

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

FORM 4  
 FILED-CLERK'S OFFICE  
 ANDERSON SC

JUDGMENT IN A CIVIL CASE

CASE NUMBER 2014CP0401045

A TRUE COPY

Bridgette Neal

2015 JUN -2

James E. Neubia, et. al

COMMON PLEAS AND  
 GENERAL SESSIONS

JUN - 3 2015

PLAINTIFF(S)

DEFENDANT(S)

Submitted by:

Attorney for:  Plaintiff  Defendant  
 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.  See Page 2 for additional information.
- ACTION DISMISSED (CHECK REASON):  Rule 12(b), SCRPC;  Rule 41(a), SCRPC (Vol. Nonsuit);  
 Rule 43(k), SCRPC (Settled);  Other: \_\_\_\_\_
- ACTION STRICKEN (CHECK REASON):  Rule 40(j) SCRPC;  Bankruptcy;  Other: \_\_\_\_\_  
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):  
 Affirmed;  Reversed;  Remanded;  Other: \_\_\_\_\_

RECEIVED

JUN 10 2015

SC Court of Appeals

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 JUDGMENT 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 (List amount(s) below)

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

6/1/2015  
 Date

For Clerk of Court Office Use Only

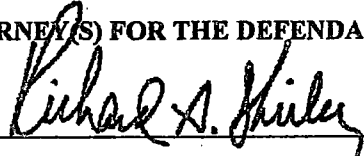
This judgment was entered on , and a copy mailed first class or placed in the appropriate attorney's box on , to attorneys of record or to parties (when appearing pro se) as follows:

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ATTORNEY(S) FOR THE PLAINTIFF(S)

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ATTORNEY(S) FOR THE DEFENDANT(S)



Court Reporter

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Richard A. Shirley - Clerk of Court

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**ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.**

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

Defendant Keith Williams was dismissed with prejudice at the end of trial. Plaintiff's action is for conversion of her 2009 Honda. On or around March 9, 2014 Plaintiff's vehicle was repossessed from a church parking lot by Defendant Neubia. There was no evidence presented that Mr. Williams had any involvement with the repossession of the vehicle therefore he is dismissed with prejudice.

Plaintiff acknowledges borrowing \$3,000 from Defendant Neubia for the repayment of \$6,000. Title to her 2009 Honda was collateral for such a loan.

Essentially Plaintiff asserts that Defendant Neubia and or someone at his direction forged Plaintiff's signature on the title to her vehicle, thereby inserting himself as lienholder, and thereafter improperly repossessing the vehicle, thereby converting Plaintiff's vehicle to his own purposes. Alternatively Plaintiff asserts that Defendant Neubia agreed to refrain from collecting the loan until she sold property located on Church Street in Greenville County. At the trial Plaintiff called Defendant Neubia and Defendant Williams as well as testified on her own behalf, no other witnesses were called. Plaintiff marked as exhibits the following: 1) Greenville County Magistrate's Court Order, 2) Partial copies of Plaintiff's title documents, 3) Promissory note, 4) Plaintiff's original title from purchase of the vehicle; also the court marked as court exhibits, Court's Exhibits 1 & 2 Memorandum of interview from SLED, and Court's Exhibit 3 Sled's investigative report. No one from SLED appeared or testified nor were they deposed. Accordingly the Court's exhibits 1, 2, & 3 are inadmissible hearsay and shall not be considered by the court.

Plaintiff's claim for conversion fails as she has failed to prove by a preponderance of the evidence the elements for conversion (or any other alleged cause of action). The elements for conversion are 1) an interest in the property in question, 2) that the defendant converted the property to his own use, and 3) that the defendant's use of the property was without Plaintiff's permission.

In this case, Plaintiff did establish an interest in the 2009 Honda that was repossessed on or around March 9, 2014 by Defendant Neubia. Plaintiff also established that Defendant Neubia took the 2009 Honda for his own use. (i.e. that Plaintiff failed to repay her debt and he accordingly repossessed the vehicle as a result). However, Plaintiff failed to establish that Defendant Neubia's use was unauthorized and/or without her permission. In fact, it appears the parties did intend that Plaintiff's 2009 Honda would serve as collateral for the loan from Defendant Neubia to Plaintiff. Therefore Defendant Neubia's repossession appears to have been authorized.

Further, Plaintiff asserts that her signature was forged on the title documents. Plaintiff presented no witnesses on this issue other than her own testimony. Plaintiff's sole testimony is insufficient to establish that her signature was allegedly forged. In fact the signatures on Plaintiff's Exhibits 4, 3, and 2 appear to be substantially similar to each other.

Plaintiff has also failed to meet her burden of proof on any and all of her other alleged claims including, breach of contract, breach of trust, trespass to chattels, and negligence. No formal order to follow.

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**Notification of reservation of rights**

**UCC1-308/UCC 1-207**

**PUBLIC**

**Bridgette Tara Neal, sui juris**

**THIS IS A PUBLIC COMMUNICATION TO ALL  
All rights reserved**

**UCC1-308**

**Notice to agents is notice to principles  
19 Conestee Ave. Ste. 9612. Greenville, S.C. 29604**

**312 Green Street. Belton, S.C. 29627**

**Notice to principles is Notice to Agents  
19 Conestee Ave. Ste. 9612. Greenville, S.C. 29604**

**312 Green Street. Belton, S.C. 29627**

**Applications to all successors and assigns  
19 Conestee Ave. Ste. 9612. Greenville, S.C. 29604**

**312 Green Street. Belton, S.C. 29627**

**All are without excuse  
Phone: 864-338-1161**

**Let it be known to all that I, your name here explicitly reserves all of my rights.**

**UCC1-308 which was formally UCC 1-207.**

**Further, let all be advised that all actions commenced against me may be in violation of,...**

**USC TITLE 18 > PART I > CHAPTER 13 > § 242 Deprivation of rights under color of law**

**USC TITLE 18 > PART I > CHAPTER 13 > § 241 Conspiracy against rights.**

**Wherefore all have undeniable knowledge.**