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April 11, 2018

*Via Email: [jkitchings@sccourts.org](mailto:jkitchings@sccourts.org)*  
*And by US Mail (with original signatures)*

South Carolina Court of Appeals  
Calhoun State Office Building  
1220 Senate St.  
Columbia, SC 29201

**Re: *Fisher v. Huckabee***  
***Appellate Case no. 2018-000566***  
***(Previously filed in Supreme Court as case no. 2018-000604)***

Dear Ms. Kitchings,

Thank you for speaking to me briefly this morning. As I indicated, I noticed on the website that our Petition for Writ of Supersedeas was not on the case document list. I (Lisa Fisher) called and confirmed that you received the writ and it was transferred when the matter was consolidated. It appears that the court is treating this as a regular motion, and waiting 10 days to determine if there will be a return.

We are asking that you transfer this letter to the appropriate person/persons to consider the unfortunate results of delay in review of this case. If the court does not act immediately, loss of the assets and increase in costs will result. We believe that under rule 241 (d)(6), this court has authority to issue this stay immediately and that the original petition provided the necessary information under section (d)(6)(A).

As the April 3, 2018 order (Writ, p. 67) of Judge Hughston indicates,<sup>1</sup> he has ordered ejection of the caregiver who is safeguarding the property on Lisa Fisher's behalf as former conservator of the estate. As the court knows, Lisa Fisher has a duty to protect the property pending determination of the proper person for disbursement. (S.C. Code § 62-5-425(d) and § 62-7-707). This case is very complicated, however the order of April 3, 2018 releases the property to Respondent Bessie Huckabee, who testified that she can't get a bond, and Respondent Kay Passailague Slade,

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<sup>1</sup> It is important to note that Judge Hughston's service of the order did not wait the required 10 days for enforcement of said order. (Rule 62, SCRCP) This has caused a great urgency in getting this Court the appropriate papers. Also, Appellants were deprived of their ability to seek a new trial by Judge Hughston's sanction precluding us from filing any motions in the circuit court. (Order of April 3, 2018, Writ, p. 67)

*Lisa Fisher*  
*Betty Fisher*

*re: Fisher v. Huckabee*  
*Court of Appeal case no. 2018-000566*

without any protections to Appellants, Betty Fisher and Lisa Fisher. Moreover, release of the house to Respondents in the long run will increase costs. As conservator, I have been paying the costs for the house pending resolution of the Petition for Writ of Certiorari, SC Case no. 2017-000743. This case dealt specifically with the freeze on the monies and control of the property. **It is still our contention that the matter is subject to the automatic stay pending final determination by the Supreme Court.**

We ask the court to view this as an emergency petition, which we presented it as. If the court wants/needs response by Respondents, then we ask for a stay pending such response and reply.

Our lives were forever changed by the loss of our aunt/great aunt Alice Shaw Baker, and we merely wish to have a fair trial to protect her interests in the property and in all of our due process rights. We believe the denial of Rule 52 findings, deprivation of the right to preserve Appellate rights by filing of a New Trial motion, the improper independent investigation by Judge Hughston, and so much more, mandate reversal. Allowing Respondents to obtain the benefits of the property after these due process, equal protection, statutory, and common law violations would be a travesty.

We pray that you will consider this request for emergency review seriously. Thank you for your assistance. As set forth below, we are serving this letter on all parties. My cell phone number is (562) 965-3267 if you have any questions or require an additional motion fee.

Sincerely,



Lisa Fisher, Esq.

Betty Fisher

(Original signatures on copy sent via US Mail)

cc: John Hughes Cooper, Esquire  
[shiplaw@jhcooper.com](mailto:shiplaw@jhcooper.com)

Honorable Thomas L. Hughston, Judge Presiding  
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