

1 Benjamin L. Anderson
2 3452 Whieldon Drive
3 Perris, CA 92571
4 951-420-1298
5 Appellant, Pro Se

RECEIVED

OCT 11 2016

SC Court of Appeals

6
7 The South Carolina Court of Appeals

8
9
10 Benjamin L. Anderson
11 Appellant

)
)
) Lower Court Case NO.
) 2014CP2306070

12
13 V

) Appellate Case NO.
) 2015-001932

14
15 Davita Upstate Dialysis Center
16 Respondent

) Motion to Recall Remittur
) And Reinstate Appeal
) With Exhibits A-F

17
18 The Appellant request his appeal be reinstated, if the
19 sole reason for dismissal is whether or not he ordered,
20 and showed Court and defendants proof of order and payment.
21 for his transcript. An extension was granted. The defendants
22 wanted Appellant to order transcript from Judge Miller. The
23 Appellant obtained transcript from Judge Barber, to more gives
24 light most favorable to non moving party. All documentations
25 are attached as exhibits. The Court had knowledge of
26 transcript in April 2016 and prior to this date.

27
28 April 7, 2016

Respectfully Submitted,
Benjamin Anderson
Appellant, Pro Se

December 9, 2015

Desiree Allen
Court Manager
1220 Senate Street
Columbia, SC 29201

RE: Court transcript

Please be advised that I am attempting to obtain the court transcript from Susan W. Hudgins. I am writing you for any assistance that you can provide me to expedite my request.

I have sent two requests to her P.O. Box. The first request was dated on November 17, 2015 (as attached) the second request was mailed out on December 1, 2015. I forgot to make copies of the second request.

The Court gave me her address as
Susan W. Hudgins
P.O. Box 273
Moore SC 29369

Respectfully,

Benjamin L. Andross
Plaintiff

Exhibit A

SUSAN W. HUDGINS
CIRCUIT COURT REPORTER
P.O. BOX 273
MOORE, S.C. 29369

December 7, 2015

Benjamin Anderson
445 W. Rebound Road
Lancaster, SC 29720

RE: Benjamin Anderson v. Davita Upstate Dialysis
Transcript Request/Civil Hearing

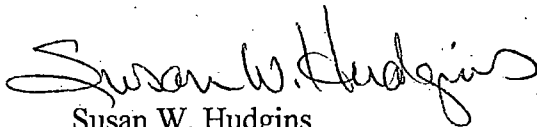
Dear Mr. Anderson:

I am in receipt of your letter requesting the above-mentioned transcript. I have reviewed my records and estimate that the transcript will be approximately 20 pages. Based on the current rate of \$3.25 per page, the cost will be approximately \$65.00. Under our rules, I have 60 days in which to complete the transcript.

Upon receipt of a certified check or money order (no personal checks) for \$65.00, the 60 days begin. If I have underestimated the number of pages, you will be notified prior to the delivery of the transcript of the balance due. If I have overestimated the number of pages, you will be refunded the overpayment. Please inform as to where to send refund, if applies.

In the event I need an extension of time to complete the transcript, I will request an extension from Court Administration. You will be notified if the extension is granted.

Sincerely,



Susan W. Hudgins
Circuit Court Reporter
At-Large

Exhibit B

Susan W. Hudgins *Circuit Reporter*
MONEYGRAM PAYMENT SYSTEMS, INC. DRAWER
P.O. BOX 9476
MINNEAPOLIS, MN 55480

PLEASE READ REVERSE SIDE www.moneygram.com/moneyorder DATE/AMOUNT

20641146996 12/10/2015
093 RECEIPT \$45.00
60529103018030 .00
RECIBO

MoneyGram. EMPLOYEE
R206411469968 698 (12/12) 500/5000
M 74721-W

KEEP A COPY OF THIS STUB
FOR YOUR RECORDS DE
MONEYGRAM
ESTE RECIBO PARA SUS ARCHIVOS

▼ DETACH HERE ▼

1 Benjamin L. Anderson
2 445 W. Rebound Road
3 Lancaster, SC 29720
4 980-313-6280
5 Pro Se

6 IN THE COURT OF COMMON PLEAS

8
9 Benjamin L. Anderson) CASE NO. 2014CP-23-06070
10 Plaintiff)
11) Request Transcript
12 vs) from Court Reporter
13) Susan W. Hudgins
14 Davita Upstate Dialysis)
15 Defendant)
16)
17)

18 The Plaintiff/Appellant request transcript
19 for the following hearing:
20 Motion to Dismiss Complaint, Hearing
21 before Judge Barber, please advise as
22 to cost per page in this hearing. (1-26-15)

24
25 November 17, 2015

Thank you,
Benjamin L. Anderson
Plaintiff Pro Se

28
Exhibit C

1 Benjamin L. Anderson
2 445 W. Rebound Road
3 Lancaster, South Carolina
4 980-328-5708
5 Appellant Pro Se

6 The Court of Appeals
7 South Carolina

9 Benjamin L. Anderson)
10 Appellant) CASE NO: 2015- 001932
11) Response to Defendants
12 VS) Motion to Dismiss Appeal
13) [Exhibits Attached]
14 Davita Dialysis Upstate)
15 Respondents)
16)
17)

18 The Appellant, Benjamin L. Anderson has made a
19 good faith effort to obtain his transcripts in
20 a timely manner pursuant to the applicable
21 rules. At the outset the Appellant was given
22 misinformation regarding the court reporter
23 from the trial court. Subsequently, the trial
24 court was contacted again to obtain correct
25 court reporter, Ms. Hudgin, CVR.

27 January 25, 2016

Benjamin L. Anderson
Benjamin L. Anderson
Appellant Pro Se

28 Exhibit D

1 Benjamin L. Anderson
2 445 W. Rebound Road
3 Lancaster, South Carolina
4 951-420-1298

6 IN THE COURT OF APPEALS
7 COLUMBIA, SOUTH CAROLINA

9)
10 Benjamin L. Anderson) CASE NO: 2015-001932
11) Appellant) Remittitur
12))
13) V.) Jenny Kitchings
14)) clerk
15) DAWTA UPSTATE DIALYSIS)
16) Respondent)
17)

18
19 The appellant in the above captioned case
20 brings to the Court of Appeals an error.
21 The Appeals Court issued an order which
22 states that the Appellant failed to obtain
23 his transcript. The Appellant placed before
24 the Court that transcript which best
25 suits his case on Appeal. The Defendants
26 sought to railroad Appellant to submit a
27 transcript which favor defendants.

28
Exhibit E

Benjamin L. Anderson
Appellant Pro Se

1 Benjamin L. Anderson
2 445 W. Rebound Road
3 Lancaster, S.C. 29720
4 980-328-5708

FILED - CLERK OF COURT
GREENVILLE, S.C.
PAUL B. WICKENSIMMER
2016 MAY 9 PM 1-02

5 A

6 IN THE COURT OF COMMON PLEAS
7 Greenville, South Carolina

9
10 Benjamin L. Anderson)
11 Plaintiff) Recusation
12)
13 V)
14) Judge Letitia Verdin
15 Davita Upstate Dialysis)
16 Defendant) Judge Edward W. Miller
17)

18 The Plaintiff/Appellant request that the above
19 mentioned Judges recuse themselves from any
20 future proceeding, hearings, motions with regards
21 to Plaintiff Benjamin L. Anderson. This is because
22 of the flagrant prejudice, bias towards the
23 Pro Se litigant always tipping the scales of justice
24 towards the defendant to help them. The Plaintiff
25 needs impartiality.

26
27 May 9, 2016

Benjamin L. Anderson
Pro Se Litigant

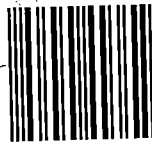
28
Exhibit F

Benjamin L. Anderson
3452 Whieldon Drive
Perris, CA 92571

2108 6



1000



29211

U.S. POSTAGE
PAID
MORENO VALLEY, CA
92553
OCT 07 16
AMOUNT

\$0.89

R2304P118817-06

RECEIVED

OCT 11 2016

SC Court of Appeals

The South Carolina Court of Appeals
P. O. Box 11629
Columbia, South Carolina
29211

1 Benjamin L. Anderson
2 3452 Whieldon Drive
3 Perris, CA 92571

4 951.420.1298
5 Appellant Pro Se

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OCT 11 2016

SC Court of Appeals

6
7 The South Carolina Court of Appeals

8
9
10 Benjamin L. Anderson

Trial Court: 2014 CP 23 06070
Case No: 2015-001932

11 Appellant Certificate of Service

By Mail

12
13 v

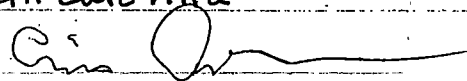
14
15 Davita Upstate Dialysis Center

Respondent

16
17
18 I, the undersigned am over the age of eighteen
19 years, not a party to this lawsuit on October 7, 2016

20 I served prepaid postage to opposing counsel in the
21 United States mail at Moreno Valley, California the
22 following document: Motion to Recall Remittitur
23 and Reinstate Appeal with exhibits.

24
25 Copy (s) To: Sweeney Wingate & Barrow P.A.
26 Hartsville, South Carolina

27 
28 Crispus Anderson