

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
APPEAL FROM SUMTER COUNTY
COURT OF COMMON PLEAS

RECEIVED
APR 22 2016
SC Court of Appeals

Hon. George C. James, Jr., Circuit Court Judge

Appellate Case No: 2015-002481

Charles Taylor,.....Appellant

v.

Stop "N" Save, Inc., d/b/a,
El Cheapo Plus #7 and Roy Rahal,.....Respondents

APPELLANT'S 4-21-16 REPLY TO RESPONDENTS' 4-18-16 RETURN
TO APPELLANT'S 4-8-16 MOTION FOR SANCTIONS AGAINST THE
RESPONDENTS FOR THEIR WILLFUL VIOLATIONS OF
SCACR 209(b) and (c) and 210(c)

(1). That Appellant Charles Taylor, (hereinafter Appellant), hereby Reply to Respondents'
Return to said motion above, which Reply is as follows:

1.

(2). That because Respondents, as stated before, sent nearly 1, 200 pages, to be included in the Record on Appeal; & knowing from their knowledge in this case that Appellant have problems most times using his hands, (*exhibit p.5 attach*) from the IIED, (*2nd cause of action in this case*), thus it would take the Appellant a few months (*give or take a few weeks one way or the other*) to prepare such ROA (3 volumes per copy = 1, 250 p's per copy x 17 copies = 21, 250 p's /copying 1 p. at a time-*not including final briefs*) & not knowing that if Resps' 2-10-16 motion to dismiss was denied whether then the Order would require all Briefs & then the Record on Appeal, be filed within weeks, which Appellant could not get done within such time for the said reasons, and;

(3).That therefore, Appellant had no choice but to err on the side of preparing his Briefs and the Record on Appeal in the manner & timeline that he did; **(note: BOTH parties assumed that the ROA & final briefs deadline to be 4-11-16—see—proof of this in Resps' 4-4-16 letter to the clerk (exhibit p. 6-7 attach); & note: Resps' request to extend or stay the 4-11-16 deadline by which time Apln't had completed his Final Briefs & ROA, ready for filing, when (exhibit p. 8--11 attach) exchanges took place, and;**

(4).That the Respondents were keenly aware (*as they are very clever*) of the many terrible predicaments, simultaneously, that they were putting Appellant in when sending and demanding he put almost 1, 200 pages in the Record on Appeal, and filing a motion to dismiss at the same time; now they feign ignorance—*tantamount*—to throwing a brick & then hiding their hand, and saying, asking, (*as if they didn't know*), what's going on---what happened—what was that?, and;

(5).That anyone can casually look at the issues raised on appeal in (*Aplnt's Initial Brief p.-i-*) and

instantly tell, that to resolve such, does not require Respondents submitting & demanding said number of pages (*almost 1200 esp. including all whole deposition etc.*) be included in the record on appeal, as this court will see in the end, if not now upon such casual review as stated, and;

(6).That Appellant find it ironic indeed, that the very Respondents who cause Appellant's grave health conditions (*again ex. p.5 attach as another IIED example*)(*which Respd's. ' calls "alleged" as if no one's eyes can see*) now complains, that Appellant should just have waited until the last minute, and if such briefs and voluminous record on appeal, he couldn't do within the prescribe time to be included in with the court's ruling on their motion to dismiss, then they would now be asking for the same dismissing etc., on same or similar grounds, as in their 2-10-16 motion, and;

(7).That so no matter which road Appellant took, Respd's had it fixed with the almost 1200 p.'s that he, Appellant, would wound up in the same predicaments no matter what; so Appellant chose as stated in paragraph # 3 above, for the said reasons stated in paragraph # 2 above, and;

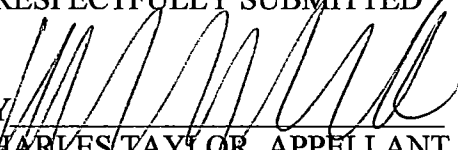
(8).That in Respondents' return on p.3 *midsection item 2*---**simply put**---what those hundreds of pages alone, are, (are) all those *minutiae* back & forth letter etc. from beginning 6-1-13 to 2-24-16 when such was sent (*example p.12 attach*) is what Respd's bundled for mass & label it "vexing" & like magic they claim such the basis for their-so called "vexatious motion". That is the reason Apln't drilled down, here, on that just a bit, is because it total 100's of such p.'s alone, & to show its ludicrousness--in their desperation for something--anything to take the focus off what they did re: the perjury, the forgery, & signing those 12 false statements, all, detailed in Appellant's briefs

And the Record on Appeal, that they want dismiss or stricken, so that all of it can just go away, & not see the light of day on appellate review, as part & parcel, of the issues on appeal etc., and esp. because (*what's so amazing*) Resp'd Rahal himself, had admitted it all as the court will see;

(9).But back to the specific issue at hand here though; that of Aplnt's Reply to Respds' Return to his SCACR 209(b) & (c) and 210(c) sanction motion; of which Appellant proposes a solution to all pending motions--solution in (*Appellant's 4-18-16 Supplement to His Pending Motions*), and;

(10).That Appellant believes it to be a fair & reasonable solution to all parties & prays it granted, so that the Appellant, in his conditions, don't have to try & re-do *ready to file* briefs & ROA again.

RESPECTFULLY SUBMITTED

BY 
CHARLES TAYLOR, APPELLANT
332 MYRTLE BEACH HIGHWAY
SUMTER SOUTH CAROLINA 29153
(803) 609-7990 APELLANT PRO SE

Sumter, South Carolina,

April 21, 2016

¹ That here's 2 examples of Respds' *minutiae* pages demanded inclusion (exhibit **p.12-13** attach) &;

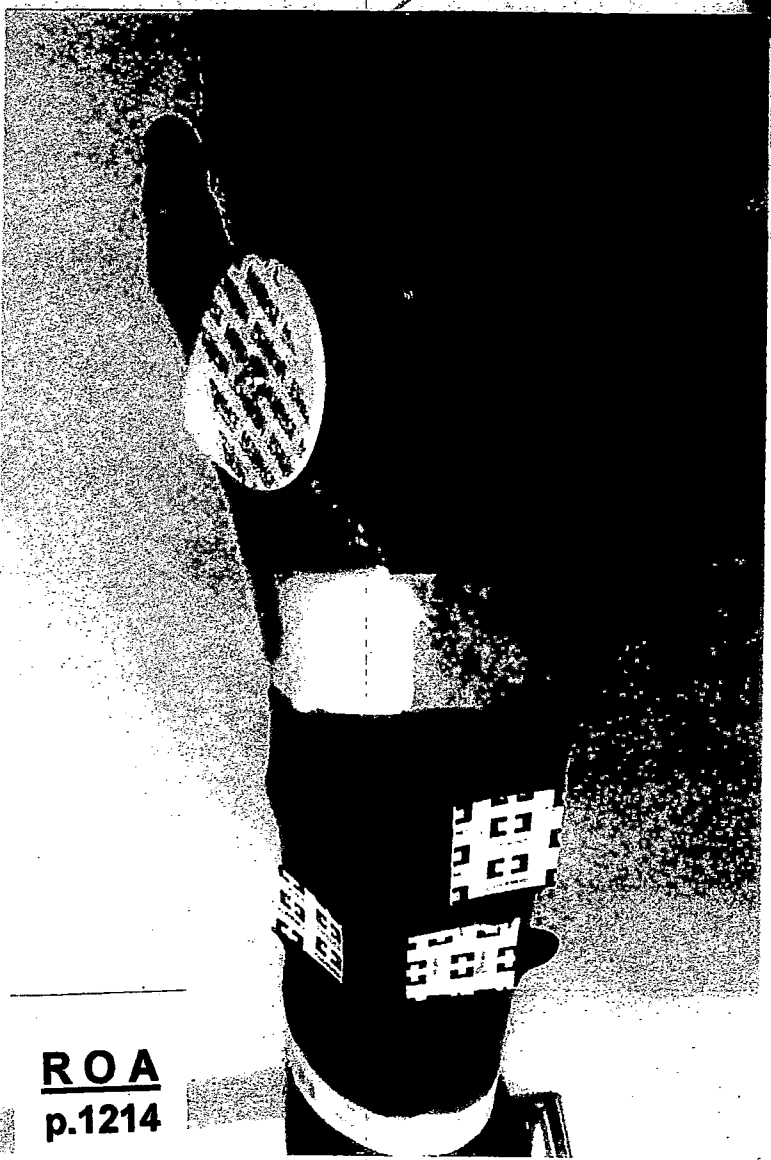
² That here's 2 examples of Respds' *irrelevant* matter demanded inclusion (exhibit **p.14-15** attach) &;

³ That the above constitute 68 *sanctionable* p.'s alone in the ROA at disable Aplnt's time & expense;

And a lot of them can hardly be read, if at all, for example--exhibit **p.12** attached hereto.



P. 4 Ex.



ROA
p.1214

p.5
w/ Apint's 4-21-16 reply to
Resps' 4-18-16 return
SC Court of Appeals

JESSICA A. WALLER
Direct Dial: 803.724.1722
jwaller@gwblawfirm.com



Gallivan, White & Boyd, P.A.
—ATTORNEYS AT LAW—

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1201 Main Street, Suite 1200 (29201)
Post Office Box 7368
Columbia, SC 29202-7368
803.779.1833 - TEL
803.779.1767 - FAX
www.gwblawfirm.com

April 4, 2016

VIA HAND-DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk of the South Carolina Court of Appeals
1015 Sumter Street
Columbia, SC 29201

Re: *Charles Taylor, Appellant v. Stop 'N' Save, Inc., d/b/a El Cheapo Plus #7 and Roy Rahal, Respondents*
Appellate Case No.: 2015-002481
GWB File No.: 8566-1

TIME SENSITIVE

Dear Ms. Kitchings:

Please allow this correspondence to supplement Respondents' Motion to Dismiss Appeal or in the Alternative Strike Improper Portions of Appellant's Initial Brief and Designation of Matter for Non-Compliance.

Respondents hereby move to supplement the Motion to include Appellant pages 1209 to 1242 of the Record on Appeal filed by Appellant. These pages represent documents that have heretofore never been presented to the lower court or the Court of Appeals. Thus, Appellant's attempt to include them in the Record on Appeal is improper and as such, Respondents request an Order striking the new documentation from the Record on Appeal. Furthermore, Appellant failed to include Exhibit B as attached to Respondents' Memorandum in Opposition of Appellant's Motion for Sanctions. Exhibit B of the Memorandum was properly designated by Respondents to be included in the Record on Appeal, and Respondents therefore request an Order instructing Appellant to supplement the Record on Appeal to include Exhibit B to the Memorandum. Moreover, the Record on Appeal contains technical and substantive deficiencies that should be stricken, as outlined in Respondents' Motion to Dismiss Appeal or in the Alternative Strike.

Moreover, Respondents respectfully request the Court issue an Order on Respondents' Motion prior to the parties' submission date for Final Briefs, which is currently scheduled for April 11, 2016. In the alternative to an order on Respondents' Motion, Respondents respectfully

p.6
w/ Apint's 4-21-16 reply to
Resps' 4-18-16 return
SC Court of Appeals

The Honorable Jenny Abbott Kitchings
April 4, 2016
Page 2

request the Court extend and/or stay the time for filing of Final Briefs until the Court is able to issue an Order on Respondents' Motion and supplementations thereto.

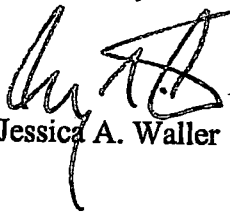
I have attached an extra copy of this correspondence and would ask that you please return a filed copy to me via our office courier.

Should you have any questions, please do not hesitate to contact this office.

With kind regards, I am

Very truly yours,

GALLIVAN, WHITE & BOYD, P.A.


by Jessica A. Waller

JAW/ct

cc: Charles E. Taylor
332 Myrtle Beach Hwy.
Sumter, SC 29153

p.7
w/ ApInt's 4-21-16 reply to
Resps' 4-18-16 return
SC Court of Appeals

Laura Sabo

From: Jessica Waller
Sent: Friday, April 08, 2016 10:23 AM
To: 'ugcards@aol.com'
Cc: Gray Culbreath
Subject: Status of Appeal

Mr. Taylor,

I have spoken with Amelia at the Court of Appeals and she confirmed that the appeal is currently being held in abeyance until the court rules on Respondents' Motion. Thus, Final Briefs will not be accepted until the court rules. She indicated she would call you and send you a letter, but I am letting you know as well as courtesy.

Thank you and have a nice weekend,

Jessica Waller



Gallivan, White & Boyd, P.A.
ATTORNEYS AT LAW

Jessica A. Waller
Associate
jwaller@gwblawfirm.com

Gallivan, White & Boyd P.A.
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vCard | BioURL | Website

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p.8
w/ ApInt's 4-21-16 reply to
Respds' 4-18-16 return
SC Court of Appeals

Laura Sabo

From: Jessica Waller
Sent: Monday, April 18, 2016 12:02 PM
To: Laura Sabo
Subject: FW: Status of Appeal reply



Gallivan, White & Boyd, P.A.
ATTORNEYS AT LAW

Jessica A. Waller
Associate
jwaller@gwblawfirm.com

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This message is from the law firm Gallivan, White & Boyd, PA and may be a confidential and privileged legal communication to the named recipient(s). If you receive this message in error or are not the named recipient(s), please notify the sender and delete this email. Thank you.

From: ugcards@aol.com [<mailto:ugcards@aol.com>]
Sent: Friday, April 08, 2016 10:32 AM
To: Jessica Waller
Subject: Re: Status of Appeal reply

Thanks very much Jessica!

I appreciate that.

Chuck

S C Court of Appeals Case No:2015-002481

-----Original Message-----

From: Jessica Waller <jwaller@gwblawfirm.com>
To: ugcards@aol.com
Cc: Gray Culbreath <gculbreath@gwblawfirm.com>
Sent: Fri, Apr 8, 2016 10:23 am
Subject: Status of Appeal

Mr. Taylor,

I have spoken with Amelia at the Court of Appeals and she confirmed that the appeal is currently being held in abeyance until the court rules on Respondents' Motion. Thus, Final Briefs will not be accepted until the court rules. She indicated she would call you and send you a letter, but I am letting you know as well as courtesy.

Thank you and have a nice weekend,



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

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COLUMBIA, SOUTH CAROLINA 29211
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April 08, 2016

Charles Taylor
332 Myrtle Beach Highway
Sumter SC 29153

Mr. Gray Thomas Culbreath, Esquire
PO Box 7368
Columbia SC 29202

Mr. James Edward Brogdon, III, Esquire
PO Box 7368
1201 Main St., Ste 1200
Columbia SC 29201

Julia L. Fenwick, Esquire
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1201 W. Peachtree St., N.W.
Atlanta GA 30309

Randy J. Soriano, Esquire
Bryan Cave, LLP
211 Broadway/Suite 3600
St. Louis MO 63102

Ms. Jessica Ann Waller, Esquire
1201 Main St.
Suite 1200
Columbia SC 29201

p.10
w/ Apint's 4-21-16 reply to
Resps' 4-18-16 return
SC Court of Appeals

Re: Charles Taylor v. Stop 'N' Save
Appellate Case No. 2015-002481

Dear Counsel and Mr. Taylor:

Pursuant to Rule 240(b) of the South Carolina Appellate Court Rules, this case is being held in abeyance pending resolution of pending motions. The Court will then advise the parties regarding the timeline for filing final briefs and the record on appeal.

Very truly yours,

V. Claire Allen, Deputy

CLERK

June 8, 2015

To: All Attorneys
Below on Bottom

From: Charles Taylor
332 Myrtle Bch Hwy
Sumter, S. C. 29153

Re: Case No: 2013-CP-43-1808 / Charles Taylor v. U-Haul, et al.

Dear Sir/Madam:

I've not yet obtain a copy of Defendant Roy Rahal's transcript and video deposition; but maybe you have; and thus can confirm for yourselves what I alluded to in my June 2, 2015 letter to you.

To be a bit clearer, I am sure you know that in all pleadings etc. to date, especially in & since the 6-9-14 amended complaint, you have advocated, (among other things—now debunked directly by the Defendant—Roy Rahal—to avoid perjuring himself—*again*), that he did not rent the subject U-Haul truck to drug dealer and bail jumper Reginald Morton. He—in his 6-2-15 deposition, among other things, said that's false! With that; I'll just say as I've said before, & will repeat here once again, that, everyone know the rules—(all the rules) & (the law) & (the penalty for violating each & every one of them)—as they relates to the subject matter—and otherwise as it relates to this litigation.

I guess my first inclination is simply to ask each one of you—what is your response as to what your very own Defendant Roy Rahal said—*versus*—what you have been advocating for him; and whether you plan to continue advocating same or retract it? I'm waiting on your prompt reply!

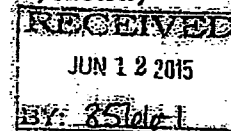
~~Also, as to my letter offer \$42.15 to settle thru 6-2-15 for \$12,650,000.00—its hereby withdrawn, & especially so to, because of the item attached. I hope you see the wisdom of not prolonging.~~

Sincerely Yours,


Charles Taylor,
Plaintiff.

Cc: Defendants' Counsels:

Gallivant, White, and Boyd, P. A., P. O. Box 7366 Columbia, S. C., 29202 Gray T. Culbreath, and James E Brogdon, III, Esqs.; & (pro hac vice, Mr. Randy J. Soriano, Esq., of Bryan Cave, LLP, 211 North Broadway, Suite 3600, St. Louis, Mo. 63102) & (pro hac vice, Mrs. Julia L. Fenwick, Esq., of Bryan Cave, LLP, One Atlantic Center, 4th Floor, 1201 W. Peachtree St. NW., Atlanta, Ga. 30309)



ROA
p.405

p.12
w/ ApInt's 4-21-16 reply to
Resps' 4-18-16 return
SC Court of Appeals

Exhibit A-11

EXHIBIT A

STATE OF SOUTH CAROLINA)
COUNTY OF SUMTER)

IN THE COURT OF COMMON PLEAS
3RD JUDICIAL CIRCUIT

Charles Taylor,
Plaintiff,

Civil Action No.: 2013-CP-43-1808

v.

(1) Stop 'N' Save, Inc.,
d/b/a El Cheapo Plus #7; and)

(2) Roy Rahal)

I have read the Protective Order. I understand that, under the terms of the Protective Order, I may have access to Confidential Material. I agree to be bound fully by the terms and conditions of the Protective Order. I hereby submit to the jurisdiction of the Court of Common Pleas for the Third Judicial Circuit, State of South Carolina, County of Sumter, for the purposes of the enforcement of the Protective Order.

Date: _____

STATE OF SOUTH CAROLINA)
)
COUNTY OF SUMTER)
)
Charles Taylor,)
)
Plaintiff,)
)
v.)
)
)
d/b/a El Cheapo Plus #7; and)
)
(2) Roy Rahal)
_____)

IN THE COURT OF COMMON PLEAS
3RD JUDICIAL CIRCUIT

Civil Action No.: 2013-CP-43-1808

AFFIDAVIT OF JENNIFER SETTLES

RECEIVED

APR 22 2016

SC Court of Appeals

AFFIDAVIT OF JENNIFER SETTLES

I, Jennifer Settles, being duly sworn, states as follows:

1. I am Secretary of U-Haul International, Inc. ("UHI"). I have been employed by UHI for over _____ years.
2. I am familiar with UHI's corporate structure and the corporate structure of UHI's subsidiaries, including U-Haul Co. of South Carolina, Inc.
3. I make this affidavit of my own knowledge and for the purposes of supporting Defendants' Memorandum of Law in Opposition to Plaintiff's Motion for Leave to Amend Pleadings.
4. UHI is a Nevada corporation, with its principal business in Phoenix, Arizona. UHI provides accounting, clearinghouse, technical, advisory, and purchasing services for U-Haul Rental Companies, such as U-Haul Co. of South Carolina, Inc.
5. UHI does not rent trucks, trailers, or storage facilities, nor is UHI in the business of repairing or inspecting trucks.

p.14

**w/ Aplnt's 4-21-16 reply to
Resps' 4-18-16 return**

SC Court of Appeals

6. Rentals, repairs, and inspections of U-Haul trucks and trailers are made by U-Haul Rental Companies, such as U-Haul Co. of South Carolina, Inc., or dealers or repair shops under contract with that company. For example, all truck rentals in the state of South Carolina are made by U-Haul Co. of South Carolina, Inc. or independent dealers who have dealership agreements with U-Haul Co. of South Carolina, Inc.

FURTHER AFFIANT SAYETH NOT.

This ____ day of October, 2015.

JENNIFER SETTLES
SECRETARY
U-HAUL INTERNATIONAL, INC.

Sworn to and subscribed before me
this ____ day of _____ 2015.

Notary Public
My commission expires: _____

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
APPEAL FROM SUMTER COUNTY
COURT OF COMMON PLEAS

RECEIVED

Hon. George C. James, Jr., Circuit Court Judge
APR 22 2016

SC Court of Appeals

Appellate Case No: 2015-002481

Charles Taylor,.....Appellant

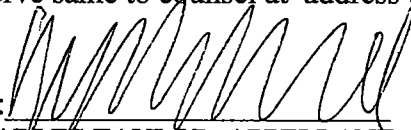
v.

Stop "N" Save, Inc., d/b/a,
El Cheapo Plus #7 and Roy Rahal,.....Respondents

PROOF OF FILING AND SERVICE

Appellant certifies that he filed (original + 6 copies) of his 4-21-16 Reply to Respondents' 4-18-16 Return to Appellant's 4-8-16 Motion for Sanctions against the Respondents for their Willful Violations of SCACR 209(b)(c) & 210(c) & serve same to counsel at address below.

April 21, 2016

BY: 
CHARLES TAYLOR, APPELLANT
332 MYRTLE BEACH HIGHWAY
SUMTER SOUTH CAROLINA 29153
(803) 609-7990

Defendants' Counsels of Record:
Lead-Gray T. Culbreath, Esq.,
James E. Brogdon, Esq., and
Jessica A. Waller, Esq., of
Gallivan, White & Boyd, P. A.
Post Office Box 7368
Columbia, SC. 29202
(803) 779-1833; AND
Randy J. Soriano, Esq., of
Bryan Cave, LLP.
211 N. Broadway/Suite 3600
St. Louis, Missouri 63102
(314) 259-2384; AND
Julia L. Fenwick, Esq., of
Bryan Cave, LLP.
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1201 W. Peachtree St., NW.
Atlanta, Georgia. 30309
(404) 572-6923

April 21, 2016

The Honorable Jenny Abbott Kitchings
Clerk of the South Carolina
Court of Appeals
1015 Sumter Street
Columbia, S.C. 29201

RECEIVED
APR 22 2016
SC Court of Appeals

RE: Charles Taylor, Appellant

vs.

Stop "N" Save, Inc., d/b/a, El Cheapo Plus #7 and Roy Rahal, Respondents

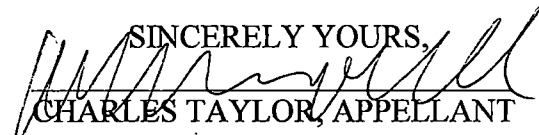
Appellate Case Number: 2015-002481

Dear Mrs. Kitchings:

Please find enclosed for filing, the following:

(1). Appellant's 4-21-16 Reply to Respondents' 4-18-16 Return to Appellant's 4-8-16 Motion, and same served to lead counsel listed below to his address listed below. Please clock and return the extra copy to me in the self-addressed stamped envelope. Please let me know, if there are any questions, that you may have.

SINCERELY YOURS,


CHARLES TAYLOR, APPELLANT
332 MYRTLE BEACH HIGHWAY
SUMTER SOUTH CAROLINA 29153
(803) 609-7990 UGCARDS@AOL.COM

Cc: Defendants' Counsels of Record:

Lead-Gray T. Culbreath, Esq.
James E. Brogdon, Esq., and
Jessica A. Waller, Esq., of
Gallivan, White & Boyd, P.A.
Post Office Box 7368
Columbia, SC. 29202
(803) 779-1833; AND
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1201 W. Peachtree St., NW.
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(404) 572-6923

Charles Taylor
332 Myrtle Bch Hwy
Sumter SC 29153



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APR 22 2016
SC Court of Appeals

Clerk of Court
SC Court of Appeals
1015 Sumter Street
Columbia SC 29201

LEGAL DOCUMENTS
HANDLE W/ CARE!