

The State of South Carolina  
In the Court of Appeals

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Appeal From the MAY 03 2016  
Administrative Law Court  
S. Phillip Lenski, Administrative  
Law Judge  
CASE NO. 15-ALI-22-0328-AP

Appellate case no. 2015-002056

Edward Spears Appellant  
v.

South Carolina Department  
of Employment and Workforce Respondent

Return Motion to Dismiss

The respondent claimed I violated Rule (210)(A) saying I did not file ROA in an timely manner. Respondent fail this argument. Proof can be found by the post mark date on the last sent copies of ROA and Final briefs.

The respondents also claimed I violated Rule 210(c) the Index of the ROA. To solve the problem, I  
(Over)

have enclosed an revised <sup>version</sup> ~~version~~ of the ROA including an Index. I only included one copy. As stated in an earlier motion I cannot afford the asked 19 copies.

The respondents also claimed I failed to properly number the pages of the ROA. Again they fail this argument. If you look in the left upper corner of the ROA you will notice each document, exhibits, decisions are numbered and they are numbered in the order they (the incidents) took place. Which is 6-9-15 to 7-1-15 which is the bases of my entire case.

The respondent claimed I violated rule 210(c). Again they fail this argument. Each exhibit, document, decision is placed on the entire page. Including the Caption.

The respondent then claimed I did not include all document included in the Designation of Matter. Again they fail. Every decision, exhibit, document that was named in the Designation was included. Including  
(over)

the appeal file with the Administrative Court filed 7-13-15 (see P. 8 of ROA) and also Notice of Special Appearance in filed 7-20-15 (see P. 10 of ROA)

The respondent also fail in the argument that I violated rule 267(c) and (d). I was given permission to handwrite in ink some of my documents. I also used white bond paper less than twenty pound weight and  $8\frac{1}{2} \times 11$  in size.

The respondent claimed the case should be dismissed because of the numerous times the courts contacted me about inadequate documents. Well that is what the ~~so~~ Clerk of Courts suppose to do. It's the same thing the SCDEW director Derrick M. Farland & Kristi Chesley should have done before ~~the~~ waiting until 7-14-15 to notify me they have received inadequate documents.

I am seriously thinking of contacting the State Attorney General to see if Troy M. Clood, Kristi Chesley, Derrick M. Farland can be terminated or held for criminal actions on this case.

They committed wire fraud, mail fraud and deliberately withheld important documents (certificate of service) when they know it would stall a court hearing. That's a federal violation. Again no court should rule in favor for anyone involved with illegal activity.

### Conclusion

For the ongoing reasons the respondent request for an extension should be denied and this case should be dismissed for illegal activity.

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Edward Spears

Appellant

v.

South Carolina Department  
of Employment & Workforce

Respondent

Proof of Service

I certify that I have mail copies of the following: an return motion to dismiss plus an revised version of ROA to the following addresses below by deposit them in U.S. postage prepaid mail.

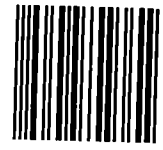
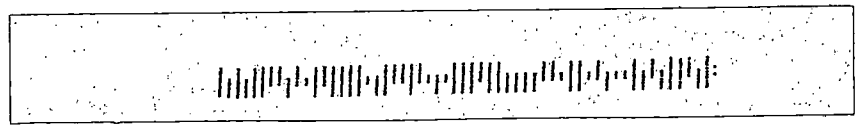
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