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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM SUMTER COUNTY

Court of Common Pleas

R. Ferrell Cochran Jr., Circuit Court Judge

RECEIVED

Case No. 2017-002068

NOV 13 2017

SC Court of Appeals

Charlie L. Jones, Appellant

v.

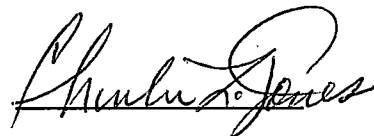
Certain Interested Underwriters at Lloyd's London

Subscribing to Policy Number TMASHO144229, Tapco Underwriters, Inc., Creech,  
Roddey & Watson, and Crawford & Company, Respondents.

MOTION TO DELAY RULING ON RESPONDENTS

MOTION TO DISMISS APPEAL

November 10, 2017



Charlie L. Jones

901 Manning Avenue

Sumter, SC 29150

(803) 572-2998

Appellant comes before this Honorable Court with *Motion to Delay Ruling on Respondents Motion to Dismiss Appeal*, until the entire appeals process are complete. Appellant's Motion are based on the following:

1. On July 5, 2017, the Appellant did file an Appeal.
2. On August 3, 2017, Appellant filed a Motion to Dismiss Appeal, based on the fact that Appellant believed that all respondents should be included in the appeal.
3. A final order for granting Respondents final Summary Judgment Order were hand down by the lower court on September 18, 2017 and received by Appellant on September 26, 2017.
4. After Appellant's filing of the first appeal, Respondents wrote a letter to the Chief Administrative Judge for the Third Judicial Circuit. In Part, the letter states the following: *"We believe this matter is now stayed by Plaintiff's filing of the Notice of Appeal pursuant to Rule 241(a) SCACR, because the outcome of the appeal has an impact on the remainder of the case. Plaintiff has alleged intertwining causes of action against the defendants, and he seeks indivisible damages from all of them." (See Exhibit A).*
5. Appellant would have to submit many of the same documents and evidence to respond to Respondents Motion to Dismiss Appeal, that must go into Appellant's Initial Brief, Record on Appeal and Final Brief. Appellant believes that, for the Appellate Court to have a full understanding of the facts in this case, all evidence including court transcripts, false statements by legal council

and on respondents affidavits, Respondents procedural errors and many other issues that must be submitted through the appeals process.

6. If Respondents believed that intertwining causes of actions were relevant on July 13, 2017, Appellant believe that these intertwining causes of actions previously stated by Respondents maybe relevant now. *(See exhibit A)*.

7. Respondents has stated many impressive cases and case laws in an attempt to make it's points for their motions. However, these presented statues and cases were all preceded by Respondents procedural errors, false statements by Respondents council in part to obtain Summary Judgment orders, and Respondents false or misleading statements in affidavits and other important evidence that were before the lower court, that were not addressed by the lower court.

8. After litigating with Respondents legal council for approximately two(2) years, Appellant believes that Respondents Motion to Dismiss Appeal, in part, is an attempt to gain advance information on what type of information Appellant may include in his initial Brief.

9. Appellant is in compliance with Appellate Rules regarding the filing of this appeal.

10. Appellant filed appeal within thirty (30) days after receiving a *CERTIFIED COPY* of the final order from the Sumter County Clerk's Office. *(See Exhibit B, Appellate Rule 203(b)(1) SCACR)*.

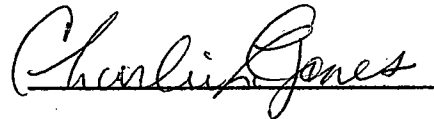
11. Appellant's arguments and positions include the fact that, the lower court knowingly misrepresentations of the material facts on which this case

pivots. These facts determines the applicable laws. The applicable law did not allow the court to do what it wanted to do, so the court changed the material facts so that the law doesn't apply. The court rendered its decisions without reasons or factual findings. The court's rulings were a gross abuse of discretion.

Based on the foregoing, Appellant request of this Appeals Court not to make its rulings on Respondents Motions to Dismiss Appeal, until the entire appeals process has been completed and oral arguements have been heard by the parties.

Respectfully Submitted

November 10, 2017

A handwritten signature in cursive script that reads "Charlie L. Jones". The signature is written in black ink and is positioned above a horizontal line.

Charlie L. Jones

901 Manning Avenue

Sumter, SC 29150

(803) 572-2998

Email [jonesafricanstudent@gmail.com](mailto:jonesafricanstudent@gmail.com)

ETH A

July 13, 2017

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SC Court of Appeals

Attorneys at Law  
Alabama  
Florida  
Louisiana  
Mississippi  
South Carolina  
Tennessee  
Texas  
Washington, DC

Via Email: rcothranj@sccourts.org

The Honorable R. Ferrell Cothran, Jr.  
Chief Administrative Judge for the Third Judicial Circuit  
16 North Brooks Street  
Manning, SC 29102

Kirby D. Shealy III  
Direct: 803.212.4966  
E-Fax: 803.343.1258  
kirby.shealy@arlaw.com

RE: *Charlie L. Jones v. Certain Interested Underwriters at Lloyd's, London Subscribing to Policy Number TMASHO144229; Tapco Underwriters, Inc.; Creech, Roddey & Watson; and Crawford & Company*  
Civil Action No. 2016-CP-43-00414  
A&R File No.: 000028-000520

Dear Judge Cothran:

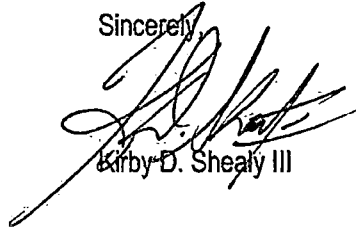
On July 5, 2017, Plaintiff in the above-captioned action filed a Notice of Appeal by which he appealed your orders granting summary Judgment to Defendants Tapco Underwriters, Inc., Crawford & Company and Creech, Roddey & Watson. I have enclosed a copy of the Notice with this letter. Subsequently, by letter to the Clerk of Court dated July 5, 2017, Plaintiff requested that hearings be scheduled on two pending motions on the grounds that Certain Interested Underwriters at Lloyd's ("Underwriters") were not granted summary judgment.<sup>1</sup> I have likewise enclosed a copy of that letter for your reference.

~~We believe that this matter is now stayed by Plaintiff's filing of the Notice of Appeal pursuant to Rule 241(a), SCACR, because the outcome of the appeal has an impact on the remainder of the case. Plaintiff has alleged intertwining causes of action against the defendants, and he seeks indivisible damages from all of them. If the claims against Underwriters were to go forward and damages were determined, that result could prejudice those parties whose potential liability is now subject to appeal if that appeal is successful. We would therefore ask for some clarity from the Court as to the effect of the automatic stay so that we will know whether to file a motion for supersedeas or not.~~

<sup>1</sup> The Court still has Underwriters' motion under advisement.

Many thanks for your consideration of this matter. By copy of this letter, I am informing all parties of this communication with the Court.

Sincerely,



Kirby D. Shealy III

KDSIII/jmt

cc: The Honorable James C. Campbell, Sumter County Clerk of Court  
Charles L. Jones (via email: [jonesafricanstudent@gmail.com](mailto:jonesafricanstudent@gmail.com))  
John R. Moorman, Esquire (via email: [jmoorman@bryanlaw.com](mailto:jmoorman@bryanlaw.com))

Exh. B

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SC Court of Appeals

**RULE 203. NOTICE OF APPEAL**

(a) **Notice.** A party intending to appeal must serve and file a notice of appeal and otherwise comply with these Rules. Service and filing are defined by Rule 233.

(b) **Time for Service.**

(1) *Appeals From the Court of Common Pleas.* A notice of appeal shall be served on all respondents within thirty (30) days after receipt of written notice of entry of the order or judgment. When a timely motion for judgment n.o.v. (Rule 50, SCRCP), motion to alter or amend the judgment (Rules 52 and 59, SCRCP), or a motion for a new trial (Rule 59, SCRCP) has been made, the time for appeal for all parties shall be stayed and shall run from receipt of written notice of entry of the order granting or denying such motion. When a form or other short order or judgment indicates that a more full and complete order or judgment is to follow, a party need not appeal until receipt of written notice of entry of the more complete order or judgment.

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM SUMTER COUNTY

Court of Common Pleas

R. Ferrell Cochran Jr., Circuit Court Judge

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NOV 13 2017

SC Court of Appeals

Appellant Case No. 2017 002068

Charlie L. Jones, ..... Appellant

v.

Certain Interested Underwriters at Lloyd's London Subscribing to Policy Number  
TMASHO144229; Tapco Underwriters, Inc.; Creech, Roddey & Watson; and  
Crawford & Company, ..... Respondents

PROOF OF SERVICE

I certify that I have served *Motion to Delay Ruling on Respondents Motion to Dismiss Appeal*, on Certain Interested Underwriters at Lloyd's London Subscribing to Policy Number TAMASHO144229; Tapco Underwriters, Inc.; Creech, Roddey & Watson; and Crawford & Company, Inc.; by depositing copies of it in the United States Mail, postage prepaid, on November 10, 2017 addressed to their attorneys of record, Kirby Darr Shealy, III, Esquire, at 1501 Main Street, 5th Floor, Columbia, SC 29201; and John Richard Moorman, Esquire, at 17 East Calhoun Street, Sumter, SC 29150.

November 10, 2017

Charlie L. Jones

Charlie L. Jones

901 Manning Avenue

Sumter, SC 29150

(803) 572-2998

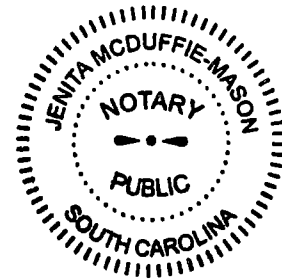
Prose' for Appellant

SWORN to me this 10th Day of November, 2017.

Jenita McDuffie Mason -11-10-17

Jenita McDuffie Mason, NOTARY

My commission expires on 7-15-19



Charlie L. Jones  
901 Manning Avenue  
Sumter, SC 29150  
(803) 572-2998

Email: [jonesafricanstudent@gmail.com](mailto:jonesafricanstudent@gmail.com)

November 10, 2017

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NOV 13 2017  
SC Court of Appeals

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

RE: Certain Interested Underwriters at Lloyd's London Subscribing to Policy Number TMASHO144229, Tapco Underwriters, Inc., Creech, Roddey & Watson, and Crawford & Company, Respondents, Sumter County Case number 2016-CP-43-00414; Appellate Case number 2017-002068:

Dear Ms Kitchings,

Enclosed, please find seven (7) copies of Appellant's *Motion to Delay Ruling on Respondents Motions to Dismiss Appeal*. The original is on top.

Please file documents, and return one (1) copy to me at the above address. A money order for \$25.00 are enclosed.

Sincerely,



Charlie L. Jones

901 Manning Avenue

Sumter, SC 29150

(803) 572-2998

Prose' for Appellant

cc: Kirby Darr Shealy, III, Esquire

John Richard Moorman, Esquire

Charlie L. Jones  
901 Manning Avenue  
Sumter, SC 29150

CPU



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SC Court of Appeals

The Honorable Jenny Abbott Kitchings  
Clerk of Court, SC Court of Appeals  
1220 Senate Street Street  
Columbia, SC 29201