

SCAP,GT

Dec 27, 2015

IN THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS *P.1 OF 10

RECEIVED

DEC 31 2015
SC Court of Appeals

Re: Appeal From York County
Court of Common Pleas

Re: Charles S. Bradford, Master and Special Referee

* CASE NO: 2014-000346

* (Hindrance DONE)
Loretta Lynch

* Re: Case No: 2971532 Dept of Justice For US Atty

Re: Alice L. Roseboro... Appellant

vs

Wells Fargo Bank n.s. Respondent

Re: Letter Dated Aug 23, 2015 on Ref. to Remitter

* From: Alice L. Roseboro | Hindrance and Content of Court

To: Jenny Abbott Kitchings, Clerk
v. Claire Allen,
Deputy Clerk

* Direction To The Clerks

Dear Clerks of Court: * Order to Return Remitter

I, Alice L. Roseboro was "Notified" by another

Legal Group name Garden City Group LLC

recently that Wells Fargo now what's to
offer "me" a Settlement from a Class Action
Lawsuit, that makes references to Cash, do
to In appropriate Fees added to their
customers accounts during the Periods of
August 01, 2004 up to Dec 31, 2013. It also
state If I received there notice, that Wells
Fargo's records show that, I am a Class
Member. And that a payment of \$10,000 to the
Plaintiffs for their service to the Class. As the
Apprais already knows from my Initial Brief
that was filed on 03/21/2014 in there court, the
Damages done to me are well over 10,000 (dollars)
Pay off my home is worth more than 10,000
dollars.

My Initial Brief pages 9-13, ^{states} the relief I
seek from being put in a Fraud Foreclosure
Action by Wells Fargo's Attorney on a Bank
I have not been within 3yrs of filing three
(24/10/12) Complaints ON A Bank name First Union Bank

that, "I have not been within ^{↓ ↓ ↓} over 13 1/2 years
and counting to this very day. ^{↓ ↓ ↓} There

Attorney MG&C LLC lead by Thomas E. Lydon ^{↓ ↓ ↓ ↓ ↓}
Never [↓] Answered my Initial Brief Ever!

There ^{(→) NO ← MG&C LLC ←} ~~has~~ ^{↓ ↓ ↓} attorney Never, Never, Never sent
me ANY Reply to my Appeals Case Ever, ONCE
I sent my Initial Brief to the Appeals.

I give True Affirmation 100% ^{↓ ↓} No other

↓ ↓
Law group is a party to council for the

Respondents as the consent order form

↓
proved signed by Judge Lee Alford Jr.

↓
On Dec 28, 2012. My Motion to Compel

was put in your court system to show filing

as of 04/29/2014 from mailing sent on 09/28/14.

Under my sworn oath I stated all along they

never answered my appeals X ↓
My Initial Brief ↓ ↓

Covers the wrongy done to me on this Settlement ↓ ↓

Fee and other acts of wrong they done such as

removing my Nov 1st 2010 payment that cleared

my bank, they used to put me in Default ↓
AS OF

Nov 1st 2010

PS OF 10

Violating the Government's Affordable Homes
Program or Memo sent to me June 01, 2010
that clearly states, NOT ANY FEES are
to be added, And the Affidavit of Amanda
Weatherly, their very own Employee sent
proof they had filed UNDER THE WRONG
BANK and promissory Note to the Lower
Court. She failed to realize a Modifi-
cation had been done AND Approved on
Oct 8, 2010. A Modification Permanently
Change the terms of the 1st Promissory
Note. Wells Fargo Attorney, I allege
knew this, They knew they were in the
Wrong. That's why I allege "These
Law Firm

for Respondents NAME MORGAN

PROFD

Thomas E Lydon Never Answer

↓
Answered my Appeals Ever! I give

True 100% Affirmation:

In Conclusion:

I AM Directing the Clerks of the

S.C. Appeals Court to have the last

Remittur you sent June 3, 2015 and

any other Remitturs you sent to the

Lower Court, be Returned to the

S.C. Appeals Court. In the Light of

New Evidence on a Class Action

Settlement Fee, A Offer I Declined

↓ ↓
to Accept from the Garden City Group LLC

R70F10

Representing Wells Fargo; these actions prove
what I stated all along. NO Fees Are to

be added as there Memo Jun 01, 2010

clearly stated, along with my Initial Brief

I filed in court on 03/21/2014. ONCE AGAIN

I Alice Roseboro am Directing the Clerks

to have the Lower Ct of Common Pleas

to send the Remitters "Back to your

Clerks Office" And take my Case

your put in a Fraud Ambeyance Out

and back on the Court Roster, to have

my motion to compel granted for

NO Opposition. I AM Directing the

The SC Appeals Court to Grant me my

See Exhibit A
INFO Below
(See WISE vs SC Dept)

P 8 OF 10

Compensation that is LONG OVER DUE!
(Pursuant to SCACR 208 A(4) and rule
208 b(2) Brief of respondent)* AS FAR AS
your INFO to see (Wise v. Sc. Dept of Cor 3725)

I DID my Initial Brief, My Motion to Compel

My Transcript I sent, ALL Filings Sent on

Appeal Between Feb 2014 up to the

Very End of 2014 had A Proof of Service

Page Attached on all filings. I WAS

Block out of my Appeals Case, I later

Discovered on April 15, 2014. I allege

do to being A Pro Se Black Self-Representing

Attorney. Not one Judge Belief me are

granted my Judgement, After I
proved The opposing party to council
had lied to the court. Amanda Weatherly
proved they had lied to me and the
court. Charles S. Bradford created A
Conflict of Interest, as he does closings
for the Wells Fargo Bank. He should have
Never taken this case.

Clerks you should still have my Initial Brief
You Never send it Back to me, I give 100%
True Affirmation. But do " " *The Court do
that Block me out of my Case view of seeing my Initial
Brief and Motion to Compel and other

Evidence to Support my Motion to Compel

DO TO NO Opposition Ever! ^{OR THAT} WAS NEVER
RETURN TO ME
EITHER?

* Respectfully Submitted to Clerks * Exhibit D
* Alice Roseboro AND My Objection
To The Judgment
You kept

* Letter only to CC below (Evidence to Appeals Ct. to be sent)
CC Thomas E. Lydon (Attorney for Respondents)
CC David Hamilton (Clerk of Lower Ct)

* Footnote: DO TO Hindrance From Settlement OFFER
To: * David Hamilton; Please Return All Filing

back to the SC Appeals Ct. they sent you

ON the Remittance; Case No: 2014-000346
↓ (clerks)

IF they Fail to Respond in 15 days. (The Settlement

OFFER; puts a Bad stain ^{* ON Their} Creditability. Wells Fargo

ONCE AGAIN Failed to Police the Actions of
these employees.

Chief Justice John C. Frow I

Ask that you Grant my Judgment pursuant to Rule 501.
+ (208A(1-4) 208B(2) 55/101

~~SECRET~~

IN THE COURT OF COMMON PLEAS

County of York

Dec 29, 2015

re: The South Carolina Court of Appeals

re: Alice L. Roseboro... Appellant

vs.

Wells Fargo Bank NA, Respondent

* DOJ Case No. ... Assigned 2971532 pending Hindrance)

Appellant Case No. Assigned 2014000346

* HINDRANCE AND CONTEMPT OF COURT *

* Dear Honorable David Hamilton, Clerk of Court

* DO TO A HINDRANCE DISTURBING COURT RESTORATION PERMITTER *

I Appellant do to a recent "New Hindrance" I

received by mail from above Respondent Wells

Fargo in regards to a Settlement Offer they

now make, for adding inappropriate fee, that took

place while I was under a Government Homes

Affordable Program that clearly stated by a

June 01, 2010 memo NOT ANY FEES, Wells Fargo

"Now sends me this INFO." "A wrong I revealed"

"over 3yr ago"
to Both Lower AND Upper Courts (AND the Dept
of Justice last year 2014) I allege Not one
Judge believed me being Pro Se AND Black Six
Judges over the course of 3yrs Dragged this
Fraud Foreclosure Action out against me, Delaying
my Motions of Proof over and over. I allege believing
the white opposing Attorney Thomas E. Lydon over me
Despite evidence he submitted by way of Amanda
Weatherly's proving "AFFIDAVIT" they had filed "under the wrong BANK"
A 1st Union Bank bearing Acct No. 8784872 @ N A
BANK; I have Not been within over 13 1/2 yrs. The
Respondent Wells Fargo fail to Police the Action
of its hired employees. These reps violated the
Government's Affordable Homes Program; in addition
to adding inappropriate fees they fraudulantly
removed my Nov 1st 2010 payment, forge my names

from a July 16, 2010 contract to a Nov 8th 2010

contract without my permission. My Initial

Brief covered all this info from the very

beginning showing a conflict of Interest

all the way up to the conclusion and state

of claims pages. The respondent and the party

"MG&LLC"
assigned to council knew they had lie, when I

gave my reply to the Order of Reference, Summary

Judgment, and the Affidavit of Amanda Weatherly

under her sworn oath taken, on July 29, 2013. Info

they submitted to the Lower Ct under council MG&LLC

Law firm Led by Thomas E. Lydon, on Aug 15th 2013.

↓
* Do to this "New Surprising Hindrance," I Alleged

Done and revealed on purpose over 3 yrs later;

* I am Directing the Lower Ct Clerk Mr. David
Hamilton to Return the Remitter back to the

Upper South Carolina Appeals Court from
the correspondence letter they sent me
Dated Aug 27, 2015, claiming they No longer
have jurisdiction over my Appeal. In regards
to (See a past Refs case on Wise v. S.C Dept of Correc.)
From this new Evidence The S.C Appeals Ct. Does
Have jurisdiction (See SCACR 208 in regard
to my filing a "Initial Brief" and the Respondents
sending back a " Respondents Initial Brief" of
his own within 30 days to reply.) The party
on council for the Respondent Wells Fargo "Never
sent a Respondents Initial Brief" to me by
U.S. Mail, FedEx, UPS, or Personal Server Carrier
Notices. I give 100% True Declaration. As
Far as "Wise v. S.C. Dept of Correc. 372, case

P. 5 OF 9

my Documents, I filed on entering less
than the Entire Transcript ↓ had a "proof
of Service page ^{03/18/14} attached. My Initial

Brief I filed entered on 03/21/14 ↓ had a
Proof of Service page attached. My "Motion

To Compel I filed entered 04/29/14 for
A NO Opposition! Reply Back! After over

30 days had elapsed ↓ had a "Proof of Service"
Page Attached. My Affidavit I sent under my

sworn Oath entered May 2, 2014 to Support

A NO Opposition Reply! from Respondent's party
to council Assigned MG&CLL & Thomas E. Lydon

↓ had a proof of Service attached. My Initial

Brief Page 2 Discusses the Sept 13, 2013 hearing

Handled by the Judge S. Jackson Kimball III

In regards to the Motion to Compel I

sent filed in August 2013, AND the Order

of Reference, Summary Judgment and Affidavit

of Amanda Weatherly filed in August 2013

by opposing Council to party the MG&CLL

C Lawfirm Lead by Thomas E Lydon (See

substitution form approved by Judge Lee

Afford Jr on Dec 28, 2012) No other Lawfirm

can be used to make a reply to my case, as the

opposing council was allowed to do, with these

inside real estate group "mgc" (I discovered over 30

days later when my Motion to Compel was Not

Addressed by the Ct. John C. Few Ever do to

Allege discrimination being a Black Pro Se

Litigant. I was Ignored by the Ct. John Few.

I was fraudulently Block out of my Appeals
Case in just 2 days Before Respondents Reply
became due, The Judge Denied my court request to file
free since I was unemployed at the time IN
just 4 days before the respondents Reply was
due 04/19/14, I Appellant was Block out of my
own S.C. Appeals Case files on 04/18/14 Inside
the Court AND ON 08/13/2007 do to a Hindrance
outside the S.C. Appeals Court, I Alleged done by
my former Employer Comporium Com, out of Alleged
Retaliation for exposing the wrong they had done
to me AND over 55,000 Alleged Cable customers
for A Big Error of Judgment they had made.

* IN All Due Respect I ASK the Remitter
Be Returned to the S.C. Appeals Court
Do to a Hindrance created from "this New

P. 8 OF 8

Suddenly Exposed Settlement Fee Offer,
that has been filed against the Respondent

for a wrong they are now facing charges
with in another court * The wrong they are

↓
Being charged with are already covered IN

↓
my Initial Brief I sent to the court with

↓
Proof of Service, along with other wrongs

with filing under a BANK I have not been with

in over 13 1/2 yrs. I will not be participating

in this Settlement Offer, As my case had already

covered this wrong in my Initial Brief with "Proof
of Service"

* Do to New Settlement Info *

* Please Return Remittor sent June 3, 2015 back
to the Upper S.C. Appeals Court. So my Motion
to Compel can be Granted. *

THIS New Hindrance Exposed, shows more
light that I was not the only one they
lied too. { See Rule 208A-4 my compensation
from my Initial Brief deserves to be Granted
The opposing side gave NO. Opposition! Ever!
from MG&C LLC Lead by Attorney Thomas E. Lydon.
 * Pursuant to Rule ^{SCAEP} 221(c) Action is needed by the Appeals Ct.

Very Truly; Appellant Alice Roseboro
 Yours;

cc: David Hamilton Honorable Clerk of Court
 cc: MG&C LLC, Thomas E. Lydon
 cc: SC Court of Appeals Clerk, V. Claire, also
 Jenny A. Kitchings

Foot Notes:

* Hindrance Evidence Stolen AGAIN *
*** Someone entered my home and stole important
court papers, from both lawsuits I have pending. It
appears my "proof of service" sheet pages are missing
from certain documents; some documents appear
to be sabotaged, pulled apart tampered with.
A police report has been (started) not finished
(11-20-2015)

~~SECRET~~

(A)

Exhibit-A (^{PAGES}
~~PA-I~~)

Rule (SSA) Rule 2084(I-4)

Direction to Honorable

David Hamilton The Clerk
of Court to Please

Return The June 3/15

Remitter And All

Other Remitters

They ARE IN ERROR Sent

My Appeal Was Never
Answered and my

Initial Brief by
Respondent Error!

The Settlement OFFERS
*Proves my Brief
was True NO Fees!



(B)

P.2015

The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org



August 27, 2015

Alice Roseboro
1852 Bon Rea Dr.
Rock Hill SC 29730

Re: Wells Fargo Bank, N.A. v. Alice Roseboro
Appellate Case No. 2014-000346

Dear Ms. Roseboro:

The Court received your correspondence on June 15, 2015. On June 3, 2015, the Court sent the remittitur to the lower court. Accordingly, this Court no longer has jurisdiction over this appeal (See Wise v. S.C. Dep't of Corr., 372 S.C. 173, 174, 642 S.E.2d 551, 551 (2007)). We are returning your filings to you and the Court will take no further action.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Thomas E. Lydon, Esquire
David Hamilton



P. 10 F. 1. (circled)



Comments (0)

View Case

Cited Cases

Citing Case

WISE v. SC DEPT. OF CORRECTIONS

372 S.C. 173 (2007)

642 S.E.2d 551

Gary L. WISE, Appellant, v. SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, Respondent.

Supreme Court of South Carolina.
January 31, 2007.

ORDER

By order dated October 12, 2006, this appeal was dismissed by the Court of Appeals. On October 27, 2006, the Court of Appeals received a petition to reinstate from appellant; however, he failed to provide proof of service. The remittitur was sent to the lower court by order dated October 30, 2006.

[372 S.C. 174]

On December 28, 2006, appellant filed a motion for enlargement of time in this Court. By order dated January 4, 2007, the motion was denied because the sending of the remittitur ended appellate jurisdiction over the matter.

Appellant has now filed a "59(e) Motion to Alter or Amend a Judgement [sic]," an affidavit and memorandum of law in support of appellant's "Notice of Right to Appeal," and a document that we have construed as a petition for a writ of certiorari.

Whenever it appears that an appellant has failed to comply with the requirements of the SCACR, an order of dismissal shall be issued. Rule 231(a), SCACR. The Clerk of Court shall remit the case to the lower court in accordance with Rule 221, SCACR, unless a motion to reinstate the appeal has been actually received by the court within fifteen days of filing of the order of dismissal. *Id.*

When the remittitur has been properly sent, the appellate court no longer has jurisdiction over the matter and no motion can be heard thereafter. *Mickle v. Blackmon*, 255 S.C. 136, 177 S.E.2d 548 (1970); *Thomas v. Lynch*, 87 S.C. 44, 68 S.E. 817 (1910); *Carpenter v. Lewis*, 65 S.C. 400, 43 S.E. 881 (1903); *State v. Keels*, 39 S.C. 553, 17 S.E. 802 (1893). The only exception to this rule is when the remittitur is sent down by mistake, error or inadvertence of the Court. *Keels supra.*

The remittitur in this case was not sent down by mistake, error or inadvertence of the Court of Appeals. Instead, it was correctly sent after fifteen days had elapsed from the date of the order dismissing the appeal without the proper filing of a petition for reinstatement. See Rule 224, SCACR (certificate of service shall be filed with all motions

* My Reply on Wise!
Side Note

My Initial Brief
and
Motion to Compel
had Proof of SVC

NO DISMISSAL
CAME FROM
MICKLE
The Opposing Council
Never Answered MY
Appeal Ever!!

The SC Appeals Ct
does have
Jurisdiction It
Never Left them

The Remittitur WAS
Indeed A Mistake
All of them

Doc #5

(D)

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM YORK COUNTY
Court of Common Pleas

Charles S Bradford, Master and Special Referee

Case No. 2014-000346

Wells Fargo Bank na

Respondent

v.

Alice L Roseboro

Appellant

INITIAL BRIEF OF APPELLANT

RECEIVED
DEC 31 2015
SC Court of Appeals

Alice L Roseboro
1852 Bon Rea Dr
Rock Hill, SC 29730
803-579-2331
Appellant for Attorney

Alice Roseboro

(F)

Doc #6

P10F1

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS 04/22/2014
APPEAL FROM YORK COUNTY
COURT OF COMMON PLEAS

Charles S. Bradford Master and Special Referee
Case No. 2014-000346

Wells Fargo Bank, _____ Respondent
vs
Alice L. Roseboro _____ Appellant

HINDRANCE AND CONTEMPT OF COURT ~~DOCS~~
ALSO
MOTION AND AFFIDAVIT TO COMPEL ~~DOCS~~

Motion Fee enclosed
\$25.00
COPY

Alice L. Roseboro
1852 BON ROAD
Rock Hill, SC 29730
803 579-2331
Pro Se litigant

Alice Roseboro

RECEIVED
APR 29 2014
SC Court of Appeals

* COPY OF COURT STREET
FOR
PROOF entry to court

WELLS FARGO HOME MORTGAGE

Wells Fargo Home Mortgage
MAC X2302-02J
1 Home Campus
Des Moines, IA 50328-0001

14

March 08, 2011

* Letter # 1

Alice Roseboro
1852 Bon Rea Drive
Rock Hill, SC 29730

* FROM: Amanda Culbertson

Dear Alice Roseboro:

RE: Loan Number 685-3962992

I am responding on behalf of Mark Oman, Senior Executive Vice President of Wells Fargo Home and Consumer Finance Group to your correspondence dated December 08, 2010 and January 13, 2011. Addressing the concerns of our homeowners is vital to our success as a premier mortgage company and I welcome the opportunity to assist you.

Enclosed is a Customer Account Activity Statement (payment history) detailing the activity on your loan from July 16, 2009, through February 14, 2011. Please review and compare the information with your records on how the payments were applied.

The loan is currently due for the September 01, 2010, through February 01, 2011, monthly installments. Per the terms of the Note, payments are due on the first of each month. If the payment is not received by the end of business on the fifteenth day after it is due, a late fee will be assessed. If the payment is not received within the month that it is due may result in the payment being reported to the credit bureaus as late.

Wells Fargo Home Mortgage (WFHM) correspondence dated November 08, 2010, indicates the Special Forbearance Agreement terms and conditions with monthly installments starting February 06, 2009. This correspondence also indicates the recoverable fees and costs including attorney fees. The fees and/or costs assessed to your mortgage loan are valid. WFHM respectfully denies your request for compensation.

I ASK to see the Agreement with my signature they NEVER DID
NO Fee Allowed under Program I SIGN

Wells Fargo Inspection Fee Settlement
c/o Garden City Group, LLC
P.O. Box 10106
Dublin, OH 43017-3106

PRESORTED
FIRST-CLASS MAIL
U.S. POSTAGE
PAID
K&H



Forwarding Service Requested

Claim No: 02016301
Control No: 5101009508

WLL0373350285



*****AUTO**5-DIGIT 29730



ALICE ROSEBORO
1852 BON REA DR
ROCK HILL SC 29730-3007



328076

*Sent several weeks ago to me 2015

PIF

* The Settlement Offer Process Fees were NOT
VALID!

* I Decline Settlement
Offer From Above Party

RECEIVED
DEC 31 2015
SC Court of Appeals

ON Dec. 21, 2015 Letter
to them IN BEHALF
OF Wells Fargo

Do to my motion to compel
Reading from a NO OPPOSITION
I give 100% True Declaration

ONCE Remitter is returned, I will send support files BACK
To SC Appeals Ct.

NEW Package Express US Airbill

8088 3085 2198

Form ID No. 0200

Shipments only

2-30-2015
Alice L. Rosabone Phone: 803 524-1122
1852 BON ROAD
ROCK HILL State SC ZIP 29730

fedex.com 1.800.GoFedEx 1.800.463.3339

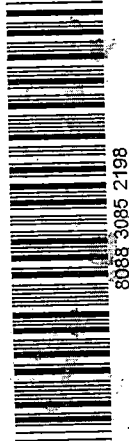
4 Express Package Service
NOTE: Service order has changed. Please select carefully.
To most locations.
2 or 3 Business Days
FedEx 2Day AM
Second business morning.
Saturday Delivery NOT available.
FedEx 2Day
Second business afternoon.
Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
FedEx Express Saver
Third business day.
Saturday Delivery NOT available.

5 Packaging
Declared value limit \$500.
FedEx Envelope*
FedEx Pak*
FedEx Box
FedEx Tube
Other

6 Special Handling and Delivery Signature Options
SATURDAY Delivery
NOT available for FedEx Standard Overnight, FedEx 2Day A.M., or FedEx Express Saver.
No Signature Required
Someone at recipient's address may sign for delivery. Fee applies.
Indirect Signature
If no one is available at recipient's address, someone at a neighboring address may sign for delivery. Fee applies. Residential deliveries only. Fee applies.
Does this shipment contain dangerous goods?
One box must be checked.
Yes
As per attached Shipper's Declaration. Not required.
No
Dangerous goods (including dry ice) cannot be shipped in FedEx packaging or placed in a FedEx Express Drop Box.

7 Payment Bill to:
Sender
Act. No. in Section 7a
Recipient
Third Party
Credit Card
Credit Card Auth.
Total Packages
Total Weight
lb. 644
Obtain recip. Acct. No. easily/Check

Internal Billing Reference
is Clerk of Court DFC
SC Court of Appeals
1015 Sumter St.
Dept./Floor/Suite/Room
State SC ZIP 29201
COLUMBIA



8088 3085 2198

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UNITED STATES US

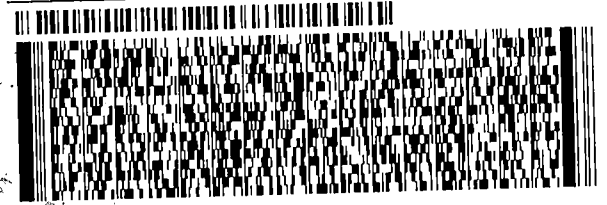
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SC COURT OF APPEALS
1015 SUMTER ST

COLUMBIA SC 29201

(803) 524-1122
INU:
PO:

REF:

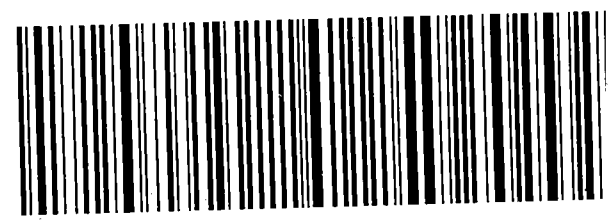
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FZ 105
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12

2
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