constitutional rights and contradiction to prior case at law with the supporting law memorandum, was sent by First Class Mail via United States Mail on all parties listed in this action to the following:

TO: Mr. Samuel Waters  
220 Executive Center Drive Suite 200  
Columbia, S.C 29211

April 14, 2015

Respectfully Submitted

\_\_\_\_\_  
Mr. Wesley Edward Smith III

*Wesley E. Smith III*  
465 North Nassau Street  
Charleston, South Carolina 29403  
(843)723-8598

April 14, 2015

CLERK  
Honorable Jenny A. Kitchens  
South Carolina Court of Appeals  
1015 Sumter Street  
Columbia, South Carolina 29201

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RE: Mr. Wesley Edward Smith, III Appellant v Washington Mutual Bank, et al Respondents  
Case No. 2002-CP-18-1016 \_

Dear Honorable Clerk Kitchens;

Enclosed for you immediate action is Mr. Wesley Edward Smith III Notice to Appeal with opening brief

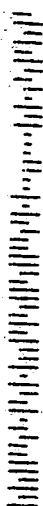
Thanking you in advance.

Sincerely,

  
Mr. Wesley Edward Smith III

Copy To: FILE  
Washington Mutual Bank, et al  
Mr. Samuel Waters, ESQ  
Mr. Thomas Hidlebrand, ESQ  
Ms. Cynthia D. Blair, ESQ

Mr. Wesley Edward Sm  
465 N. Nassau Street  
Charleston, South Caroli



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**Jenny Abbott Kitchings**  
Clerk of Court  
1015 Sumter Street  
Columbia, South Carolina 29201