

State of South Carolina  
County of Beaufort  
In the Court of Common Pleas

Case # 2013 CP-  
02-02792  
2729

Notice of Motion

William Scott Davis

to Stay 29<sup>th</sup> April 2015

v

Judgment Pending Appeal

RECEIVED

Dorothy Britts Davis

JAN 08 2016

SC Court of Appeals

Come Now William Scott Davis Sr Respectfully  
The Honorable Court to Stay 29<sup>th</sup> April 2015 Judgment  
pending Appeal, Here by giving Notice of Appeal  
on 29<sup>th</sup> April 2015 Judgment, and Received Today  
as Follows

1) That the Judgment was procured by Fraud upon  
the Court. Counsel for oppositor should present  
a Motion to Dismiss Lack of Jurisdiction Fraud on  
Court With Certificate Civil Filings Injunction 09-CV  
5181. Reported stolen to Hampton VA Police Department  
my Counsel or Research Fred Kuhn has Copy of Police Report

2) Oppositor Counsel never obtain documents 09-CV-5181  
through legal means channels, but by Theft, Plans  
in Receipt of Stolen Property, NOW was illegally obtained  
Certificate Enclave "Certified" By With Court NC  
Clerk of Superior Court. It Counsel responsible to verify  
first the Validity of All Document Submitted to the  
Court, That Severely Prejudice William Scott Davis Sr,  
and Court never toll Judicial Notice during Proceedings  
There

WHEREFORE William Scott Davis, Pray Court to Stay Judgment Here  
By Giving Notice of Appeal. S-7-10 William Davis

D53

DATE AUG 7 2015 AUG 13 2015  
2015 AUG 7 PM 3:18  
JENNIFER L. WILSON, CLERK  
BEAUFORT COUNTY, SOUTH CAROLINA

State of South Carolina  
County of Beaufort  
in the Court of Common Pleas

Judgment in Civil Case  
CASE NO - 2013-CP 07 02729

William Scott Davis Sr. v. Dorothy Anne Davis

Indigent Motion to Stay Judgment in the  
Above Entitled Action Pending Appeal

Comes Now Plaintiff William Scott Davis Sr. An  
Indigent Inmate in Segregation New Hanover County NC  
Smith Limited Access to Law Library, Local Case Law,  
& Rules of S.C. Civil P, and S.C. R. App. P, hereby  
Requests Appellate Counsel, Motion the Court to  
Stay Judgment until 4/23/15, Here By giving Notice  
of Appeal.

1) Plaintiff, was never notified of and pleading  
Appellate Brief, or August 25 2014, Appellate Review,  
Plaintiff Counsel, had not consult with Appellant,  
prior to filing Answer on Appeal nor has Appellant  
ever see any Appellate Document from either  
his Atty or Appellate Counsel, Violating Appellate  
6<sup>th</sup> Amendment Right, Appellate Counsel' performance  
was constitutionally deficient, in Probate Court and  
on Appeal to the extent that it fell below a  
objective standard of reasonableness, and that  
Appellant was prejudiced thereby. Strickland  
v. Washington 466 U.S. 668, 687-91, 104, S.Ct 2052  
80 L Ed 2d, 674 (1984), That the Probate and  
Appellate proceedings were fundamentally unfair  
or unreliable id (quoting Lockhart v. Fretwell  
506 - U.S. 364, 369 113 S.Ct 838, 122 L Ed, 2d 180 (1993))

Including the Honorable Kenneth E. Fulp Jr.  
Should have disqualified himself, by recusal.  
Appellate Father William Scott Davis Sr. Esq.  
Being a Beauford County S.C. Municipal Court Judge  
Associate, Coroner, Friend of Honorable Kenneth E.  
Fulp Jr. As well as a host of other Judges, of  
Beauford County S.C. Judiciary, William Scott Davis Sr. Esq.  
United State Deputy Assistant, of Housing & Urban  
Development, Washington D.C., Connection with Beauford  
County, Judicial, with Dorothy Baine Davis, Social Lites.

WHERE For the Courts should set Aside, Vexce  
It Judgment, Remand to divorce, Venue, Appent  
Council, As all recidly established by probate Court,  
or stay Judgment, Appentinis Appellate Council  
to stay or S.C. Court of Appeals, Appellate Indiscent  
Fee exempt. Record on Appeal, what so ever else is  
Proper. As is Sust. Appellen Just call Record this  
Court Judman on 8-7-15, Motion Appeal, Directed his  
Appellen Council H. Fred Kohn Jr To Appeal the  
Above entitled Actions

8-21-15



Palmer 35

RECEIVED

JAN 08 2016

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

FORM 4

JUDGMENT IN CIVIL CASE

CASE NO. 2013 CP-07-02729

SC Court of Appeals  
FILED

WILLIAMS SCOTT DAVIS JR.

2015 APR 24

DOROTHY BAINES DAVIS

2015 APR 27 AM 11:51

PLAINTIFF(S)

ANN ROLY HEAL  
BEAUFORT COUNTY, S.C.  
CLERK OF COURT

Attorney for :  Plaintiff  Defendant  
or  
 Self-Represented Litigant

Submitted by: BEAUFORT COUNTY MASTER IN EQUITY

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.
- 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;  Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;  Other

- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**  
 Affirmed;  Reversed;  Remanded;  Other

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:

THIS CAME BEFORE ME AUGUST 25, 2014 ON THE APPEAL OF WILLIAM SCOTT DAVIS JR., FILED OCTOBER 28, 2013. AFTER HEARING FROM BOTH PARTIES I HEREBY DENY THE APPEAL AND AFFIRM THE PROBATE ORDER.

ORDER INFORMATION

This order  ends  does not end the case.

Additional Information for the Clerk : \_\_\_\_\_

INFORMATION FOR THE PUBLIC 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.

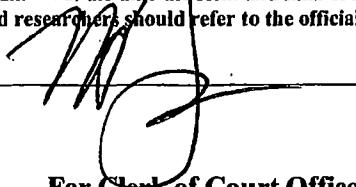
Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
		\$
		\$
		\$

If applicable, describe the property, including tax map information and address, referenced in the order:

466.

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. 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



3069

Judge Code

4/29/15  
Date

**For Clerk of Court Office Use Only**

This judgment was entered on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ and a copy mailed first class or placed in the appropriate attorney's box on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ to attorneys of record or to parties (when appearing pro se) as follows:

FRED H. KUHN JR.

STEPHEN E. CATER

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Court Reporter: N/A

460.

To South Carolina Court of Appeals  
From: Office of the Clerk of Court

Beaufort County  
Post Office Drawer 1128  
Beaufort, South Carolina 29901-1128  
(843)255-5050 Fax: (843)255-9412

Jerri Ann Roseneau  
Clerk of Court

RECEIVED

JAN 08 2016

SC Court of Appeals

DATE: 10-21-2015

TO: WILLIAM SCOTT DAVIS, JR.

RE: Case No. 2013-CP-07-02729

The enclosed original document(s) is (are) being returned for the following reason(s):

- The document is not signed / notarized
- No filing fee enclosed. Amount to be submitted: \$ \_\_\_\_\_
- The filing fee is incorrect. The correct amount is: \$ \_\_\_\_\_
- This document is a copy. We must have an original.
- Personal checks not accepted. Money Order/Cashier's check acceptable.
- Please remit payments to Beaufort County Clerk of Court.
- Your check must be signed.
- There is no case listed in our system that matches this caption
- The required new case coversheet is not included (SCCA/234)-(04/2012)
- The required motion/order coversheet is not included. (SCCA/233-(11/2003)
- The required Form 4(C) Order (signed by Judge) is not included. (SCRCP Form 4(C)-(03/2013)
- Please see SC Court of Appeals Opinion No 5105 Caldwell v Wiquist filed on 3-27-2013
- Other: APPEAL FROM CIRCUIT COURT DECISION WOULD BE FILED WITH S.C. COURT OF APPEALS. SEE SCCOURTS.ORG FOR INFORMATION

Please make the necessary correction and return this (these) document(s) for filing (along with a copy of this form). Thank you for your assistance.

Clerk of Court Staff: Lynn Geran

2015 NOV 10 AM 9:13  
JERRI ANN ROSENEAU  
BEAUFORT COUNTY, S.C.  
CLERK OF COURT

State of South Carolina  
County of Beaufort  
In the Court of Common Pleas

2013-CP-07-02729  
WILLIAM SCOTT DAVIS JR

William Scott Davis Jr vs Darby Baker Davis

Motion and Notice of Intent  
to Appeal From the Prothonotary  
Court, Beaufort 2015, Judgment entered  
In Re Estate of William Scott Davis  
SI, Case ~~2015~~, 2013ES0700659

**RECEIVED**  
JAN 08 2016  
SC Court of Appeals

1) That, William Scott Davis Jr, has given notice  
of Appeal of orders, and judgments, Dated  
August 17, August 19, September 3,  
September 10, and September 17, 2015, timely  
notice of Intent to Appeal to Circuit  
Court for Beaufort County, South Carolina.

2) Plaintiff Petitioner, Request to Proceed, in Form  
Pauper, Prays the Court GRANT This  
motion, and Notice of Intent to Appeal  
As Set Forth Above.

When For Plaintiff, Pray the Court, to take  
notice of Intent to Appeal, and I.F.P., Filings  
what so ever else is proper As is Just

9-27-15

Certificate of Service

Placed in Newberry Court Mail  
System at ~~Beaufort~~ Beaufort, Richard B Allen  
Counsel for defendant, and H. F. King Jr



JERRI ANN ROSENEAU  
CLERK OF COURT  
P.O. Drawer 1128  
Beaufort, South Carolina 29901

RETURN TO SENDER

1. Contents Not Allowed

2. Not in This Facility

3. Person Unknown

4. Other

RTS  
NEW HANOVER COUNTY  
DETENTION FACILITY



U.S. POSTAGE PITNEY BOWES



ZIP 29906 \$ 000.48<sup>5</sup>  
02 1W  
0001373767 OCT. 21. 2015

2015 NOV 10 AM 9:13

JERRI ANN ROSENEAU  
CLERK OF COURT  
BEAUFORT COUNTY, S.C.

REF

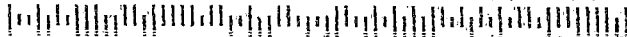
William Scott Davis, Jr., ID# 405154  
New Hanover County Jail  
3950 Juvenile Center Road  
Castle Harbor, NC 275 DE 1999

0011/03/15

RETURN TO SENDER  
REFUSED  
UNABLE TO FORWARD

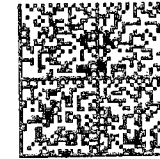
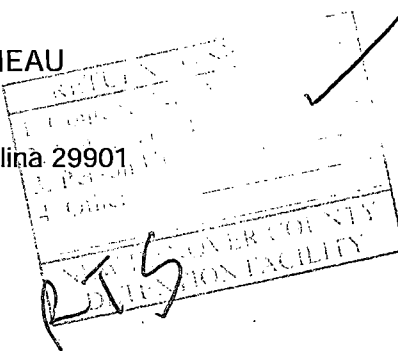
BC: 29901112828 \*2380-09212-03-22

29901112828





JERRI ANN ROSENEAU  
CLERK OF COURT  
P.O. Drawer 1128  
Beaufort, South Carolina 29901



U.S. POSTAGE PITNEY BOWES

ZIP 29906 \$ 000.48<sup>5</sup>  
02 1W  
0001373767 OCT. 21. 2015

2015 NOV 10 AM 9:13

JERRI ANN ROSENEAU  
CLERK OF COURT  
BEAUFORT COUNTY, S.C.

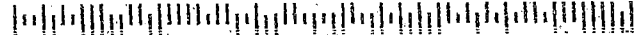
REF

William Scott Davis, Jr., ID# 405154  
New Hanover County Jail  
3950 Juvenile Center Road  
Castle Ha NIXIE 276 DE 1009 0011/03/15

RETURN TO SENDER  
REFUSED  
UNABLE TO FORWARD

BC: 29901112828 \*2380-09212-03-22

29901112828



2013CP07 @2729

IN THE COURT OF APPEALS  
STATE SOUTH CAROLINA

Court of Appeals

From, Bevilacqua  
Prob. Court,  
2nd Cir. Court Plus  
Case# 2013-CF-07-272d

Appeal to Sec. Court of Appeals

WTF

2

This appeal should be heard  
in the 1st 2015 over 2nd of Prob  
Court Bevilacqua



**RECEIVED**

JAN 08 2016

SC Court of Appeals

State of South Carolina  
County of Beaufort  
In the Court of Common Pleas

Case # 2013 CP-  
02 - 02792  
2729

Notice of Motion Palm ct

William Scott Davis

to Stay 29<sup>th</sup> April 2015

v

Judgment Pending Appeal

Dorothy Bruns Davis

Come Now William Scott Davis Respectfully Mourns

The Honorable Court to Stay 29<sup>th</sup> April 2015 Judgment  
pending Appeal, Here by giving Notice of Appeal  
on 29<sup>th</sup> April 2015 Judgment, on a Recused Tuesday  
as Follows

1) That the Judgment was procured by Fraud upon  
the Court, Counsel for oppositor, W. Scott Davis  
a Kuhn in His Initial Lack of Jurisdiction Fraud on  
Court With County Me. Civil Filings Inductio 09-CV-  
5181, Reported Stolen to Hanken in Police Department  
my Counsel of Record, Fred Kuhn has Copy of Police Report

2) Oppositor Counsel never obtain documents 09-CV-5181  
through legal means channels, but by Theft, Penn  
in Receipt of Stolen Property, NOW was illegally obtained  
by Evidentiary "Certified" By With County Me  
Clerk or Superior Court. It Counsel responsible to verify  
that the Validity of All Document Submitted to the  
Court, That Severely Prejudice William Scott Davis Sr  
and Court never toll Judicial Notice during Probation  
Trial

WHEREFORE William Scott Davis, Pray Court to Stay Judgment here  
By Giving Notice of Appeal 8-7-10 William Davis

D53

FILED

2015 AUG 13 AM 11:14

DATE AUG 17 PM 3:18

DATE CANCELLED

JERRI ANN SEIBAU  
BEAUFORT COUNTY, SC  
CLERK OF SUPERIOR COURT

William Scott Davis Jr v Dorothy Bina Davis

Indigent Motion to Stay Judgment in the  
Above Entitled Action Pending Appeal

Comes Now Plaintiff William Scott Davis Jr, An  
Indigent, Inmate, In Segregation New Hanover Court No  
3014 Limited Access to Law Library, Lesclerc Law,  
& Rules of S.C. Civ. P., and S.C. R. App. P., hereby  
Requests Appellate Council, Motion the Court to  
Stay Judgment date 4/28/15, Here By given Notice  
of Appeal.

1) Plaintiff, was never notice, of end pleading,  
Appellate Brief, or August 25 2014, Appellate Review,  
Plaintiff Counsel, had not consult with Appellate,  
prior to filing Answer, on Appeal nor has Appellate  
ever see any Appellate Document from either  
his Atty or Appellate Counsel, Violated Appellate  
6<sup>th</sup> Amendment Right, Appellate Counsel performance  
was constitutionally deficient, in Probate Court and  
on Appeal to the extent that it fell below an  
objective standard of reasonableness, and that  
Appellate was prejudiced thereby. Strickland  
v. Washington 466 U.S. 668, 687-91, 104, S.Ct 2052  
80 L Ed 2d, 674 (1984), That the Probate and  
Appellate proceedings were fundamentally unfair  
or unreliable id (quoting Lockhard v. Fretwell  
506 - U.S. 364, 369 113 S.Ct 838, 122 L Ed, 2d 180 (1993))

Including the Honorable Kenneth E Fulp Jr.  
Should have disqualified himself, By recusal  
Appellate Father William Scott Davis Sr. Esq.  
Ben, a Beauford County S.C. Municipal Court Judge  
Associate, Coroner, Friend of Honorable Kenneth E  
Fulp Jr. As well as a host of other Judges of  
Beauford County S.C. Judiciary, William Scott Davis Sr. Esq.  
United State Deputy Assistant of Housing & Urban  
Development, Washington D.C., Connection With Beauford  
County, Judicial, With Dorothy Baine Davis, Social Lites.

WHERE For the Courts should set Aside, Venele  
It Judgment, Remand to divvyend, Venue, Apponal  
Council, As all recidly established by probate Court,  
or stay Judgment, Apponting Appellate Council  
to stay or S.C. Court of Appeals, Appellor Indiscretly  
Too exempt. Record on Appeal, What so ever else is  
proper. As is Sust. Appellor Just as it Recid the  
Court Judgment on 8-7-15, Motion Appeal, Directed his  
Appellor Counsel H. Fred Kuhn Jr. To Appeal the  
Above entitled Actions

8-21-15



Psalm 35

State of South Carolina  
County of Beaufort  
In the Court of Commons Pleas

CASE# 2013 CP-  
07-02792  
2729

Notice of Motions Prelim.

William Scott Davis

to Stay 29<sup>th</sup> April 2015

v

Judgment Pending Appeal

Dorothy Brins Davis

Come Now William Scott Davis Respectfully Mourn

The Honorable Court to Stay 29<sup>th</sup> April 2015 Judgment  
pending Appeal, Here by giving Notice of Appeal  
on 29<sup>th</sup> April 2015 Judgment, and Received Today  
as Follows

1) That the Judgment was procured by Fraud upon  
the Court. Counsel for opposition illicitly presented  
a Verdict in this matter. Lack of Jurisdiction Fraud on  
Court with Certificate Civil Filings Injunction 09-CV  
5181. Reported stolen to Hampton VA Police Department  
my Counsel of Record, Fred Kuhn has Copy of Police Report

2) Opposing Counsel never obtained documents 09-CV-5181  
through least mean channels, but by Theft, Plans  
in Receipt of Stolen Property. NON was illicitly obtained  
Public Evidence "Certified" By With Court Clerk  
Clerk of Superior Court. It Counsel responsible to verify  
First the Validity of All Document submitted to the  
Court, That Severely Prejudice William Scott Davis,  
and Court never toll Judicial Notice during Pre trial  
trial

WHERE Fore William Scott Davis, Pray Court to Stay Judgment here  
By Giving Notice of Appeal. S-710 William Davis

D53

DATE AUG 27 2015 3:18 PM  
JERRI ANN WILSON  
CLERK OF SUPERIOR COURT  
BEAUFORT COUNTY, SOUTH CAROLINA

Appeal to South Carolina Court  
of Appeals From

Office of the Clerk of Court

Beaufort County

Post Office Drawer 1128  
Beaufort, South Carolina 29901-1128  
(843)255-5061 Fax: (843)255-9412  
aroberts@begov.net

RECEIVED

JAN 08 2015

SC Court of Appeals

W

Jerri Ann Roseneau  
Clerk

Alronnie Roberts  
Judicial Clerk

From: Clerk of Court, Beaufort County, South Carolina

Case Number: 2013-CP-07-2729

The enclosed document is being returned for the following reason(s)

- The document is not signed / notarized.
- A filing fee is required in the amount of \$25.00.
- This document is a copy. We must have an original.
- Personal checks not accepted.** Money Order/Cashier's Check are acceptable.
- Please remit payments to Beaufort County Clerk of Court.
- Your check must be signed.
- There is not a case listed in our system that matches this caption.
- The required **new case** coversheet is not included. (SCCA/234)-(01/2011)
- The required **motion/order** coversheet is not included. (SCCA/233-(11/2003)
- The required **Form 4C** coversheet is not included. (SCRCP Form 4C)-(03/2013)
- Other: A motion cover sheet is needed when a motion is filed. A cover sheet is attached for your use.

Please make the necessary corrections and return this document for filing. Thank you for your assistance.

Staff initials: AR

Date: August 19, 2015

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

FORM 4

JUDGMENT IN CIVIL CASE

CASE NO. 2013 CP-07-02729

FILED

WILLIAMS SCOTT DAVIS JR.

2015 APR 24

DOROTHY BAINES DAVIS

2015 APR 27 AM 11:51

PLAINTIFF(S)	ANN RICHIE HEAL BEAUFORT COUNTY, S.C.	DEFENDANT(S)
Submitted by: BEAUFORT COUNTY MASTER IN EQUITY		Attorney for : <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant or <input type="checkbox"/> 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.
- 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;  Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;  Other
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**  
 Affirmed;  Reversed;  Remanded;  Other

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:

THIS CAME BEFORE ME AUGUST 25, 2014 ON THE APPEAL OF WILLIAM SCOTT DAVIS JR., FILED OCTOBER 28, 2013. AFTER HEARING FROM BOTH PARTIES I HEREBY DENY THE APPEAL AND AFFIRM THE PROBATE ORDER.

**ORDER INFORMATION**

This order  ends  does not end the case.

Additional Information for the Clerk : \_\_\_\_\_

INFORMATION FOR THE PUBLIC 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:		

461.

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. 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

3069  
Judge Code

4/25/15  
Date

**For Clerk of Court Office Use Only**

This judgment was entered on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ and a copy mailed first class or placed in the appropriate attorney's box on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ to attorneys of record or to parties (when appearing pro se) as follows:

\_\_\_\_\_  
FRED H. KUHN JR.

\_\_\_\_\_  
STEPHEN E. CATER

\_\_\_\_\_  
ATTORNEY(S) FOR THE PLAINTIFF(S)

\_\_\_\_\_  
ATTORNEY(S) FOR THE DEFENDANT(S)

\_\_\_\_\_  
CLERK OF COURT

**Court Reporter: N/A**

460.

# BEAUFORT COUNTY PROBATE COURT

JUDGE  
KENNETH E. FULP, JR.

ASSOCIATE JUDGE  
HEATHER R. GALVIN



COURT ADMINISTRATOR  
PAT C. GARVIN

COUNTY COURTHOUSE  
102 RIBAUT ROAD, BEAUFORT, SC 29902

October 9, 2015

Mr. William Scott Davis, Jr.  
I.D. No. 405154  
New Hanover County Jail  
3950 Juvenile Center Road  
Castle Hayne, North Carolina 28429

Re: Estate of William Scott Davis, Sr.  
Probate Court Case No. 2011ES0700659

Dear Mr. Davis:

This Court received the following documents from you on October 5, 6, and 8, 2015, respectively: (1) "6th Notice of Appeal" dated September 19, 2015; (2) "Motion to Vacate All Judgments" dated September 29, 2015; and (3) "Motion to Vacate All Judgments" dated September 24, 2015.

I have found similar Notices of Appeal previously received from you to be ineffective, for the reasons stated in my Orders of September 10 and 17, 2015. Moreover, this Court has received no notice of the filing with the Clerk of the Circuit Court of any notice of intention to appeal to the Circuit Court any of the Orders entered by the Probate Court on or after August 17, 2015.

I have denied similar Motions to Vacate (or Set Aside), because the matters set forth in the Motions appeared to be *res judicata* under this Court's Order of Judgment of October 17, 2013, which has been upheld on appeal to the Circuit Court for the Fourteenth Judicial Circuit, by Order of the Circuit Court dated April 23, 2015, filed April 24, 2015, and this Court has received no notice that you have filed, with the appropriate appellate court, any appeal from the Circuit Court's Order affirming the Probate Court's judgment.

PLEASE TAKE NOTICE that unless this Court receives, no later than November 2, 2015, sufficient proof (such as a time-stamped copies) that you have filed either: (a) with the Clerk of the Circuit Court for Beaufort County, South Carolina, a notice of intention to appeal to the Circuit Court any of the Orders entered by this Probate Court on August 17, August 19, September 3, September 10, or September 17, 2015, or (b) with the Clerk of the South Carolina Court of Appeals, a proper notice of appeal; then, in the absence of such proof, this Court will



Mr. William Scott Davis, Jr.  
October 9, 2015  
Page Two

find your current Notices of Appeal to be ineffective, deny any stays requested therein, deny the current Motions to Vacate, and proceed to closure of this estate case upon the filing of the required estate closing documents by the Personal Representative. Please Note: It is not the responsibility of this Court to file your appeals for you.

Thank you for your attention to this matter.

Very truly yours,



Kenneth E. Fulp, Jr.  
Probate Judge

cc (w/ copies of current Notice and Motions):

Richard B. Allen, Esquire  
H. Fred Kuhn, Jr., Esquire

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT )

IN THE PROBATE COURT  
CASE NO. 2011ES0700659

IN THE MATTER OF ESTATE OF )  
WILLIAM SCOTT DAVIS, SR. )  
\_\_\_\_\_ )

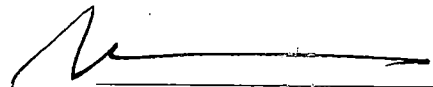
ORDER

FILED  
2015 SEP -3 AM 8:  
BEAUFORT COUNTY, SC

This matter comes before this Court on William Scott Davis, Jr.'s Motion to Stay and Set Aside and Vacate All Judgment (sic) as Void, dated August 21, 2015, filed with this Court on September 1, 2015.

It appearing to this Court that the matters set forth in the Motion are *res judicata* under this Court's Order of Judgment of October 17, 2013, which has been upheld on appeal to the Circuit Court for the Fourteenth Judicial Circuit, by Order of the Circuit Court dated April 23, 2015, filed April 24, 2015. More than four months have elapsed since entry of the Circuit Court's Order, and this Court has received no notice of the filing with an appropriate appellate court of any appeal from the Circuit Court's Order affirming this Court's Judgment.<sup>1</sup>

Therefore, it is ORDERED that the above-mentioned Motion be and is hereby DENIED.



\_\_\_\_\_  
Kenneth E. Fulp, Jr., Judge  
Beaufort County Probate Court

Beaufort, South Carolina

September 3, 2015

<sup>1</sup> On August 13, 2015, this Court received from William Scott Davis, Jr. a Notice of Motion to Stay 24<sup>th</sup> April 2015 Judgment Pending Appeal, which appeared from its caption to be addressed to the Beaufort County Court of Common Pleas, referencing Case No. 2013-CP-07-02792 (sic), and that Notice of Motion has been forwarded to the Beaufort County Clerk of Court. However, such Notice of Motion did not include any information or documentation of the filing with an appropriate appellate court of an appeal from the Circuit Court judgment.

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT )

IN THE PROBATE COURT  
CASE NO. 2011ES0700659

IN THE MATTER OF ESTATE OF )  
WILLIAM SCOTT DAVIS, SR. )  
\_\_\_\_\_ )

ORDER

2015 AUG 19 AM 10:55  
IN THE PROBATE COURT  
BEAUFORT COUNTY, SC

FILED

This matter comes before this Court on William Scott Davis, Jr.'s Motion for Full Disclosure, etc. ("Motion for Full Disclosure"), dated August 10, 2015, filed with this Court on August 18, 2015.

It appearing to this Court that the matters set forth in the Motion for Full Disclosure are *res judicata* under this Court's Order of Judgment of October 17, 2013, which has been upheld on appeal to the Circuit Court for the Fourteenth Judicial Circuit, by Order of the Circuit Court dated April 23, 2015, filed April 24, 2015. More than three months have elapsed since entry of the Circuit Court's Order, and this Court has received no notice of the filing with an appropriate appellate court of any appeal from the Circuit Court's Order affirming this Court's Judgment.<sup>1</sup>

Therefore, it is ORDERED that the Motion for Full Disclosure be and is hereby DENIED.



\_\_\_\_\_  
Kenneth E. Fulp, Jr., Judge  
Beaufort County Probate Court

Beaufort, South Carolina

August 19, 2015

<sup>1</sup> On August 13, 2015, this Court received from William Scott Davis, Jr. a Notice of Motion to Stay 24<sup>th</sup> April 2015 Judgment Pending Appeal, which appeared from its caption to be addressed to the Beaufort County Court of Common Pleas, referencing Case No. 2013-CP-07-02792 (sic), and that Notice of Motion has been forwarded to the Beaufort County Clerk of Court. However, such Notice of Motion did not include any information or documentation of the filing with an appropriate appellate court of an appeal from the Circuit Court judgment.

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT )

IN THE PROBATE COURT  
CASE NO. 2011ES0700659

IN THE MATTER OF ESTATE OF )  
WILLIAM SCOTT DAVIS, SR. )  
\_\_\_\_\_ )

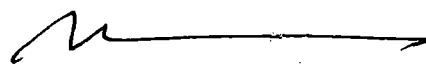
ORDER

FILED  
2015 AUG 17 PM 1:27  
PROBATE COURT  
BEAUFORT COUNTY, SC

This matter comes before this Court on William Scott Davis, Jr.'s Motion to Vacate Judgment of Probate Court for Fraud upon the Court ("Motion to Vacate"), dated August 7, 2015, filed with this Court on August 13, 2015.

It appearing to this Court that the matters set forth in the Motion to Vacate are *res judicata* under this Court's Order of Judgment of October 17, 2013, which has been upheld on appeal to the Circuit Court for the Fourteenth Judicial Circuit, by Order of the Circuit Court dated April 23, 2015, filed April 24, 2015. More than three months have elapsed since entry of the Circuit Court's Order, and this Court has received no notice of the filing with an appropriate appellate court of any appeal from the Circuit Court's Order affirming this Court's Judgment.<sup>1</sup>

Therefore, it is ORDERED that the Motion to Vacate be and is hereby DENIED.

  
\_\_\_\_\_  
Kenneth E. Fulp, Jr., Judge  
Beaufort County Probate Court

Beaufort, South Carolina

August 17, 2015

<sup>1</sup> On August 13, 2015, together with the Motion to Vacate, this Court received from William Scott Davis, Jr. a Notice of Motion to Stay 24<sup>th</sup> April 2015 Judgment Pending Appeal, which appeared from its caption to be addressed to the Beaufort County Court of Common Pleas, referencing Case No. 2013-CP-07-02792 (sic), and that Notice of Motion has been forwarded to the Beaufort County Clerk of Court. However, such Notice of Motion did not include any information or documentation of the filing with an appropriate appellate court of an appeal from the Circuit Court judgment.

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT )  
  
IN THE MATTER OF ESTATE OF )  
WILLIAM SCOTT DAVIS, SR. )  
\_\_\_\_\_ )

IN THE PROBATE COURT  
CASE NO. 2011ES0700659  
  
ORDER AWARDING FEE  
TO GUARDIAN AD LITEM

CLERK OF COURT  
BEAUFORT COUNTY, SC

2015 AUG 19 AM 10:50

FILED

WHEREAS, by Order entered on October 31, 2011, this Court appointed H. Fred Kuhn, Jr., Esquire, as guardian *ad litem* for William Scott Davis, Jr., who had commenced a formal testacy proceeding herein, *in forma pauperis*, and appeared to be imprisoned in Virginia at that time; Mr. Kuhn represented William Scott Davis, Jr.'s interests in the prosecution of said formal proceeding, including discovery, trial on the merits, and appeal of this Court's judgment to the Circuit Court for the Fourteenth Circuit, and such representation as guardian *ad litem* was continuous from Mr. Kuhn's appointment until thirty days after affirmation of this Court's judgment by Order of the Circuit Court entered on April 24, 2015; Mr. Kuhn rendered highly professional service and expended over 40 hours of time in discharging his duties as guardian *ad litem*, accordingly to his verified affidavit filed herein; and

WHEREAS, Mr. Kuhn's services as guardian *ad litem*, for a party who apparently was unable to privately retain his own counsel, were necessary and beneficial to the orderly and proper litigation of the aforementioned formal proceeding, and, in the interests of justice, Mr. Kuhn should be awarded a reasonable fee for such services to be paid from the above-referenced estate, in accordance with *S.C. Code Ann. § 62-1-111*;

NOW, THEREFORE, it is ORDERED that H. Fred Kuhn is awarded a fee of \$2,500.00 for his services as guardian *ad litem* in the aforementioned formal proceeding, the fee to be paid from the Estate of William Scott Davis, Sr., before distribution and settlement of the estate.



AND IT IS SO ORDERED.



---

Kenneth E. Fulp, Jr., Judge  
Beaufort County Probate Court

Beaufort, South Carolina

August 19, 2015

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT )

IN THE PROBATE COURT  
CASE NO. 2011ES0700659

FILED  
2015 SEP 10 PM 3:19  
BEAUFORT COUNTY, SC

IN THE MATTER OF ESTATE OF )  
WILLIAM SCOTT DAVIS, SR. )  
\_\_\_\_\_ )

**ORDER**

This matter comes before this Court on the following Motions of William Scott Davis, Jr. ("Mr. Davis"), all dated August 22, 2015, and filed with this Court on September 8, 2015: Two Motions to Stay this Court's Orders of August 17 and 19, 2015, which Motions purport to give Notice of Appeal of said Orders and request appointment of "Appellant Counsel"; and one Motion seeking to compel H. Fred Kuhn, Jr., Esquire ("Mr. Kuhn"), former guardian *ad litem* for Mr. Davis, to provide Mr. Davis with copies of court records and possibly other documents. (The three Motions are hereinafter collectively referred to as the "Current Motions.")

This Court's Orders of August 17 and 19, 2015 denied Motions filed by Mr. Davis on August 13 and 18, 2015, respectively, because the matters set forth in both Motions were and are *res judicata* under this Court's Order of Judgment of October 17, 2013, which has been upheld on appeal to the Circuit Court for the Fourteenth Judicial Circuit, by Order of the Circuit Court dated April 23, 2015, filed April 24, 2015. More than four months have elapsed since entry of the Circuit Court's Order, and this Court has received no notice of the filing with an appropriate appellate court of any appeal from the Circuit Court's Order affirming this Court's Judgment.<sup>1</sup>

Inasmuch as this Court's Orders of August 17 and 19, 2015 did not adjudicate a formal proceeding, but simply denied motions to stay, vacate, or grant other relief with respect to the

<sup>1</sup> On August 13, 2015, this Court received from William Scott Davis, Jr. a Notice of Motion to Stay 24<sup>th</sup> April 2015 Judgment Pending Appeal, which appeared from its caption to be addressed to the Beaufort County Court of Common Pleas, referencing Case No. 2013-CP-07-02792 (sic), and that Notice of Motion was forwarded to the Beaufort County Clerk of Court. However, such Notice of Motion did not include any information or documentation of the filing with an appropriate appellate court of an appeal from the Circuit Court judgment.

Judgment which had been affirmed on appeal, there appears to be no legal basis for an appeal of the Orders of August 17 and 19, 2015, and the purported Notice of Appeal contained in the Current Motions is, therefore, ineffective.

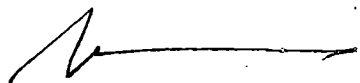
A second Order entered by this Court on August 19, 2015 awarded a fee to Mr. Kuhn, payable from the above-captioned estate, for his services as guardian *ad litem* for Mr. Davis in the formal proceeding adjudicated by this Court's Order of Judgment of October 17, 2013. The guardian *ad litem* appointment was terminated thirty days after affirmation on appeal of said Order of Judgment. It appears that Mr. Davis would have standing to challenge the Order for payment of the guardian *ad litem*'s fee only if the aforementioned Order of Judgment had been reversed on appeal, such that Mr. Davis continued to be an "interested person" with respect to the estate, under *S.C. Code Ann.* § 62-1-201(23). However, as set forth above, the Order of Judgment was affirmed by the Circuit Court on appeal, and it does not appear that an appeal has properly been taken from the Circuit Court's ruling. Consequently, Mr. Davis' Current Motions show no ground to stay enforcement of the Order awarding the guardian *ad litem*'s fee.

The requests made in the Current Motions for the appointment of appellate counsel for Mr. Davis should be addressed, if at all, to the appropriate appellate court, if an appeal were properly taken from the Circuit Court's Order affirming this Court's Judgment of October 17, 2013. No formal proceeding with respect to the decedent's estate is now pending in this Court, nor did the Orders of August 17 and 19, 2013 adjudicate any formal proceeding, so there is no basis for the appointment by this Court of an attorney for Mr. Davis at this time.

Similarly, the Current Motion to compel Mr. Kuhn to provide to Mr. Davis copies of Court records or other documents should be addressed, if at all, to the appropriate appellate court, if an appeal were properly taken from the Circuit Court's Order affirming this Court's

Judgment of October 17, 2013. No formal proceeding with respect to the decedent's estate is now pending in this Court, and there is no basis for this Court to order Mr. Kuhn to provide documents to Mr. Davis.

For the foregoing reasons, it is ORDERED that the Current Motions be and are hereby DENIED.

  
\_\_\_\_\_  
Kenneth E. Fulp, Jr., Judge  
Beaufort County Probate Court

Beaufort, South Carolina

September 10, 2015

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT )

IN THE PROBATE COURT  
CASE NO. 2011ES0700659

IN THE MATTER OF ESTATE OF )  
WILLIAM SCOTT DAVIS, SR. )  
\_\_\_\_\_ )

ORDER

FILED  
2015 SEP 17 PM 2:56  
CLERK OF COURT  
BEAUFORT COUNTY, SC

This matter comes before this Court on a document submitted by William Scott Davis, Jr. ("Mr. Davis") entitled "Notice of Appeal," dated September 5, 2015, captioned with the above-referenced case name and number, and filed with this Court on September 14, 2015. The document purports to give notice of appeal of "all judgments of 2015," requests a "Stay of Judgment" pending "appeal to the Circuit Court of Common Pleas, including this Court [illegible] Order 3<sup>rd</sup> Sep [sic] 2015." The document also appears to request this Court to forward to Mr. Davis "Copy of Transcript" for purposes of appeal, and to order "Att Khn" [sic] -- presumably (based on prior filings by Mr. Davis) referring to attorney H. Fred Kuhn, Jr., former guardian *ad litem* for Mr. Davis -- to furnish Mr. Davis with copies of an appeal brief and other documentation.

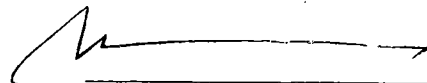
This Court's Orders of August 17 and 19, 2015, and September 3, 2015, denied Motions filed by Mr. Davis on August 13 and 18, 2015, and September 1, 2015, respectively, because the matters set forth in those Motions were and are *res judicata* under this Court's Order of Judgment of October 17, 2013, which has been upheld on appeal to the Circuit Court for the Fourteenth Judicial Circuit, by Order of the Circuit Court dated April 23, 2015, filed April 24, 2015. More than four months have elapsed since entry of the Circuit Court's Order, and this

Court has received no notice of the filing with an appropriate appellate court of any appeal from the Circuit Court's Order affirming this Court's Judgment.<sup>1</sup>

On September 8, 2014, this Court received from Mr. Davis, *inter alia*, two Motions to Stay this Court's above-mentioned Orders of August 17 and 19, 2015, which Motions purported to give Notice of Appeal of said Orders. Thereafter, by Order of September 10, 2015, this Court found that its Orders of August 17 and 19, 2015 did not adjudicate a formal proceeding, but simply denied motions to stay, vacate, or grant other relief with respect to the Judgment which had been affirmed on appeal (and which does not appear to have been appealed further to an appropriate appellate court), and that there did not appear to be any legal basis for an appeal of the Orders of August 17 and 19, 2015. Accordingly, this Court's Order of September 10, 2015 ruled, *inter alia*, that the purported Notice of Appeal contained in the Motions to Stay were ineffective and denied those Motions.

For the same reasons, the purported Notice of Appeal of "all judgments of 2015," first-mentioned above, appears ineffective and, therefore, the relief requested in the Current Notice is denied.

AND IT IS SO ORDERED.



---

Kenneth E. Fulp, Jr., Judge  
Beaufort County Probate Court

Beaufort, South Carolina

September 17, 2015

---

<sup>1</sup> On August 13, 2015, this Court received from William Scott Davis, Jr. a Notice of Motion to Stay 24<sup>th</sup> April 2015 Judgment Pending Appeal, which appeared from its caption to be addressed to the Beaufort County Court of Common Pleas, referencing Case No. 2013-CP-07-02792 (sic), and that Notice of Motion was forwarded to the Beaufort County Clerk of Court. However, such Notice of Motion did not include any information or documentation of the filing with an appropriate appellate court of an appeal from the Circuit Court judgment.

South Carolina  
 STATE OF SOUTH CAROLINA )  
 COUNTY OF Beaufort )  
William Scott Duvall )  
 Plaintiff )  
 vs. )  
Dorothy Barnes Duvall )  
 Defendant. )

IN THE COURT OF COMMON PLEAS  
14 JUDICIAL CIRCUIT  
 MOTION AND AFFIDAVIT TO  
 PROCEED IN FORMA PAUPERIS

FILE NO. 2013-CP-07-0729

I, William Scott Duvall being duly sworn, state that I am the Plaintiff and that I do not have the funds available to pay the costs of filing and service in the present matter. I hereby request that the complaint be filed and service made without costs.

Sworn to and Subscribed before me  
 this 18th day of Sept., 2015  
[Signature]  
 Notary Public for South Carolina  
 My Commission expires 10-18-17

[Signature]  
 Signature of Plaintiff or  
 Person Filing Complaint on Behalf of  
 Plaintiff

**ORDER**

- Leave is *granted* to proceed in forma pauperis without payment of the filing fee.
- Leave is granted to proceed in forma pauperis without payment of the service cost.
- Leave is *denied* to proceed in forma pauperis.

Dated: 9-29, 2015  
Beaufort, South Carolina

[Signature]  
 JUDGE/CLERK OF COURT

NOTICE TO PLAINTIFF: The Court may assess costs against either party at hearing.

2015 SEP 29 20 PM 11:40  
 CLERK OF COURT  
 BEAUFORT COUNTY, S.C.  
 2015 SEP 30 PM 3:54  
 CLERK OF COURT  
 BEAUFORT COUNTY, S.C.

STATE OF SOUTH CAROLINA )  
 COUNTY OF Beaufort )  
William Scott Davis Jr )  
 Plaintiff, )  
 vs. )  
Dorothy Elaine Davis )  
 Defendant. )

IN THE COURT OF COMMON PLEAS  
 JUDICIAL CIRCUIT

CASE NO.: 2013-CP-07-02729

**MOTION AND ORDER INFORMATION  
 FORM AND COVERSHEET**

Plaintiff's Attorney: <u>Psclm 62</u> <u>H. Fred Kuhn Jr</u> , Bar No. _____ Address: _____ <u>1501 North Street, Beaufort SC 29901</u> Phone: <u>843-524-3771</u> Fax _____ E-mail: _____ Other: _____	Defendant's Attorney: <u>Ricard B Allen</u> , Bar No. _____ Address: _____ Phone: _____ Fax _____ E-mail: _____ Other: _____
--	--

MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III)  
 FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III)  
 PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)

**SECTION I: Hearing Information**  
 Nature of Motion: Stay of Motion of Appeal, Exhibit  
 Estimated Time Needed: \_\_\_\_\_ Court Reporter Needed:  YES/ NO

**SECTION II: Motion/Order Type**  
 Written motion attached  
 Form Motion/Order  
 I hereby move for relief or action by the court as set forth in the attached proposed order.  
William Scott Davis Jr \_\_\_\_\_ 8-20-15, 20\_\_\_\_  
 Signature of Attorney for  Plaintiff/ Defendant Date submitted

**SECTION III: Motion Fee**  
 PAID - AMOUNT: \$ \_\_\_\_\_  
 EXEMPT: (check reason)
 

<input type="checkbox"/> Rule to Show Cause in Child or Spousal Support
<input type="checkbox"/> Domestic Abuse or Abuse and Neglect
<input checked="" type="checkbox"/> Indigent Status <input type="checkbox"/> State Agency v. Indigent Party
<input type="checkbox"/> Sexually Violent Predator Act <input type="checkbox"/> Post-Conviction Relief
<input type="checkbox"/> Motion for Stay in Bankruptcy
<input type="checkbox"/> Motion for Publication <input type="checkbox"/> Motion for Execution (Rule 69, SCRCP)
<input type="checkbox"/> Proposed order submitted at request of the court; or, reduced to writing from motion made in open court per judge's instructions
Name of Court Reporter: _____
<input type="checkbox"/> Other: _____

**JUDGE'S SECTION**  
 Motion Fee to be paid upon filing of the attached order.  
 Other: \_\_\_\_\_  
 JUDGE CODE \_\_\_\_\_  
 Date: \_\_\_\_\_, 20\_\_\_\_

**CLERK'S VERIFICATION**  
 Collected by: \_\_\_\_\_ Date Filed: \_\_\_\_\_, 20\_\_\_\_  
 MOTION FEE COLLECTED: \$ \_\_\_\_\_  
 CONTESTED - AMOUNT DUE: \$ \_\_\_\_\_

State of South Carolina  
County of Beaufort  
In the Court of Common Pleas

CASE # 2013 CP-  
07-02792  
2729

Notice of Motion Petition

William Scott Davis

to Stay 24<sup>th</sup> April 2015

v

Judgment Pending Appeal

Dorothy Bains Davis

Come Now William Scott Davis Respectfully Motion

The Honorable Court to Stay 24<sup>th</sup> April 2015 Judgment  
pending Appeal, Here by giving Notice of Appeal  
on 29<sup>th</sup> April 2015 Judgment, only Received Today  
as Follows

1) That the Judgment was procured by Fraud upon  
the Court, Counsel for opposites illegal Proceeds  
a Violation of Initial Lack of Jurisdiction Fraud on  
Court With Certificate Civil Filings Injunction 09-CV-  
5181 Reported stolen to Hampton VA Police Department  
my Counsel of Record Fred Kuhn has Copy of Police Report

2) Opposites Counsel never obtain documents 09-CV-5181  
through legal means channels, but by Theft, Perjury  
in Receipt of Stolen Property, NOW was illegally obtained  
evidence "Certified" By With Court Clerk  
Clerk of Superior Court. It Counsel responsible to verify  
First the Validity of All Document Submitted to the  
Court, That every Proceeding William Scott Davis,  
and Court never took Judicial Notice during Proceeding  
Trial

WHEREFORE William Scott Davis, Pray Court to Stay Judgment here  
By Giving Notice of Appeal. 8-7-10 William Scott Davis

D53

FILED

2015 AUG 17 PM 3:18

DATE CANCELLED

JERRI ANN  
BEAUFORT COUNTY, S.C.  
CLERK OF SUPERIOR COURT

State of South Carolina  
County of Beaufort  
IN the Court of Common Pleas

Judgment in Civil Case  
CASE NO - 2013-CP 07 02729

William Scott Davis Jr. v. Dorothy Brian Davis

Indiscreet motion to Stay Judgment in the  
Above Entitled Action Pending Appeal

Comes Now Plaintiff William Scott Davis Jr. An  
Indiscreet Inmate in Segregation New Hanover Court No  
Smith Limited Access to Law Library, Local Case Law,  
& Rules of S.C. Civ. P., and S.C. R. App. P., hereby  
Requests Appellate Counsel to Motion the Court to  
Stay Judgment dated 4/23/15, Here By giving Notice  
of Appeal

1) Plaintiff, was never notified of and pleading  
Appellate Brief, or August 25 2014, Appellate Review,  
Plaintiff Counsel, had not consulted with Appellant,  
prior to filing Answer, on Appeal nor has Appellant  
ever see any Appellate Document from either  
his Atty or Appellate Counsel. Violated Appellate  
6<sup>th</sup> Amendment Right, Appellate Counsel performance  
was constitutionally deficient, in Probate Court and  
on Appeal to the extent that it fell below an  
objective standard of reasonableness, and that  
Appellant was prejudiced thereby. Strickland  
v. Washington 466 U.S. 668, 687-91, 104, S.Ct 2052  
80 L Ed 2d, 674 (1984), That the Probate and  
Appellate proceedings were fundamentally unfair  
or unreliable id (quoting Lockhart v. Fretwell  
506 - U.S. 364, 369 113 S.Ct 838, 122 L.Ed. 2d 180 (1993))

Including the Honorable Kenneth E Fulp Jr.  
Should have disqualified himself, by recusal  
Appellate Father William Scott Davis Sr. Esq.  
Bein, a Beauford County SC Municipal Court Judge  
Associate, Consistent Friend of Honorable Kenneth E  
Fulp Jr. As well as a host of other Judges, of  
Beauford County S.C. Judiciary, William Scott Davis Sr. Esq.  
United State Deputy Assistant, of Housing & Urban  
Development, Washington D.C. Connection with Beauford  
County, Judicial, with Dorothy Baine Davis, Social Lives.

WHERE For the Courts should set Aside, Vexce  
It Judgment, Remand to divorce, Venue, Appent  
Council, As all recidly established by probate Court,  
or stay Judgment, Appenthas Appellate Council  
to state or S.C. Court of Appeals, Appellate Indiscent  
Fee exempt. record on Appeal, what so ever else is  
proper. As is Sust. Appellen Just. calli. Record this  
Court Judgment on 8-7-15, Motion Appeal, Directed his  
Appellen Council H. Fred Kohn Jr To Appeal the  
Above entitled Actions

8-21-15



Psalm 35



Upon termination of the Rental Agreement, the management will employ attorneys at law, to institute legal action and proceed by due process of law to recover possession of the premises and to recover a judgment against you for the total amount shown plus attorney fees and court costs. **Possession of the premises and keys shall be turned into the Harrison & Lear Office Immediately.**

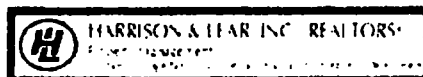
In accordance with 55-248.34 of the Virginia Residential Landlord and Tenant Act, all rent payments received after the 11th will be accepted with reservation and without prejudice and shall not constitute a waiver of the landlords right to terminate your lease for failure to pay rent, to terminate your lease for any other breach, and/or proceed against you in court for unpaid rent, late fees, attorney's fees, court costs, damages and/or possession of the subject premises.

The landlord may consider items of personal property left in the premises or in any storage area *provided by the landlord* after the rental agreement has terminated and delivery of possession has occurred to be abandoned. Any items of personal property left in the premises will be disposed of within the twenty-four hour period after termination of the rental agreement.

Sincerely,

Michael T. Kwiatek, CPM®, ARM®  
Vice President, Regional Property Manager  
Harrison & Lear Inc., Realtors®  
2310 Tower Place, Suite 105 | Hampton, Virginia 23666  
757.825.9100 Peninsula | 757.251.3007 Southside | 757.603.9507 Williamsburg  
[www.harrison-lear.com](http://www.harrison-lear.com)

I hereby certify that I, Michael T. Kwiatek served the above notice upon the named tenants by mailing a copy and/or hand delivery of it to their dwelling unit in accordance with Section 55-248.6(1b) of the Code of Virginia, 1950, as amended on October 28, 2014.



Notif of Appeal  
to SIC Court of Appeals

RECEIVED

JAN 08 2016

SC Court of Appeals

1267

Willy Satt Puhl  
Federal Mktg Center  
P.O. Box 14500  
Lynch Ky 40512

TO: Clerk of Court of Appeals  
P.O. Box 11674  
Columbia S.C. 29211

Appeal for Probk Court Beechfield  
and Court Puhl

Appeal to SIC Court of Appeals

Office of the Clerk of Court **RECEIVED**

Beaufort County  
Post Office Drawer 1128  
Beaufort, South Carolina 29901-1128  
(843)255-5061 Fax: (843)255-9412  
aroberts@bcgov.net

JAN 08 2016  
SC Court of Appeals

Jerri Ann Roseneau  
Clerk

Alronnie Roberts  
Judicial Clerk

From: Clerk of Court, Beaufort County, South Carolina

Case Number: 2013-CP-07-2729

The enclosed document is being returned for the following reason(s)

- The document is not signed / notarized.
- The filing fee is insufficient. The correct amount is: \_\_\_\_\_
- This document is a copy. We must have an original.
- Personal checks not accepted.** Money Order/Cashier's Check are acceptable.
- Please remit payments to Beaufort County Clerk of Court.
- Your check must be signed.
- There is not a case listed in our system that matches this caption.
- The required **new case** coversheet is not included. (SCCA/234)-(01/2011)
- The required **motion/order** coversheet is not included. (SCCA/233-(11/2003)
- The required **Form 4C** coversheet is not included. (SCRCP Form 4C)-(03/2013)
- Other: I am unsure as to what you are trying to do. If you are trying to file a Motion, please complete the enclosed Motion Coversheet and include the \$25.00 filing fee. If you are trying to file an Appeal, please forward your request to the Clerk of Court for the Court of Appeals at the enclosed address.

**Please make the necessary corrections and return this document for filing. Thank you for your assistance.**

Staff initials:     *AR*    

Date: October 26, 2015

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF \_\_\_\_\_ )  
 )  
 \_\_\_\_\_ )  
 ) Plaintiff, )  
 ) vs. )  
 )  
 )  
 ) Defendant. )

IN THE COURT OF COMMON PLEAS  
 \_\_\_\_\_ JUDICIAL CIRCUIT

CASE NO.: \_\_\_\_\_ -CP- \_\_\_\_\_ - \_\_\_\_\_

**MOTION AND ORDER INFORMATION  
 FORM AND COVERSHEET**

**RECEIVED**

JAN 08 2016

Plaintiff's Attorney: _____, Bar No. _____ Address: _____ Phone: _____ Fax _____ E-mail: _____ Other: _____	Defendant's Attorney <b>SC Court of Appeals</b> , Bar No. _____ Address: _____ Phone: _____ Fax _____ E-mail: _____ Other: _____
<input type="checkbox"/> MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III) <input type="checkbox"/> FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III) <input type="checkbox"/> PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)	
<b>SECTION I: Hearing Information</b>	
Nature of Motion: _____ Estimated Time Needed: _____ Court Reporter Needed: <input type="checkbox"/> YES / <input type="checkbox"/> NO	
<b>SECTION II: Motion/Order Type</b>	
<input type="checkbox"/> Written motion attached <input type="checkbox"/> Form Motion/Order I hereby move for relief or action by the court as set forth in the attached proposed order.	
_____, 20____ Signature of Attorney for <input type="checkbox"/> Plaintiff / <input type="checkbox"/> Defendant Date submitted	
<b>SECTION III: Motion Fee</b>	
<input type="checkbox"/> PAID - AMOUNT: \$ _____ <input type="checkbox"/> EXEMPT: (check reason) <ul style="list-style-type: none"> <li><input type="checkbox"/> Rule to Show Cause in Child or Spousal Support</li> <li><input type="checkbox"/> Domestic Abuse or Abuse and Neglect</li> <li><input type="checkbox"/> Indigent Status <input type="checkbox"/> State Agency v. Indigent Party</li> <li><input type="checkbox"/> Sexually Violent Predator Act <input type="checkbox"/> Post-Conviction Relief</li> <li><input type="checkbox"/> Motion for Stay in Bankruptcy</li> <li><input type="checkbox"/> Motion for Publication <input type="checkbox"/> Motion for Execution (Rule 69, SCRPC)</li> <li><input type="checkbox"/> Proposed order submitted at request of the court; or, reduced to writing from motion made in open court per judge's instructions</li> </ul> Name of Court Reporter: _____ <input type="checkbox"/> Other: _____	
<b>JUDGE'S SECTION</b> <input type="checkbox"/> Motion Fee to be paid upon filing of the attached order. <input type="checkbox"/> Other: _____	JUDGE CODE _____ Date: _____, 20____
<b>CLERK'S VERIFICATION</b>	
Collected by: _____ Date Filed: _____, 20____	
<input type="checkbox"/> MOTION FEE COLLECTED: \$ _____ <input type="checkbox"/> CONTESTED - AMOUNT DUE: \$ _____	

## Clerk of Court

The fifteen-member clerk's office of the Court of Appeals provides services to litigants, media, and members of the general public.

For appeals brought to the Court, the Clerk's Office provides the medium for transferring the legal issues from the litigants to the Judges of the Court, including any motions that may be filed. The South Carolina Appellate Court Rules constitute the chief tool for this activity. In applying these Rules, the Clerk's office has frequent and regular contact with the litigants, whether attorneys or individuals representing themselves. The FAQ of the Court of Appeals contains guidance on preparing an appeal. By assisting litigants in understanding the Rules, the Clerk's office ensures that the appeal reaches the Court in the form most accessible to the Judges, thus securing to the litigants a full and fair hearing.

The Clerk's Office further serves as the scheduling hub of the Court, working with both judges and litigants to set the hearing and submission of cases. Decisions rendered by the judges come to the Clerk's office for filing and for transmission to the interested parties.

The Clerk's Office keeps the records of the Court and makes these records available for inspection and copying. These records remain open to the public during regular work hours of the Court.

**Jenny Abbott Kitchings**  
Clerk of Court

**Office Location:**  
1220 Senate Street  
Columbia, South Carolina 29201

**Office Hours:**  
Monday through Friday  
8:30 a.m. to 5:00 p.m.  
Excluding state holidays

**Voice:** (803) 734-1890  
**FAX:** (803) 734-1839

**Mailing Address:**  
P.O. Box 11629  
Columbia, SC 29211

**Map**

South Carolina  
County of Beauford

William Scott Davis

v

Dorothy Brooks Davis

In the Court of Common Pleas

2013-CP-7-2729

2015 OCT 23 PM 1:29  
JERRY W. COOPER, JR.  
CLERK OF COURT  
DATE & TIME CANCELLED

Motion For Re-opening  
the time to file Appeal  
to South Carolina Court  
of Appeals

1) Movant, through no fault of his own or  
lack of due diligence, but through negligence  
and incorrect assistance of counsel  
did not receive notice entry or  
judgment

2) Prior to judgment, Movant instructed  
counsel to file Appeal to South Carolina Court  
of Appeals, in event this Court up held  
the judgment and order of the Probate Court.

3) This Motion is timely filed in consideration  
of Movant's incarceration and totally of the  
circumstances, when prior to 22 Oct 2014  
incarceration of Movant. That the Ken  
Collins, writing, e-mailing, counsel as to  
the status of this Appeal, since taken  
in probate court, Movant had no  
knowledge of counsel, argument, or  
filings with the Court. Dispute Movant  
writing, e-mail, and e-mails counsel, during

This Appeal and Judgment, in which  
Counsel, through No Fault of Movant, Failed  
to Respond, and Enter Notice of Appeal  
to Court of Appeal for the State of South  
Carolina, the Wives of the Movant, Also  
Counsel Failed to Timely Notice this Motion  
of this Court Judgment

Upon Motion, Received in this Court's Judgment  
Movant Seeks to Immediately Appeal,

That no party will be prejudiced, in  
Court Granted this Motion to Re open  
time to Appeal to the South Carolina  
Court of Appeals as a First When  
taken.

Wherefore this Court should GRANT this Motion  
in the Interest of due Process, and Justice  
So Requires, and What So ever Else, in Appellate  
Motion with Counsel on Appeal to the Court  
of Appeals for the State of South Carolina  
in Columbia, S.C., as is proper and Just,  
in light of Movant's Incredibly limited Access to  
Law ~~Attorney~~ if necessary, in Administrative Sessions  
No local Appellate, or Educational Move  
Policies of S.C. Appellate Procedure, and Inherent

10-10-15

WR

1) H. Paul Kuhn Sr

2) Glenn Carter

State of South Carolina  
County of Beaufort  
William Scott Davis 3rd

In the court of common Pleas  
2013-CP-7-2729

vs  
Pamela Bern Davis

Motion, South Carolina Rule  
of Appellate Procedure to  
Re-open time to Appeal  
this court's Judgment

now received by Plaintiff by or  
through Internal Assn. of H. Fred Kahn Court  
Appellate Counsel. Filed to File Appeal to South  
Carolina Court of Appeals, as instructed by Plaintiff  
IF this Court were to uphold the prohibited  
Judgment / Order.

- 1) No Party will be prejudiced
- 2) Through No Fault or Certainly Negligence of Plaintiff  
Counsel Failure to enter notice or intent to Appeal  
in South Carolina Court of Appellate, stay the  
Court Judgment Pending Appeal
- 3) That the inherent power of this Court to  
Re-open time to File Appeal as Justice  
So Requires 6<sup>th</sup> of 14 Amendments, the Process Clause  
of South Carolina Constitution

When - If Plaintiff Prays the Court GRANT  
his motion, re-open time to Appeal, what so  
ever is proper and just

10-11-13

Andrew A. Smith

\_\_\_\_\_

H. Fred Kahn  
21 Sten Center



ar  
 JERRI ANN ROSENEAU  
 CLERK OF COURT  
 P.O. Drawer 1128  
 Beaufort, South Carolina 29901



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 0001373767 OCT. 27. 2015

RETURN TO SENDER	
1. Contents Not Allowed	<input checked="" type="checkbox"/>
2. Not In This Facility	<input checked="" type="checkbox"/>
3. Person Unknown	<input checked="" type="checkbox"/>
4. Other	<input type="checkbox"/>
NEW HANOVER COUNTY DETENTION FACILITY	

2015 NOV 10 PM 2:49

JERRI ANN ROSENEAU  
 BEAUFORT COUNTY, S.C.  
 CLERK OF COURT

William Scott Davis, Jr.  
 ID 405154  
 New Hanover County Jail  
 3950 Juvenile  
 Castle Hay

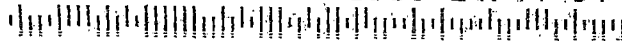
REF

NIXIE 276 DE 1009 0011/04/15

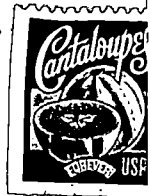
RETURN TO SENDER  
 REFUSED  
 UNABLE TO FORWARD

BC: 29901112828 \*2380-14744-04-19

05626442



Wm Scott Dwyer  
Federal Medical Center  
14500  
Lexington Kentucky



RECEIVED  
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SC Court of Appeals

84944-083 Jenny Abner Kitchen  
Clerk Of Court Beaufort Cont  
Estate Wm Davis SR  
PO BOX 11629  
Beaufort, SC 29904  
Columbia, SC 29211  
United States

FEDERAL MEDICAL CENTER  
3301 LEESTOWN ROAD  
LEXINGTON, KY 40511-8799  
DATE: 12-31-15  
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