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JUL 10 2015

SC Court of Appeals

July 7, 2015

The Honorable Chief Judge John C. Few
Court of Appeals
1220 Senate Street
Columbia, SC 29201

RE: Marcia Adams, Steven W. Lake, Shirley Rivers, Lula N. Davis, Constance "Connie" Rhett, Dottie Blankenship, Tosha Autry, SC Department of Motor Vehicles, in their official and their individual capacities

Richland County Circuit Court No: 2011-CP-40-07134

Appellant Case No: 2012-213441¹

Dear Chief Judge Few:

I am asking, with all due respect, that you as Chief Judge of the Court of Appeals take an interest in the above matter. I pray that you will review the decision and right the injustice or if it is within your power as Chief Judge ensure this goes before Supreme Court. I spoke with the Clerk of Court who suggested, if I am not mistaken, to write to you for further consideration of this matter – and you may or may not act.²

The plight of the pro se litigant population of South Carolina need to be addressed and I believe the decision made in this case will shine a light on the trials of the pro se litigant in not only the lower courts but the higher courts. The mere fact that the court made me change the caption is very telling of the difficulties pro se litigants face (the way the caption read in subsequent documents implies a cover up or hiding of information). South Carolina appears to be the only court who has not embraced the pro se litigant population.

North Carolina has numerous cases that involve pro se litigants - North Carolina deal with pro se litigants often and has published case law to ensure justice for this group. Two cases that is similar to the matter before this court is *Goins v Puleo*, 350 N.C. 277, 281, 521 S.E.2d 748, 751 (1999); *Deans v. Layton*, 89 N.C.App. 358, 362, 366 S.E.2d 560, 563,, 322 N.C. 834, 371 S.E.2d 276 (1988).³

¹ I have hired an attorney to file a Writ Certiorari Petition with the SC Supreme Court which would be due on or about July 24th, 2015.

² The above is how this was initially filed - This court had me change the name order to *Glenda Couram v Lula N. Davis, et al.*, above is how the complaint was filed in Richland County. This court insisted I change the caption to read *Glenda Couram v Lula N. Davis and all subsequent letters, etc.*, showed this shorten version - the court referred to it as a "short" title.

³ *Great Coastal Exp., Inc. v. Int'l Bhd. of Teamsters, Chauffeurs, Warehousemen & Helpers of Am.*, 675 F.2d 1349, 1356 (4th Cir. 1982) ("Thus 'fraud on the court' is typically confined to the most egregious cases, such as bribery of a judge or juror, or improper influence exerted on the court by an

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As does Virginia and other sister courts but SC has very little case or controlling case law that will ensure justice for this group and that will prevent the misuse of power.

Of the couple of cases in SC the pro se complained of the Judge's attitude towards pro se litigant in which this court ruled there was no bias or prejudice – See *Silvester v. Spring Valley Country Club*. 2001 the complaint was “without merit.” Sir, pro se litigants are not representing themselves because they have a choice but because, as in my case, to not have done so would have resulted in loss of my civil rights, employment and in a another case pending in your court loss of my land/property if the judge's rulings stands – such as granting declaratory judgment when the defendants had no standing, etc., a prime example is the SOL.

As you know, the SC SOL continued to run while this matter was in federal court thus after dismissal there remained approximately eight (8) months to re-file (March 2011 and May 2011) See *Sherrri A. Turner v. Raymond M. Kight, et al*, No. 736, September Term, 2006; from Maryland Special Court of Appeals. I informed the Defendants, I was going to re-file in state court via e-mail. That's when they filed the Motion to Reconsider to Judge Perry who denied it. Why would I give the court a whole new set of injury dates when I still had time remaining in the original complaint?

The court also seems to imply, I filed the common law state pendant claims based on FRCP §1367⁴ which I do not understand and the court ignored two orders of the late Judge Matthew Perry that clearly stated I timely filed my claims and that those state pendant claims were dismissed and well established law states claims dismissed *without prejudice* has not been adjudicated by any court, can be re-filed as long as the statute of limitations had not run which the record with the courts proves had not and the state claims were filed timely within the three year statute of limitations allowed in the SC Code

“A dismissal without prejudice means that there has been no adjudication on the merits and that a subsequent complaint alleging the same cause of action will not be barred by reason of its prior dismissal.” *Czepas v. Schenk*, 362 N.J. Super. 216, 228 (App. Div.), certif. denied, 178 N.J. 374 (2003).

In the Orders of Judge Perry it also clearly shown the Respondents were granted summary judgment on the Federal Claims only which would mean they were not the “winners” as declared by the court of appeals and the State claims had to be re-filed in state court because the federal court denied supplemental jurisdiction. The caption clearly state the Respondents were sued in both official and personal/individual capacities and they are responsible for their torts just like everyone else according to the SC Code of Laws.

Would this ruling have happened if I had not been pro se for example -- there would never have been a meeting between the Judge and Respondents' attorney without the Plaintiff's

attorney, in which the integrity of the court and its ability to function impartially is directly impinged.”).

⁴ (a), shall be tolled while the claim is pending and for a period of 30 days after it is dismissed unless State law provides for a longer tolling period – appellant has 8 months remaining under state law in the original SOL.

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attorney being present. The Respondents' Attorney told the lower court what my injury dates were (see transcript, my complaint) after remand from Federal Court. The lower court accepted what they said even after I repeatedly informed the court that the dates were incorrect based on SCRCP 12(b) the court was to take my word as truth NOT the Respondents' Attorney. Instead my claims were dismissed **with** prejudice by Judge Manning which is frowned on by the courts in regards to a Motion to Dismiss and sir, why was I not allowed an opportunity to Amend per SCRCP 15; given it would have been the first time after remand from federal court and the Amended Complaint had been submitted to the court to be "incompliance" with state law.

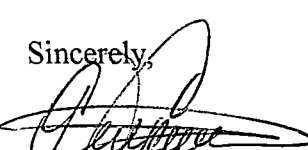
Additional Case law: Rink v Richland Memorial Hosp., ___ S.C. ___, 422 S.E.2d 747 (1992) and; Searcy v. Dep't of Educ. Transp. Div., 303 S.C. 544, 402 S.E.2d 486 (Ct.App.1991); Jinks v Richland County 2003; Braudie v. Richland County, 219 S.C. 130, 64 S.E. (2d) 248 (1951),

It is well settled in South Carolina that when an action is dismissed without prejudice; the statute of limitations will bar a subsequent suit **if** the statute runs in the interim. Davis v. Lunceford, 287 S.C. 242, 335 S.E. (2d) 798 (1985). The SOL had not run when appellant timely re-filed in Richland County Circuit Court in October 2012.

Again, I am **not** asking for special favors of the Court because I am pro se, I am asking for justice from the Courts. I jumped thru every single hoop and earned my day in court. The statute of limitations (SOL) was one area that I watched very consistently and carefully. I did file a verified claim and the records from the state and federal court proves this fact. If I understood correctly, per the Federal Court, the discovery and other documents were given into the keeping of the Respondents' attorney or are on file electronically.

I am not sure if this would be regarded as a Motion or not but I am enclosing the filing fee of \$25. I also provided the court the necessary information that requires a rehearing as well as an en banc rehearing according to the Rules of Court. Thank you in advance and I hope you will review this matter or ensure it goes before the Supreme Court to ensure justice for the pro se population of South Carolina. I should not have been dismissed. I have hired an attorney to write the writ for the Supreme Court.

Sincerely,



Grinda R. Couram, *pro se*
104 Macaw Lane
Lexington, SC 29073
803 896-7509
grcouram@hotmail.com

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c: Eugene H. Matthews, Esq.,
SC Attorney General Alan Wilson

STATE OF SOUTH CAROLINA

IN THE COURT OF COMMON PLEAS
IN THE FIFTH JUDICIAL CIRCUIT

COUNTY OF RICHLAND

C/A No.: 2011-CP-40-07134

Glenda R. Couram)

Plaintiff)

v)

CERTIFICATE OF SERVICE

RECEIVED

JUL 10 2015

SC Court of Appeals

JURY TRIAL DEMANDED

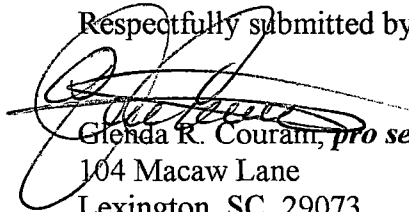
Marcia Adams, Steven W. Lake, Shirley)
Rivers, Lula N. Davis, Constance "Connie")
Rhett, Dottie Blankenship, Tosha Autry, SC)
Department of Motor Vehicles, in their)
official and their individual capacities)
Defendants)

I HEREBY CERTIFY that on this 7th day of July, I, the undersigned, caused a true and correct copy of the foregoing REQUEST TO CHIEF JUDGE FEW of the SC Court of Appeals to be served via first class mail, postage prepaid, to the following:

Eugene Matthews, Esq.,
Richardson Plowden & Robinson PA
1900 Barnwell Street
Columbia, SC 29201

Jenny Abbott Kitchings
Clerk of Court
PO Box 11629
Columbia, SC 29211

Respectfully submitted by,



Glenda R. Couram, *pro se*

104 Macaw Lane

Lexington, SC 29073

803 896-7509

grcouram@hotmail.com

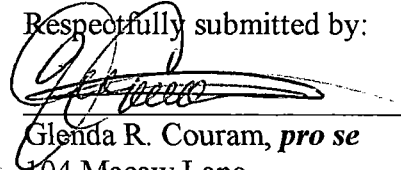
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Dated this 7th day of July 2015
Lexington County, South Carolina

DECLARATION

I, Glenda R. Couram, declare am a resident residing at 104 Macaw Lane, Lexington County, and employed in Richland County, State of South Carolina, do hereby certify, swear or affirm and declare that I am competent to give the following declaration based on my personal knowledge unless otherwise stated, and that the following facts and things are true and correct to the best my knowledge:

Respectfully submitted by:



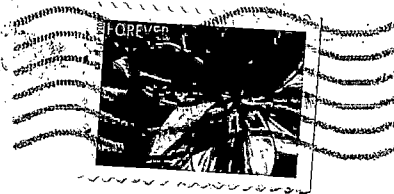
Glenda R. Couram, *pro se*
104 Macaw Lane
Lexington, SC 29073
803 896-7509
grcouram@hotmail.com

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Blair Curran
104 Macaw Way
Lexington, SC 29073

COLUMBIA SC 290

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Jenny Abbott Kitchings
Clerk of Court
PO Box 11629
Columbia, SC 29211

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