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JUN 10 2016

SC SUPREME COURT

THE STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

Clifton Newman, Circuit Court Judge  
Civil Action No. 2015-CP-40-02011

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Appellate Case No. 2015-02177

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Dennis M. Gallipeau,

Petitioner,

v.

Carnaby Square Horizontal Property Regime; Stephanie Carol Trotter;  
D. Ryan McCabe; McCabe, Trotter, Gambrell & Beverly, P.C.; Rogers,  
Townsend & Thomas, P.C.; McCabe, Trotter & Beverly, P.C.; and John  
And Jane Doe(s),

Respondents.

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APPENDIX

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Dennis M. Gallipeau, pro se  
1920 Ashford lane  
Columbia, SC 29210  
803-764-1718

Columbia, SC  
June 10, 2016

**OTHER COUNSEL OF RECORD**

Stephanie Carol Trotter, Esquire  
McCabe, Trotter & Beverly, P.C.  
P.O. Box 212069  
Columbia, SC 29221  
Attorney for Carnaby Square Horizontal Property Regime on its Counterclaims; and  
Defendant on Plaintiff's Claims; and  
Attorney for McCabe, Trotter & Beverly, P.C.; and McCabe, Trotter, Gambrell & Beverly, P.C.

Jonathan G. Roquemore, Esquire  
P.O. Box 11267  
Columbia, SC 29211  
Attorney for Carnaby Square Horizontal Property Regime in Defense of Plaintiff's claims

Robert P. Wood, Esquire  
Rogers, Townsend & Thomas, P.C.  
220 Executive Center Drive  
Columbia, SC 29210  
Attorney for Stephanie Carol Trotter; D. Ryan McCabe; and Rogers, Townsend & Thomas, P.C.

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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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Case No. 2015-CP-40-02011  
Case No. 2015-

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Dennis M. Gallipeau, .....Appellant

v.

Carnaby Square Horizontal Property Regime, et als, .....Respondents

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MOTION/AFFIDAVIT TO PROCEED  
IN FORMA PAUPERIS

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NOW COMES Appellant Dennis M. Gallipeau and hereby moves the Court for waiver of all fees and costs associated with the prosecution of this appeal.

In support hereof, Appellant affirms under penalty of perjury:

1. That I bring this appeal in good faith.
2. That I am unable to pay any fee or cost associated with this appeal.
3. That I am a 63 year old disabled man whose sole source of income is \$656 social security disability benefits and \$97 supplemental benefits, monthly.
4. That I have been disabled since 2003 and currently have \$50 in my savings account and well under \$200 in my checking account and that I will not receive another payment until November 3, 2015.
5. That I am going to have to pay for the transcript of the hearing at which the Order and Judgment that I am appealing from followed and that I do not know how I am going to pay for it

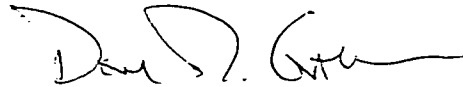
but, I do know that I will not have enough money to pay for food and other necessities and will go to bed hungry for an extended period of time.

6. That it is my belief that just because I am in such a state of impecuniosity it should not mean that I am not entitled to the same right of access to this Court as any other litigant who is capable of paying the fees and costs associated with prosecuting an appeal in this Court.

ACCORDINGLY, for these reasons, Appellant prays the Court waive all fees and costs associated with this appeal.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: 10/13/15.



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Dennis M. Gallipeau, pro se  
1920 Ashford Lane  
Columbia, SC 29210  
803-319-0506

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

Appellate Case No. 2015-002177  
Lower Court Case No. 2015-CP-40-02011

Dennis M. Gallipeau, .....Appellant,

v.

Carnaby Square Horizontal Property Regime;  
Stephanie Carol Trotter; D. Ryan McCabe;  
McCabe, Trotter, Gambrell & Thomas, P.C.;  
Rogers, Townsend & Thomas, P.C.;  
McCabe, Trotter & Beverly, P.C.; and  
John and Jane Doe(s), .....Respondents.

PROOF OF SERVICE

I certify that I served the Motion/Affidavit To Proceed In Forma Pauperis on the following  
counsel of record by depositing a copy of it in the US Mail, postage prepaid, on 10/26/2015.

Robert P. Wood  
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220 Executive Center Drive  
Columbia, SC 29210

Stephanie Carol Trotter  
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P.O. Box 212069  
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Jonathan G. Roquemore  
Hedrick Gardner  
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Columbia, SC 29211



Dennis M. Gallipeau

# The South Carolina Court of Appeals

Dennis M. Gallipeau, Appellant,

v.

Carnaby Square Horizontal Property Regime; Stephanie Carol Trotter; D. Ryan McCabe; McCabe, Trotter, Gambrell & Beverly, P.C.; Rogers, Townsend, & Thomas, P.C.; McCabe, Trotter, & Beverly, P.C.; and John and Jane Doe(s), Respondents.

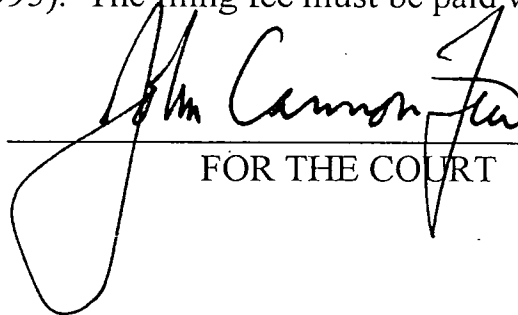
Appellate Case No. 2015-002177

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## ORDER

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The motion to proceed *in forma pauperis* is denied pursuant to *Ex parte Martin*, 321 S.C. 533, 471 S.E.2d 134 (1995). The filing fee must be paid within fifteen days of the date of this order.

  
FOR THE COURT

Columbia, South Carolina

cc:  
Dennis Gallipeau  
Robert P. Wood, Esquire  
Stephanie Carol Trotter, Esquire  
Jonathan Gamble Roquemore, Esquire

**FILED**  
1/17/16

**RECEIVED**  
JAN 21 2016  
SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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Appellate Case No. 2015-002177  
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Dennis M. Gallipeau, .....Appellant

v.

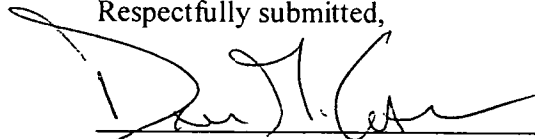
Carnaby Square Horizontal Property Regime, et als, .....Respondents

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PETITION FOR REHEARING  
\_\_\_\_\_

Now Comes the Appellant, *pro se*, pursuant to Rule 240(j) and petitions the court for a review of an Order issued by the Chief Justice denying his motion to proceed *in forma pauperis*. Appellant argues that this appeal concerns fundamental rights that requires waiver of the filing fees. *Ex parte Martin*, 321 S.C. 533, 535 (S.C. 1995)(“The examples given are not exhaustive ... other fundamental rights may require the waiver of filing fees for indigents.”). *Martin, supra*, at fn. 1. If allowed to stand, the effect of the Circuit Court’s Court of Common Pleas decision would be astounding, to say the least. Attorneys in this great state of South Carolina, would now be able, and allowed, to invoke “attorney immunity” to forever shield them for such acts as conspiring among themselves and their clients to commit willful and premeditated fraud. For example, as was done by these appellants, to deny an opposing litigant his or her constitutional right of access to the courts and of his or her constitutional right of notice and opportunity to defend against a lawsuit or foreclosure action. To commit premeditated fraud upon the courts by knowingly and falsely representing to the courts that they do not know the whereabouts of a

litigant who they not only do know is out of state but know exactly where he or she is. To file false affidavits with the courts. To knowingly and deliberately withhold from the court that the subject property is protected by the Homestead laws of this state, in an attempt to literally steal a condominium that they know they cannot lawfully foreclose on and is protected homestead property. And, just as in *Ex parte Martin*, these examples are not exhaustive of the acts the lower court has now allowed attorneys in this state to invoke attorney immunity to shield themselves from. Indeed, under the lower court's decision, attorneys could commit crimes with impunity. Accordingly, Appellant petitions the Court to review the Order denying him IFP status.<sup>1</sup>

Respectfully submitted,



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Dennis M. Gallipeau, pro se  
1920 Ashford Lane  
Columbia, SC 29210  
803-319-0506

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<sup>1</sup> Should the Court decline to set aside the Order, Appellant would ask the Court to limit the fees assessed by the clerks and to permit him to pay the filing fee in installments of \$10 monthly with the understanding that this is a debt which must be paid regardless of whether the case is decided before the entire filing fee has been paid.

**RECEIVED**

JAN 21 2016

**SC Court of Appeals**

\_\_\_\_\_  
PROOF OF SERVICE  
\_\_\_\_\_

I certify that I served the Petition for Rehearing on the following counsel of record by depositing a copy of it in the US Mail, postage prepaid, on 1/21/16.

Robert P. Wood  
Rogers, Townsend & Thomas, P.C.  
220 Executive Center Drive  
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Stephanie Carol Trotter  
McCabe, Trotter & Beverly, P.C.  
P.O. Box 212069  
Columbia, SC 29221



\_\_\_\_\_  
Dennis M. Gallipeau

# The South Carolina Court of Appeals

Dennis M. Gallipeau, Appellant,

v.

Carnaby Square Horizontal Property Regime; Stephanie Carol Trotter; D. Ryan McCabe; McCabe, Trotter, Gambrell & Beverly, P.C.; Rogers, Townsend, & Thomas, P.C.; McCabe, Trotter, & Beverly, P.C.; and John and Jane Doe(s), Respondents.

Appellate Case No. 2015-002177

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## ORDER

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This appeal was dismissed due to Appellant's failure to pay the filing fee for his notice of appeal. Appellant has filed a petition to rehear the dismissal of the appeal, arguing this court erred in denying his motion to proceed *in forma pauperis*. After careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing or reinstating the appeal. Accordingly, the petition for rehearing is denied.

Thomas E. Luff A.C.J.  
April M. Davis J.  
Jeppia Curator A.J.

**FILED**

5/12/16 

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**SC SUPREME COURT**

THE STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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APPEAL FROM RICHLAND COUNTY  
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Clifton Newman, Circuit Court Judge  
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Dennis M. Gallipeau,

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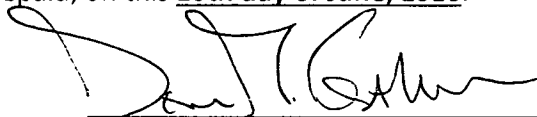
Respondents.

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PROOF OF SERVICE

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I certify that I have served all counsel of record in this action with a copy of the Appendix by U.S. Mail, First Class, postage prepaid, on this **10th day of June, 2016**.



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Dennis M. Gallipeau