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ROGERS TOWNSEND
ATTORNEYS AT LAW

January 29, 2018

VIA U.S. MAIL AND CERTIFIED MAIL,
RETURN RECEIPT REQUESTED
RESTRICTED DELIVERY

Ronnell Demar Bey
412 Eastover Circle
Summerville, SC 29483

RECEIVED
JAN 31 2018
SC Court of Appeals

RE: *PrimeLending, A PlainsCapital Company v. Ronnell Demar Walker a/k/a
Ronnell D. Walker; South Pointe Homeowners Association*
C/A # 2015-CP-08-00965
RTT File # 506951.00925

Dear Mr. Bey:

Enclosed please find a copy of the Order Granting Defendant's Motion to Compel filed June 16, 2016 and the Affidavit of Fact filed July 6, 2016, that I am providing to you per Court Order filed January 26, 2018. A copy of the Order is attached for your reference.

Sincerely,

Karissa Richardson
Paralegal for Erica G. Lybrand

Enclosures

cc:

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



Moorish National Republic Federal Government
 Societas Republicae Ea Al Maurikanos
 Northwest Amexem / Northwest Africa / North America / 'The North Gate'
 The True Aboriginal and Indigenous Natural Peoples of the Land

RECEIVED

JAN 31 2019

AFFIDAVIT OF FACT

From: Ronnell Demar Bey
 Ex Rel. Ronnell Demar Walker
 Phone Number: 843-509-0077
 C/o 412 Eastover Circle
 Summerville
 Via South Carolina
 Via United States Republic, North America
 Non-Domestic, Non-Resident
 [Zip 29483]

Account Number: 2196000680
 Case Number: 15-CP-08-00965

SC Court of Appeals

Date of Discovery and Disclosure: 01-29-2016

Mailing Date: 6-30-2016

Exhibit: 007

To the Attention of: Diana Tarzia,
 Erica G. Lybrand, Rogers Townsend & Thomas, PC &
 The Representative of PrimeLending, A PlainsCapital Company
 1221 Main Street, 14th Floor
 Columbia, SC 29201
 United States Republic, North America

CLERK OF COURT
 BENNELEY COUNTY, S.C.

16 JUL -6 AM 11:05

FILED

PLAINFF'S STATED GENERAL OBJECTIONS;

1. Plaintiff objects to the Production Requests to the extent they call for Responses that would disclose privileged information including information protected by the attorney-client privilege, attorney work product doctrine, confidential business information or trade secret privileges or any applicable privileges.
2. Plaintiff objects to the Production Requests to the extent they request information, documents, things, facts, opinions, or any other matter prepared in anticipation of litigation or for trial including trial preparation materials relating to expert witness, which is outside the scope of discovery permitted by Rule 26 (b), SCRPC.
3. Plaintiff objects to the Production Requests to the extent they seek to require Responses, information, identification, identification of documents or persons or things, or to impose any obligations beyond what is permitted by the applicable South Carolina Rules of Civil Procedure..

Plaintiff's objection to discovery and disclosure, which was a "duplicated" response to every "clearly" asked discovery and disclosure question:
 Plaintiff objects to this request on the grounds that it is vague and ambiguous, overly broad, not reasonable limited in time, scope and/or subject matter and to the extent it seeks information that is immaterial, irrelevant and not reasonably calculated to lead to the discovery of admissible evidence. Plaintiff also objects to this Request to the extent that it seeks information that is private, proprietary and/or confidential

My understanding and Response to Plaintiff's General objections/
 Discovery Responses:

RW

received
 10/30/16 DW

I Ronnell Demar Bey (Ex Rel: RONNELL DEMAR WALKER) UNDERSTAND, OVERSTAND and INNERSTAND that I am the sole BENEFICIARY/SETTLOR to said TRUST and that I am entitled by law to any and all information private, proprietary and/or confidential that concerns THE ESTATE OF (RONNELL DEMAR WALKER) as Plaintiff is Trustee he/she has certain Obligations and Fiduciary duties that have to be fulfilled/adhered to by law which are as follows:

Pursuant to ARTICLE 7 South Carolina Trust Code; Duties and Powers of Trustee;

1. SECTION 62-7-801. Duty to administer trust.

Upon acceptance of a trusteeship, the *trustee* shall administer the trust in *good faith*, in accordance with its terms and purposes and the interests of the *beneficiaries*, and in accordance with this article.

2. SECTION 62-7-802. Duty of loyalty.

(a) *A trustee shall administer the trust solely in the interests of the beneficiaries.*

3. SECTION 62-7-803. Impartiality.

If a trust has two or more beneficiaries, the *trustee shall act impartially* in investing, managing, and distributing the trust property, *giving due regard to the beneficiaries' respective interests.*

4. SECTION 62-7-804. Prudent administration.

A trustee shall administer the trust as a prudent person would, by considering the purposes, terms, distributional requirements, and other circumstances of the trust. In satisfying this standard, the trustee shall exercise reasonable care, skill, and caution.

5. SECTION 62-7-809. Control and protection of trust property.

A trustee shall take reasonable steps to take control of and protect the trust property.

6. SECTION 62-7-810. Recordkeeping and identification of trust property.

(a) *A trustee shall keep adequate records of the administration of the trust.*

(b) *A trustee shall keep trust property separate from the trustee's own property.*

7. SECTION 62-7-813. Duty to inform and report.

(a) Unless the terms of a trust expressly provide otherwise, while a trust is revocable the trustee's duties under this section are owed exclusively to the settlor.

8. Title 11 U.S. Code section 704(7) Duties of trustee; unless the court orders otherwise, furnish such information concerning the estate and the estate's administration as is requested by a party in interest.

SECTION 62-7-902. Definition's ;as Pursuant South Carolina Code of Laws:

(2) "**Beneficiary**" includes, in the case of a decedent's estate, an heir, legatee, and devisee and, in the case of a trust, an income beneficiary and a remainder beneficiary.

(3) "**Fiduciary**" means a personal representative or a trustee. The term includes an executor, administrator, successor personal representative, special administrator, and a person performing substantially the same function.

(9) "**Person**" means any individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, or government, governmental subdivision, agency, or instrumentality; or public corporation, or other legal or commercial entity.

(11) "**Settlor**" means an individual, including a testator, who creates a trust.

(13) "Trustee" includes an original, additional, or successor trustee, whether or not appointed or confirmed by a court.

(22) "Interested person" or "interested party" means any person or party deemed to be a necessary or proper party under Rule 19 of the South Carolina Rules of Civil Procedure.

Further Understanding:

Federal rules of Civil Procedure Rule 26: Duty to Disclose; General Provisions Governing Discovery

(a) REQUIRED DISCLOSURES.

(1) Initial Disclosure.

(A) *In General.* Except as exempted by Rule 26(a)(1)(B) or as otherwise stipulated or ordered by the court, a party must, without awaiting a discovery request, provide to the other parties:

(i) the name and, if known, the address and telephone number of each individual likely to have discoverable information—along with the subjects of that information—that the disclosing party may use to support its claims or defenses, unless the use would be solely for impeachment;

(ii) a copy—or a description by category and location—of all documents, electronically stored information, and tangible things that the disclosing party has in its possession, custody, or control and may use to support its claims or defenses, unless the use would be solely for impeachment;

(iii) a computation of each category of damages claimed by the disclosing party—who must also make available for inspection and copying as under Rule 34 the documents or other evidentiary material, unless privileged or protected from disclosure, on which each computation is based, including materials bearing on the nature and extent of injuries suffered; and

(iv) for inspection and copying as under Rule 34, any insurance agreement under which an insurance business may be liable to satisfy all or part of a possible judgment in the action or to indemnify or reimburse for payments made to satisfy the judgment.

Federal rules of Civil Procedure Rule 8: General Rules of Pleading

(a) CLAIM FOR RELIEF. *A pleading that states a claim for relief must contain: (1) a short and plain statement of the grounds for the court's jurisdiction, unless the court already has jurisdiction and the claim needs no new jurisdictional support;*

(2) a short and plain statement of the claim showing that the pleader is entitled to relief; and

(3) a demand for the relief sought, which may include relief in the alternative or different types of relief.

Federal rules of Civil Procedure :Rule 37. Failure to Make Disclosures or to Cooperate in Discovery; Sanctions

(a) MOTION FOR AN ORDER COMPELLING DISCLOSURE OR DISCOVERY

(1) *In General.* On notice to other parties and all affected persons, a party may move for an order compelling disclosure or discovery. The motion must include a certification that the movant has in good faith conferred or attempted to confer with the person or party failing to make disclosure or discovery in an effort to obtain it without court action

(A) *To Compel Disclosure.* If a party fails to make a disclosure required by Rule 26(a), any other party may move to compel disclosure and for appropriate sanctions.

(B) *To Compel a Discovery Response.* A party seeking discovery may move for an order compelling an answer, designation, production, or inspection. This motion may be made if:

- (i) a deponent fails to answer a question asked under Rule 30 or 31;
- (ii) a corporation or other entity fails to make a designation under Rule 30(b)(6) or 31(a)(4);
- (iii) a party fails to answer an interrogatory submitted under Rule 33; or
- (iv) a party fails to produce documents or fails to respond that inspection will be permitted—or fails to permit inspection—as requested under Rule 34.

Federal rules of Civil Procedure: Rule 37 :(4) (a), an evasive or incomplete disclosure, answer, or response must be treated as a failure to disclose, answer, or respond.

Further obligations not Fulfilled:

Diana Tarzia doing business as PrimeLending A PlainsCapital Company, through its Representatives or Assigns, is hereby '**Requested**' to produce any and all '**Allonge**' or '**Riders**'; any '**Bills of Exchange**'; and any other '**Promissory Note(s)**' (*exposing the front(s) and the back(s)*) complete with any '**Affixations**' or '**Allocations**' attached to, or associated with, the Borrower's '**Original Promissory Note**' and used for '**Endorsements**'

Diana Tarzia doing business as PrimeLending A PlainsCapital Company and its Representative(s) or its Assigns have claimed to be a '**Secured Party-of-Interest**' in the alleged '**Loan**' and thus, are parties to the associated Case Number 15-CP-08-00965. Therefore the requisite, obligatory, documented and preserved pre-existing Records and Manifests are required by Law to have been confirmed and placed into '**Evidence**' by identifiable and confirmable delegated Representatives and profiteers acting for Diana Tarzia doing business as PrimeLending A PlainsCapital Company. Law and '**due process**' required the requested, pre-existing evidence to be presented, examined and confirmed as true and correct in order for the claimants to lawfully initiate any court '**Actions**' in this Case and controversy. Proof and Disclosure of all the Exhibits of that Oath - affirmed '**Evidence**' and filing is also hereby formally '**Requested**'.

Any failure or avoidance on the part of the Representatives / Assigns / Claimants to effectuate the forwarding of complete answers to this Request, and a failure of the Representatives or Assigns to '**Respond**' to this lawful '**Writ in the Nature of Request, Discovery and Disclosure**'; and the failure of any of them to responsibly and to fully answer all 12 of the clearly - specified, Loan - related Requests herein listed, will be considered an affirmation of fact and evidence that Diana Tarzia doing business as PrimeLending A PlainsCapital Company and its Representative(s) or Assigns have no valid claim; have no lawful '**Interests**' in the Estate or property; and that the claimants have no lawful debt '**Claims**' or '**Title(s) of Ownership**' in the alleged property, estate, or Loan matter at hand; nor do the claimants have standing in the said controversy.

The Representatives, Trustees, Feoffers, or Assigns are to materially and expediently return this same Request, Discovery and Disclosure (*as presented*) and with all twelve (12) points or issues fully answered within the **allotted twenty (20) days of Receipt** of the same. Any untoward or deceptive acts; misrepresentations; diversions; deceitful redirections; or any incomplete or non-answered Response to the questions presented to the Representatives, Holders or Trustees, etc., will be considered an affirmation of secrete, disguise, and disingenuous intent. Any avoidance of truth shall be considered an '**Inducement to Fraud**'; and the said '**Failure of Response**' on the part of the Representatives, Trustees, Feoffers, or Assigns, neglecting their responsibilities to answer every one (*and all of the specific twelve (12) above - noted Loan - issues*) shall constitute

a violation of Trust, a breach Trust, and a tacit acquiescence, established for the record by non-compliance. The same dispensations shall be published for the Public Record.

Any willful 'Non-Disclosure' and Default; in this matter shall be deemed a Dishonor; and thereby voiding all positions of trust. Any Allegations or Claims of Ownership or interest made by Diana Tarzia doing business as PrimeLending A PlainsCapital Company or by its Representatives, trustees, Feoffers, Agents, Contractors, or Assigns, shall be held as Null and Void. The Affiant reserves all Rights of Claim; and the Affiant's Affidavit of Request and Discovery and Disclosure shall stand as Law.

In Conclusion:

*I Ronnell Demar Bey in propria persona, sui juris (in ones' own proper person) also understand that once a claim is filed with the courts it has to be proven without reasonable doubt by the person/s making the claim that it is indeed valid in order for judgment to be rendered, I have attempted in GOOD FAITH to confer with the plaintiff to obtain documentation in order to prepare a proper defense to which I have been repeatedly denied, (in which I possess certified mail receipts as evidence of attempts) therefore pursuant *Federal Rules of Civil procedure 12(b)(6) failure to state a claim upon which relief can be granted, I move to have this case dismissed with prejudice (dismissed permanently) (A case dismissed with prejudice is over and done with, once and for all, and can't be brought back to court)**

This Legal Notice to Principal is a Legal Notice to Agent; and this Legal Notice to Agent is a Legal Notice to Principal.

Sincerely Yours,

I Am: Ronnell Demar Bey
Name: Natural Person, In Propria Persona, Sui Juris, Sui Heredes, Authorized Representative; All Rights Reserved.
Witness: Diana Tarzia
Name: Natural Person, In Propria Persona, Sui Juris, Sui Heredes, Authorized Representative; All Rights Reserved.
Witness: Sharon L Muldrew
Name: Natural Person, In Propria Persona, Sui Juris, Sui Heredes, Authorized Representative; All Rights Reserved

cc:

The Honorable Dale Van Slambrook
Master in Equity for Berkeley County
Post Office Box 1163
Moncks Corner, SC 29461

Scribed and affirmed before me, SHARON L MULDREW, Notary Public,
On 30th day of June 2016 having proven to me on the basis of satisfactory evidence to be the person who appeared before me.

Commission Expiration: 03/09/2021

Seal

Signature: Sharon L Muldrew

STATE OF SOUTH CAROLINA
COUNTY OF BERKELEY
PrimeLending, A PlainsCapital Company,
Plaintiff,
v.
Ronnell Demar Walker a/k/a Ronnell D.
Walker; South Pointe Homeowners
Association;
Defendants.

IN THE COURT OF COMMON PLEAS
DOCKET NO.: 2015-CP-08-00965

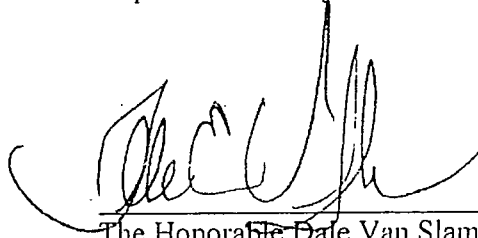
**ORDER GRANTING DEFENDANT'S
MOTION TO COMPEL**

(506951.00925 EL1)

This matter came before me at a hearing on June 13, 2016, on Defendant Ronnell Demar Walker's Motion to Compel discovery responses from Plaintiff filed on May 16, 2016. The court makes the following ruling based on the evidence presented and the arguments of counsel:

1. Defendant's Motion to Compel is hereby granted. Plaintiff is ordered to provide responses to Defendants Request for Production within 10 days from the date of hearing.
2. If Plaintiff has any objections to the Requests, those objections must be made in a formal response to the Discovery Requests.

IT IS SO ORDERED.



The Honorable Dale Van Slambrook
Master in Equity, Berkeley County

Moncks Corner, South Carolina
June 16, 2016

RECEIVED

JAN 31 2018

SC Court of Appeals

PAUL H. BROWN
CLERK OF COURT
BERKELEY COUNTY, S.C.

16 JUN 16 PM 1:36

Handwritten initials
FILED

The South Carolina Court of Appeals

PrimeLending, A PlainsCapital Company, Respondent,

v.

Ronnell Demar Walker a/k/a Ronnell D. Walker; and
South Pointe Homeowners Association, Defendants,

Of whom Ronnell Demar Walker a/k/a Ronnell D.
Walker is the Appellant.

Appellate Case No. 2016-002234

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JAN 31 2018

SC Court of Appeals

ORDER

Respondent's second motion to correct the record is granted. Within ten days of this order, Respondent shall provide Appellant with copies of (1) Defendant's Motion to Compel filed June 16, 2016, and (2) the Affidavit of Fact filed on July 6, 2016. Within twenty days of receipt of the documents from Respondent, Appellant shall serve and file an amended record on appeal. The amended record must include all matters listed in the parties' designations of matter, including the documents provided by Respondent and the entire transcript of the October 13, 2016 non-jury trial. The amended record shall begin with an index, which reflects the page number for the first page of each document included in the record. The amended record shall not include cover pages for the documents in the record or any other written explanation relating to the documents included. Finally, the amended record must be consecutively paginated, beginning with the index.


FOR THE COURT

Columbia, South Carolina

FILED

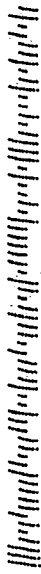
January 26, 2018

cc:

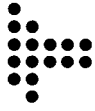
Ronnell Demar Bey

Erica Greer Lybrand, Esquire

Nikole Deanna Haltiwanger, Esquire



9400 6746810262



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ATTORNEYS AT LAW

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SC Court of Appeals

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