

The South Carolina Court of Appeals  
**RECEIVED**

City of Columbia, Respondent,

AUG 31 2015

v.

SC Court of Appeals

Haiyan Lin, Appellant.

Appellate Case No. 2014-002545

Reply On The Respondent's Objection  
To Appellant's Motion to Reinstate The Appeal

The Appellant received the Respondent's objection to Appellant's Motion to Reinstate the Appeal on Aug. 23, 2015. The Appellant hereby reply as follows.

First of All, the appellant objects that the objection is filed by Patrick C. Sharpe, who is not the Attorney of the record for the respondent. By the Order of Judge L. Casey Manning, dated May 28, 2014, Jessica R. Mangum is substituted as counsel for the City of Columbia in this matter. Since then there has no application nor an order for substitution of counsel been served and filed. The appearance of Patrick C. Sharpe for the respondent in this matter is a

Violation of the Rule 11, SCRPC. Therefore, the Respondent's Objection to Appellant's Motion to Reinstate This Appeal shall be deem null and invalid.

The secondly, the appellant objects that in the body of enlisted reasons for the objection, Patrick C. Sharpe either ignore the facts, or purposely twist the facts to confuse the court, in order to deprive the appellant's due process right of appeal.

The record is clear to show that the hearing notice was sent to P.O. Box 8766 instead of P.O. Box 8776; that is the reason of failing to appear, and causing for dismissal; that after filing the Notice of Appeal, the appellant has followed the rule every steps of ways to procure the transcript of the cases. After filing the Amended Notice of Appeal on June 11, 2015, the appellant requested the transcript on June 20, 2015. This letter was filed on June 23, 2015. This should served as proper answer to the court's letter of June 23, 2015.

Delivery Information

On June 29, 2015, the Court of Administration informed the appellant that Aminah Hardy is no longer employed by the Court; that the court reporter assigned to prepare the transcript will contact with her. On July 23, 2015, the appellant has sent the payment for the transcript, after receiving the response from the Court reporter on July 20, 2015. Not knowing that the Court has dismissed the case on July 22, 2015, for not responding the Court letter of June 23, 2015. In fact, on the same day, the appellant has responded this letter with the letter dated June 20, 2015 and filed on June 23, 2015, and finalized the process on July 23, 2015, one day after the order of the dismissal.

To protect appellant's due process right of appeal ~~and~~ for the good cause shown <sup>on</sup> above facts, the appeal shall be reinstated.

Aug, 27, 2015.

Haiyan Lin

Sheet1

Catalog No.  
U9019661501



September 16, 2014



**Motion "APPNCR - Appeal/Notice of Criminal Appeal" for Case: 2014CP4001491 - City of Columbia vs Haiyan Lin has been added to the following Motions Roster:**

**745 - APPEAL ROSTER OCTOBER 17, 2014 COURTROOM 2-C**

**This hearing of this motion has been scheduled for 10/17/2014 at 11:00 AM.**

The above referenced case is scheduled for an Appeal Hearing before Judge Deadra L. Jefferson.

All requests for continuances must be in writing with a \$25.00 filing fee and received by the Chief Administrative Judge prior to the hearing. A request for a continuance does not guarantee that a case will be continued. Please notify the Court in writing if the Motions are resolved prior to the hearing. Please file any briefs or memorandum the Wednesday before the week of the hearing.

Mail Notice To:

Haiyan Lin  
P O Box 8766  
Columbia, SC 29202

Court Info:

Richland County Common Pleas  
Richland County Judicial Center  
1701 Main Street  
Columbia, SC 29201-9201

Judge L. Casey Manning  
Chief Administrative Judge  
Fifth Judicial Circuit

SC Court of Appeal  
1015 Sumter St.  
Columbia, SC 29201.

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FEB 12 2015

**SC Court of Appeals**

Re: City of Columbia  
V.  
Haiyan Lin  
Appellate Case No.  
2014-002545.

Dear V. Claire Allen:

Please find ~~enclosed~~ letter for the transcript. I will advise the court of the status of the transcript as soon as I received it.

Feb. 9, 2015.

CC: Jessica Mangum, Esquire.

Haiyan Lin  
P.O. Box 8776  
Columbia, SC 29202  
803-404-7163.

Aminah Hardy  
2879 Hwy 160 W.  
Box # 4525  
Fort Mill, SC 29708

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FEB 12 2015  
SC Court of Appeals

Dear Aminah Hardy:

I am appealing case No. 2014-CP-40-1491  
The case hearing was held on Oct. 17, 2014  
at 11:00 AM before Judge Deadra L. Jefferson.  
Please prepare the transcript of the hearing  
for my appeal.

Thank you.

Haiyan Lu  
P.O. Box 8776  
Columbia, SC 29206  
803-404-7163.

Aminah Hardy  
2879 Hwy 160 W.  
Box # 4525  
Fort Mill, SC 29708

**RECEIVED**

MAR 05 2015

**SC Court of Appeals**

Dear Aminah Hardy:

I am appealing Case No. 2014-CP-40-1491  
The case hearing was hold on Oct. 17, 2014  
at 11:00 Am before Judge Deadra L. Jefferson.  
Please prepare the transcript of the hearing  
for my appeal.

Thank you.

Haiyan Liu  
P.O. Box 8776  
Columbia, SC 2920  
803-404-7163.

The State of South Carolina  
In the Court of Appeal  
Appeal From Richland County

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MAR 05 2015

**SC Court of Appeals**

Court of Common Pleas  
Case No. 2014-CP-40-1491  
Appellate Case No. 2014-002545.

Motion to Consolidate

The appellant, Haiyan Lin, has received the letter from the court reporter concerning the transcript of the above case. She has been notified that the above case has been consolidated by the lower court with the case No. 2013-CP-40-01291, 1292, 1293, 1938, which is the same as the appellate case No. 2013-001862. Therefore, the appellant moves to this court to consolidate the above case with previous case No. 2013-001862, in order to be consistence with lower court.

March 5, 2015

Haiyan Lin  
P.O. Box 8776  
Columbia, SC 29202.

Jenny A. Kitchings  
Clerk of Court of Appeal  
1015 Sumter St.  
Columbia, SC 29201

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APR 10 2015

SC Court of Appeals

Re: City of Columbia V. Haiyan Lin  
Appellate Case No. 2014-002545

Dear Clerk:

Sorry for replying your letter of 3/20/15 out of time, since I have been out of town. Please be advised that the appellant is still waiting for the court's decisions on the Motion to Consolidate, dated March 5, 2015, as well as on A Motion For Full Panel Review and A Motion For Recall The Remittitur, dated July 10, 2014. Upon receiving the court's decision the appellant will make payment arrangements for the transcripts with the court reporter.

April 8, 2015

Haiyan Lin  
Appellant

CC: Jessica Mangum  
Dana M. Thye

# The South Carolina Court of Appeals

City of Columbia, Respondent,

v.

Haiyan Lin, Appellant.

Appellate Case No. 2014-002545

Appellate Case No. 2013-001862

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## ORDER

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Appellant has filed a motion to consolidate her appeal in Appellate Case No. 2014-002545, with a remitted appeal, Appellate Case No. 2013-001862. Previously, Appellant filed a motion to recall the remittitur in Appellate Case No. 2013-001862; this Court has not yet acted on the motion.

We deny Appellant's motion to recall the remittitur in Appellate Case No. 2013-001862. However, we order Appellate Case No. 2014-002545 (appeal from the circuit court's final order in 2014-CP-40-1491), be consolidated with the appeal from the circuit court's final orders in 2013-CP-40-1291, 2013-CP-40-1292, 2013-CP-40-1293, and 2013-CP-40-1938.<sup>1</sup> The consolidated appeal will proceed under Appellate Case No. 2014-002545, and in this consolidated appeal, this Court will review appealed orders from the following circuit court cases: (1) 2014-CP-40-1491; (2) 2013-CP-40-1291; (3) 2013-CP-40-1292; (4) 2013-CP-40-1293; and (5) 2013-CP-40-1938.

 C.J.  
FOR THE COURT

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<sup>1</sup> On May 8, 2014, Appellant filed a notice of appeal and attached final orders in these four circuit court cases.

**FILED**  
April 24, 2015

Request For Protection  
Dear Clerk of Court:

My 90 years old mother is very ill. I am going to Hong Kong, China to see her. Therefore, I am seeking protection for all of my cases in this court from April 13, 2015 until my return.

**RECEIVED**

MAY 18 2015

SC Court of Appeals

April 10, 2015.

Cases:

2014-000037  
2014-001823  
2014-002739  
2014-002545  
2013-001862  
2015-00350.

Haiyan Lin  
P.O. Box 8776  
Columbia, SC 29202  
803-404-7163.

Dear Clerk of the Court:

Please take notice that I have returned from Hong Kong. Please ~~the~~ send me any correspondences from now on.

May 18, 2015

Haiyan Lin

The State of South Carolina  
In the Court of Appeal  
City of Columbia, Respondent

V.

Haiyan Lin, Appellant

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JUN 11 2015

Appellate Case No. 2014-002545 SC Court of Appeals

Lower Court Case No. (1) 2014-CP-40-1491;  
(2) 2013-CP-40-1291; (3) 2013-40-1292;  
(4) 2013-CP-40-1293; and (5) 2013-CP-1938

### Amended Notice of Appeal

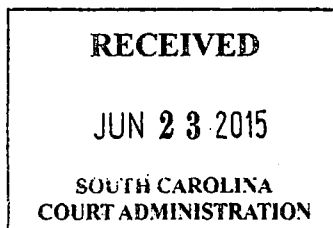
The appellant, Haiyan Lin, received the Appellate Court Order of April 24, 2015 on May 18, 2015. According to the order, the appellant hereby amends the Notice of Appeal, dated Nov. 24, 2014 to consolidate the above five lower court cases into the Appellate Case No. 2014-002545 as a consolidated appeal.

June 11, 2015

Haiyan Lin  
P.O. Box 8776  
Columbia, SC 29202  
803-404-7163

RICHLAND COUNTY  
FILED  
JUNE 11 PM 3:05  
JANETTE W. McBRIDE  
CLERK, P. & G.S.

Aminah Hardy  
2879 HWY 160 W  
Box # 4525  
Fort Mill, SC 29708



RECEIVED  
JUN 23 2015  
SC Court of Appeals

Dear Aminah Hardy:

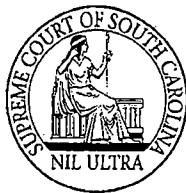
I need transcripts for case No. 2014-CP-40-1491, hearing on Oct. 17, 2014 at 11:00 AM before Judge Deadra L. Jefferson, and Case No. 2013-CP-40-1291, -1292, -1293, and 1938, hearing hold on July 31, 2014, before Judge Barba for my consolidated Appeal No. 2014-002545. Please advise the costs of both transcripts.

Thank you

June 20, 2015

C.C. Court of Appeal  
Court Administration  
City Attorney Office.

Haiyan Lin  
P.O. Box 8776  
Columbia, SC 29202  
803-403-5168



South Carolina Court Administration  
South Carolina Supreme Court  
Columbia, South Carolina

ROSALYN FRIERSON  
DIRECTOR

1220 SENATE STREET, SUITE 200  
COLUMBIA, SOUTH CAROLINA 29201

June 29, 2015

Haiyan Lin  
P.O. Box 8776  
Columbia, SC 29202

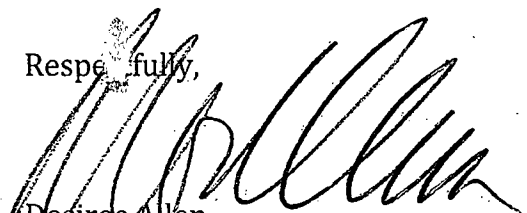
Dear Ms. Lin:

Your letter was forwarded to this section for a response. In the letter dated June 20, 2015, you are requesting a transcript from Aminah Hardy who is no longer employed by Court Administration. Her records are stored by Court Administration. Someone from our office will locate these records and transmit them to another court reporter to transcribe. The court reporter assigned to prepare the transcript will contact you with an estimated fee based on the number of pages.

Please be advised that court reporters have sixty days to prepare a transcript once satisfactory payment arrangements have been made. They may also ask for thirty-day extensions of time if they are unable to complete the transcript within sixty days.

With regard to the hearing held before Judge James S. Barber, III, on July 31, 2014, there was no court reporter assigned; therefore, there's no transcript available. If you have further questions regarding court reporters and/or transcripts, feel free to contact this office.

Respectfully,

  
Desiree Allen  
Court Reporter Manager

A R. Hardy, RPR  
2704 Pleasant Rd. #11013  
Fort Mill, SC 29708

**RECEIVED**

JUL 24 2015

SC Court of Appeals

Dear A. R. Hardy:

Please find the enclosed money order  
in the amount of \$167.55 for the transcript  
of circuit court hearing on 7/31/2013. for the  
Case No. 2013-CP-40-01291, 1292, 1293, 1938.

Thank you,

Sincerely,

Haiyan Liu

July 23, 2015.

# The South Carolina Court of Appeals

City of Columbia, Respondent,

v.

Haiyan Lin, Appellant.

Appellate Case No. 2014-002545

**RECEIVED**

AUG 31 2015

SC Court of Appeals

## Certificate of Service

The appellant certifies that she has served the respondent the Reply on the Respondent's Objection by US mail to: Jessica Mangum, Esquire  
The City Attorney's Office  
P.O. Box 667  
Columbia, SC 29202.

Aug. 27, 2015.

Haiyan Lin  
P.O. Box 8776  
Columbia, SC 29202