

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

THE STATE OF SOUTH CAROLINA
On Appeal from the Superior Court
of Jasper County

Referee Judge Benjamin CP Sapp
2015-CP-27-00524

Appellant Case No. 2017-002286

RECEIVED
MAY 02 2018
SC Court of Appeals

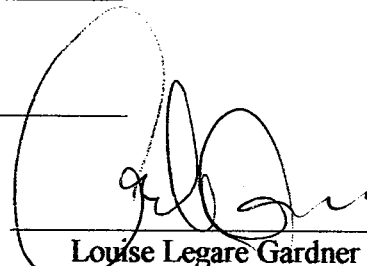
Deutsche Bank National Trust Company, as Trustee for GSAA Home Equity Trust 2006-17, Asset-Backed Certificates, Series 2006-17, Respondent,

vs.

Louise Legare Gardner; One West Bank, National Association s/b/m to IndyMac Bank F.S. B.,
Defendants,
Of which Louise Legare Gardner is the Appellant.

RECORD ON APPEAL

Dated this 30th day of April, 2018



Louise Legare Gardner
Appellant in Propria Persona
c/o Post Office Box 3443
Bluffton, SC 29910

Attorney's for Respondent
Genevieve S Johnson, Esquire; Bradford M Strokes; Et al
c/o BROCK & SCOTT PLLC
3800 Fernandina Road Suite #110
Columbia, SC 29210

Michael C Griffin & Jonathan Schulz, Esquire
BRADLEY ARANT BOULT CUMMING
214 N. Tryon Street Suite 3700 Charlotte NC 28202

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STATE OF SOUTH CAROLINA

COUNTY OF JASPER

Deutsche Bank National Trust Company, as
Trustee for GSAA Home Equity Trust 2006-17,
Asset-Backed Certificates, Series 2006-17,

Plaintiff,

vs.

Louise Legare-Gardner; CIT Bank, National
Association s/b/m to IndyMac Bank, F.S.B.,

Defendant(s).

IN THE COURT OF COMMON PLEAS

CASE NO.: 2015-CP-27-00524

MOTION TO RESTORE

The undersigned attorney for Brock & Scott, PLLC, Attorneys for the Plaintiff, has moved before this Court to restore the above-captioned case. Based upon the record in this case, I make the following findings of salient fact and conclusion of law:

1. In the above-captioned action, at the request of the Plaintiff, the case was stricken from the file book by an Order of Stay filed previously with the Jasper County Clerk of Court due to the Defendant(s), Louise Legare-Gardner filing under Chapter 13 of the United States Bankruptcy Code.

2. The bankruptcy has been dismissed by order of the Bankruptcy Court dated June 9, 2017 (a copy attached hereto as Exhibit "A").

3. In the interest of judicial economy, justice and equity and for good cause shown, this case shall be restored.

4. This case has been referred to The Honorable Benjamin C.P. Sapp, Special

CASE NO.: 2015-CP-27-00524

Page 1 of 2

15-23075



Referee for Jasper County for final disposition, and a final hearing shall be held at such date and time as may hereinafter be set.

I SO MOVE:

s/ Bradford M. Stokes

Bradford M. Stokes, SC Bar 78032
Brock & Scott, PLLC
3800 Fernandina Road, Suite 110
Columbia, SC 29210
Phone: 803-454-3540
Attorney for Plaintiff

STATE OF SOUTH CAROLINA

COUNTY OF JASPER

Deutsche Bank National Trust Company, as
Trustee for GSAA Home Equity Trust 2006-17,
Asset-Backed Certificates, Series 2006-17,

Plaintiff,

vs.

Louise Legare-Gardner; CIT Bank, National
Association s/b/m to IndyMac Bank, F.S.B.,

Defendant(s).

IN THE COURT OF COMMON PLEAS

CASE NO.: 2015-CP-27-00524

ORDER TO RESTORE

The undersigned attorney for Brock & Scott, PLLC, Attorneys for the Plaintiff, has moved before this Court to restore the above-captioned case. Based upon the record in this case, I make the following findings of salient fact and conclusion of law:

1. In the above-captioned action, at the request of the Plaintiff, the case was stricken from the file book by an Order of Stay filed previously with the Jasper County Clerk of Court due to the Defendant(s), Louise Legare-Gardner filing under Chapter 13 of the United States Bankruptcy Code. 2. The bankruptcy has been dismissed by order of the Bankruptcy Court dated June 9, 2017 (a copy attached hereto as Exhibit "A").

3. In the interest of judicial economy, justice and equity and for good cause shown, this case shall be restored.

4. This case has been referred to The Honorable Benjamin C.P. Sapp, Special Referee for Jasper County for final disposition, and a final hearing shall be held at such date and time as may hereinafter be set.

THEREFORE, based upon the motion of the undersigned Attorney for the Plaintiff, and upon my review of the record in this case,

IT IS ORDERED that the above-captioned action shall be restored to the file book

and shall return to the status the case held immediately prior to the order of stay filed June 6, 2017.

AND IT IS SO ORDERED.

JUDGES SIGNATURE PAGE FOR FREE

**U.S. BANKRUPTCY COURT
District of South Carolina**

**EXHIBIT
"A"**

Case Number: **17-02306-jw**

ORDER ON MOTION TO DISMISS CASE

The relief set forth on the following pages, for a total of 2 pages including this page, is hereby ORDERED.

**FILED BY THE COURT
06/09/2017**



Entered: 06/09/2017

John E. Waites
US Bankruptcy Judge ©
District of South Carolina

IN RE:

LOUISE LEGARE GARDNER

Debtor(s).

CHAPTER 13

CASE NO: 17-02306-JW

ORDER DISMISSING CASE ON MOTION OF
DEBTOR(S)

This matter is before the Court on a motion to dismiss pursuant to 11 U.S.C. § 1307(b) filed by LOUISE LEGARE GARDNER.

IT IS ORDERED that:

1. The case of LOUISE LEGARE GARDNER is dismissed; and
2. Any fees due to the Clerk of Court pursuant to 28 U.S.C. § 1930 and the appendix thereto, shall be paid within ten (10) days of the entry of this Order, unless otherwise ordered by the Court.

AND IT IS SO ORDERED.

**STATE OF SOUTH CAROLINA
COUNTY OF JASPER
IN THE COURT OF COMMON PLEAS**

**DEUTSCHE BANK NATIONAL TRUST
COMPANY, AS TRUSTEE FOR GSAA
HOME EQUITY TRUST 2006-17,
ASSET-BACKED CERTIFICATES,
SERIES 2006-17**

PLAINTIFF

v.

CASE NO. 2015-CP-27-00524

LOUISE LEGARE-GARDNER

DEFENDANT

**NOTICE OF HEARING ON DEFENDANT'S MOTION TO SET AND
CERTIFICATE OF READINESS FOR TRIAL**

PLEASE TAKE NOTICE that the defendant's Motion to Set and Certificate of Readiness for Trial will be brought to be heard before this court on August 23rd 2017 at 9:00 AM before Judge Benjamin C.P. Sapp.

Please govern yourselves accordingly.

DATED this 26 day of July 2017.



Louise Legare Gardner, Defendant

2017 JUL 28 AM 10:59
CLERK OF COURT
JASPER COUNTY

FILED

**STATE OF SOUTH CAROLINA
COUNTY OF JASPER
IN THE COURT OF COMMON PLEAS**

**DEUTSCHE BANK NATIONAL TRUST
COMPANY, AS TRUSTEE FOR GSAA
HOME EQUITY TRUST 2006-17,
ASSET-BACKED CERTIFICATES,
SERIES 2006-17**

PLAINTIFF

v.

CASE NO. 2015-CP-27-00524

LOUISE LEGARE-GARDNER

DEFENDANT

MOTION TO SET AND CERTIFICATE OF READINESS FOR TRIAL

The defendant Louise Legare Gardner hereby certifies that the above captioned matter is at issue and ready for trial and requests a trial scheduling order from the court.

DATED this 28 day of July 2017.



Louise Legare Gardner, Defendant

2017 JUL 28 AM 10:59
CLERK OF COURT
JASPER COUNTY

FILED

**STATE OF SOUTH CAROLINA
COUNTY OF JASPER
IN THE COURT OF COMMON PLEAS**

**DEUTSCHE BANK NATIONAL TRUST
COMPANY, AS TRUSTEE FOR GSAA
HOME EQUITY TRUST 2006-17,
ASSET-BACKED CERTIFICATES,
SERIES 2006-17**

PLAINTIFF

v.

CASE NO. 2015-CP-27-00524

LOUISE LEGARE-GARDNER

DEFENDANT

_____ /

CERTIFICATE OF SERVICE

I Louise Legare Gardner hereby certify that a true and correct copy of the foregoing was mailed to the plaintiff's attorney, Bradford M Stokes other involved Heather Cox, Chad Burgess, William P Stork by first class mail to: 3800 Fernandina Road, Suite 110, Columbia, SC 29210, on this 28 day of July 2017.

By: UG

2017 JUL 28 AM 10:59
CLERK OF COURT
JASPER COUNTY

FILED

CHIEF ADMINISTRATIVE JUDGE
14TH JUDICIAL CIRCUIT

Common Pleas
265 Russell Street
Ridgeland, SC 29936-0248

CLERK OF COURT
JASPER COUNTY

2017 AUG - 8 PM 4: 55

FILED

RE: 2015CP2700524
Gardner

Deutsche Bank National Trust Company VS Louise Legare-

The above referenced case will be placed on the Docket for motion to be heard the week beginning August 24, 2017 at 9:30 AM in Jasper County Courthouse, Courtroom 2ND FLOOR, located at 265 Russell Street. This Roster is available at www.sccourts.org.

ALL motions on this roster are subject to be heard. Any request for a continuance is considered a Motion and requires a \$25.00 Motion fee, which must be paid at the time of the request. Requests may be submitted to the presiding judge. If your motion is settled, please notify us in writing immediately.

If you have any communication regarding this motion, please do NOT call this office. Please send it in writing, via fax (843) 726-7711 or e-mail at the following address: mbostick@jaspercountysc.gov.

WAS CANCELLED BY CLERK.
JUST PRIOR TO THE HEARING
TOLD ME I HAD TO ATTEND
SEPTEMBER 5TH HEARING
WITH REFERENCE

Margaret Bostick

August 8, 2017

CPSCAATTY



Consumer Hotline
844-856-6646
Phone:
803-454-3540

3800 Fernandina Road, Suite 110, Columbia, SC 29210
ConsumerContact@brockandscott.com
www.brockandscott.com

Fax:
803-454-3541

August 7, 2017

To All Interested Parties:

RE: Deutsche Bank National Trust Company, as Trustee for GSAA
Home Equity Trust 2006-17, Asset-Backed Certificates, Series
2006-17 v. Louise Legare-Gardner, et al.
Case Number: 2015-CP-27-00524
B&S File No.: 15-23075 FC01

Please find enclosed herewith and served upon you the Notice of Supplemental Hearing which includes the date, time and location of the final foreclosure hearing in the above referenced matter. Please read the document carefully and notify us at (803) 454-3540 if you plan to attend the hearing.

Respectfully,

Brittany R. Sloan
Litigation Paralegal
Brock & Scott, PLLC

Enclosures

cc: The Honorable Benjamin C.P. Sapp

*****THIS COMMUNICATION IS FROM A DEBT COLLECTOR. THIS IS AN ATTEMPT TO COLLECT A DEBT, AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. IF YOU HAVE RECEIVED A DISCHARGE IN BANKRUPTCY, AND YOU HAVE NOT REAFFIRMED THIS DEBT, THIS NOTICE CONSTITUTES NEITHER A DEMAND FOR PAYMENT NOR A NOTICE OF PERSONAL LIABILITY.*****

STATE OF SOUTH CAROLINA
COUNTY OF JASPER

IN THE COURT OF COMMON PLEAS
C/A NO.: 2015-CP-27-00524

Deutsche Bank National Trust Company, as
Trustee for GSAA Home Equity Trust 2006-
17, Asset-Backed Certificates, Series 2006-
17,

Plaintiff,

vs.

Louise Legare-Gardner; CIT Bank, National
Association s/b/m to IndyMac Bank, F.S.B.,
Defendant(s).

**NOTICE OF SUPPLEMENTAL
HEARING**

YOU WILL PLEASE TAKE NOTICE THAT, by virtue of the Order of Reference issued in the above-entitled cause, The Honorable Benjamin C.P. Sapp, Special Referee for Jasper County, has appointed September 5, 2017 at 1:00PM at 125 S. Jeffries Blvd., Walterboro, SC 29488, as the time and place for holding a Supplemental Hearing in Foreclosure, at which time and place all interested parties will appear, and that the Plaintiff intends to prepare and submit a Record of Hearing containing written testimony. The Special Referee will be authorized to enter a final judgment and to order the judicial sale of the property subject to foreclosure herein.

You are requested to notify Brock & Scott, PLLC at phone number (803) 454-3540 of your intention to appear.

s/ Genevieve S. Johnson

Genevieve S. Johnson, SC Bar No: 78480
Brock & Scott, PLLC
Westpark Center
3800 Fernandina Road Suite 110
Columbia, SC 29210
Phone 803-454-3540 Fax 803-454-3541
Attorneys for Plaintiff

Dated: August 7, 2017
Columbia, South Carolina

15-23075 FC01



STATE OF SOUTH CAROLINA
COUNTY OF JASPER
Deutsche Bank National Trust Company, as
Trustee for GSAA Home Equity Trust 2006-
17, Asset-Backed Certificates, Series 2006-
17,

Plaintiff,

vs.

Louise Legare-Gardner; CIT Bank, National
Association s/b/m to IndyMac Bank, F.S.B.,
Defendant(s).

IN THE COURT OF COMMON PLEAS
C/A NO.: 2015-CP-27-00524

CERTIFICATE OF SERVICE BY MAIL

The undersigned hereby certifies that she is an employee of Brock & Scott, PLLC, and is a person of such age and discretion as to be competent to serve papers.

That on the 7th day of August, 2017, she served a copy of the Notice of Supplemental Hearing by placing said copy in a postage paid envelope addressed to each of the following persons at the address stated below, which is the last known address, and by depositing said envelope and contents in the U.S. Mail.

Pleading: Notice of Supplemental Hearing

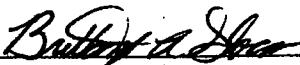
Party (ies) Served:

Occupant(s)
1471 South Okatie Highway
Hardeeville, SC 29927

Louise Legare-Gardner
Post Office Box 3443
Bluffton, SC 29910

CIT Bank, National Association s/b/m to
IndyMac Bank, F.S.B.
c/o Officer or Authorized Agent
2150 South 1300 East, Suite 400
Salt Lake City, UT 84106

The Honorable Benjamin C.P. Sapp
Jasper County Special Referee
PO Box 258
Walterboro, SC 29488



Brittany R. Sloan
Litigation Paralegal
Brock & Scott, PLLC

Columbia, South Carolina

STATE OF SOUTH CAROLINA

COUNTY OF JASPER

IN THE COURT OF COMMON PLEAS

**DEUTSCHE BANK NATIONAL TRUST
COMPANY, AS TRUSTEE FOR GSAA
HOME EQUITY TRUST 2006-17, ASSET
BACKED CERTIFICATES, SERIES 2006-17**

PLAINTIFF(S)

v.

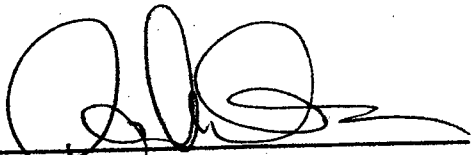
CASE NO. 2015-CP-27-00524

**LOUISE LEGARE- GARDNER, CTI BANK, NATIONAL
ASSOCIATION S/B/M TO INDYMAC BANK F.S.B;
DEFENDANT(S)**

**DEFENDANT'S OBJECTION TO HEARING SCHEDULE
AND REQUEST FOR TRIAL SCHEDULING ORDER**

Defendant **objects** to the hearing scheduled **unilaterally** by the plaintiff and the clerk and requests that this court establish a trial scheduling order at the time set for hearing of September 5th 2017. The defendant has provided an affidavit supporting this motion.

DATED this 31st day of August 2017.



Louise Legare Gardner, Defendant

CLERK OF COURT
JASPER COUNTY

317 SEP - 1 PM 1: 15

FILED

regarding the 2 MOTIONS she told me it would not be heard and somehow one case number was an incorrect case. After speaking with 2 different people I requested the hearing be set ASAP and corrected.

→ They told me Miss Bostick would be calling the office and they would get back to me. No one called.... 3 days later I called back I was transferred to the scheduling person she told me the problem had been fix and I would have the -0524 on the Thursday the 24th of August and 0171 on Friday the 25th of August. I returned home the 22nd of August went to the post office to get my mail had 3 hearing notices not 2. Contacted the clerk Miss Bostick on the 23rd of August she was there. She said one case was an error cancelled the hearing. The other case 0524 she said would not take place it had to be heard by original referee in a different county. I was not to happy and requested she contact the Judge and set up a hearing ASAP she confirmed she would call Mr. Sapp right away HIS OFFICE and would send the MOTION to the JUDGE IF SHE HAD NOT BEEN DONE YET SO AND WOULD GET BACK TO ME ASAP. SHE DIDN'T GET BACK TO ME.

It's worth nothing also that on the 22nd OF AUGUST I HAD ALSO RECEIVED A NOTICE FROM ATTORNEYS ON THE SAME CASE REGARDING A NOTICE OF SUPPLEMENTAL HEARING AND HEARING SET FOR SEPT 5 TH ON THE FORECLOSURE AND SALE OF MY HOME. IT HAD BEEN FILED by attorneys 2 days after receiving my MOTION FOR TRAIL ON THE SAME CASE. I just have to wonder how the attorneys have no problem getting hearings and are given special treatment, while I am denied access to the court like I'm some kind of dog.

In my other case pending before this court, just to illustrate that this problem is systemic; ON August 25th I attended the hearing for MOTION for SJ on 0171 JUDGE could not give me my Judgment because of Clerk error and was postponed ALL THE WAY TO OCTOBER because the clerk's office mis-informed me and dint mail the NOTICE OF HEARING TO DEFENDANT(S)

On FRIDAY THE 25th I forwarded all documents on case number 0524 in an email requesting an order and court hearing date, to referee JUDGE SAPP.

STATE OF SOUTH CAROLINA
COUNTY OF JASPER
IN THE COURT OF COMMON PLEAS

**DEUTSCHE BANK NATIONAL TRUST
COMPANY, AS TRUSTEE FOR GSAA
HOME EQUITY TRUST 2006-17, ASSET
-BACKED CERTIFICATES, SERIES 2006-17**

PLAINTIFF(s)

v.

CASE NO. 2015-CP-27-00524

**LOUISE LEGARE- GARDNER, CTI
BANK, NATIONAL ASSOCIATION S/B/M
TO INDYMAC BANK F.S.B;**

DEFENDANT(s)

_____ /

CERTIFICATE OF SERVICE

I Louise Legare Gardner hereby certify that a true and correct copy of the foregoing was sent to Plaintiff's attorney, by first class mail addressed to: Chad Burgess, at the office address of 3800 Fernandina Road, Suite 110, Columbia, SC 29210 and Genevieve S. Johnson at the address of 3800 Fernandina Road, Suite 110, Columbia, SC 29210, on this 1st day of September 2017.

By: 

**FILED
17 SEP - 1 PM 1:16
CLERK OF COURT
JASPER COUNTY**

FILED

STATE OF SOUTH CAROLINA
COUNTY OF JASPER
IN THE COURT OF COMMON PLEAS

**DEUTSCHE BANK NATIONAL TRUST
COMPANY, AS TRUSTEE FOR GSAA
HOME EQUITY TRUST 2006-17,
ASSET-BACKED CERTIFICATES,
SERIES 2006-17**

PLAINTIFF

v.

CASE NO. 2015-CP-27-00524

LOUISE LEGARE GARDNER

DEFENDANT

PROPOSED TRIAL SCHEDULING ORDER

This matter having been heard before this court on defendant's Request for Trial Scheduling Order and the court been properly advised in the premises, it is **HEREBY ORDERED AND ADJUDGED,**

Setting a pre-trial conference for the date of December 7th 2017 and a trial for February 21st 2018; both parties must complete discovery before the pre-trial conference date.

DATED this ___ day of September, 2017.

JUDGE:

Copy to:

**William Stork, Plaintiff's attorney
3800 Fernandina Road, Suite 110, Columbia, SC 29210**

**Louise Legare Gardner, Defendant
Post Office Box 3443; Bluffton, South Carolina [29910]**

STATE OF SOUTH CAROLINA
COUNTY OF JASPER

IN THE COURT OF COMMON PLEAS
CASE NO.: 2015-CP-27-00524

Deutsche Bank National Trust Company, as
Trustee for GSAA Home Equity Trust 2006-
17, Asset-Backed Certificates, Series 2006-
17,

Plaintiff,

v.

Louise Legare-Gardner; CIT Bank, National
Association s/b/m to IndyMac Bank, F.S.B.,

Defendant(s)

ORDER DENYING DEFENDANT'S
OBJECTION TO HEARING SCHEDULE
AND REQUEST FOR TRIAL SCHEDULING
ORDER/MOTION TO SET AND
CERTIFICATE OF READINESS FOR TRIAL
AND
ORDER GRANTING PLAINTIFF'S
REQUEST TO RE-SET PROPERTY FOR
FORECLOSURE SALE

Pursuant to Rule 53 of the South Carolina Rules of Civil Procedure (hereinafter "SCRCP"), the above-entitled matter was referred to the undersigned Special Referee to make appropriate findings of fact and conclusions of law, with authority to enter a final Judgment in the cause.

PROCEDURAL BACKGROUND:

1. Plaintiff filed a mortgage foreclosure action on December 7, 2015.
2. Defendant Louise Legare-Gardner (hereafter Defendant Gardner) was properly served with the Summons and Complaint on January 20, 2016.
3. In response, Defendant Gardner filed a document entitled "Notice about Citizenship," "Affidavit of Facts Concerning American Citizens" and Response to Complaint on February 16, 2016.
4. On February 24, 2016, the case was referred to the Honorable Benjamin C.P. Sapp as Special Referee.
5. Pursuant to said reference, a hearing was held on April 1, 2016.

File reference: 15-23075

CID487422

DID200284

6. An Order Granting Plaintiff's Motion to Strike, pursuant to Rule 12 (f) of the South Carolina Rules of Civil Procedure was entered on April 25, 2016.
7. An Order entitled "Special Referee's Order and Judgment of Foreclosure and Sale" (hereinafter "Order") was entered on April 25, 2016.
8. The Order was not appealed.
9. On June 1, 2016, Defendant Gardner filed a Notice of Removal to Federal Court.
10. The case was remanded back to state court by order of the U.S. District Court for South Carolina filed on February 1, 2017.
11. The property was reset for the May 9, 2017 foreclosure sale and a copy of the Notice of Sale was filed on April 4, 2017.
12. In response, Defendant Gardner filed a Judicial Notice of Disclaiming Trusteeship and Affidavit in Support on April 21, 2017, as well as filed an untimely additional response to the Summons and Complaint and several other nonsensical documents.
13. On May 5, 2017, Defendant Gardner filed Chapter 13 Bankruptcy and the case was stayed by order filed June 5, 2017.
14. The bankruptcy was dismissed by order of the Bankruptcy Court dated June 9, 2017.
15. The case was restored by Order filed July 10, 2017.
16. Defendant Gardner filed a Motion to Set Trial and Request for Trial Scheduling Order and Objection to Hearing Scheduled (hereafter "Motions").
17. Said Motions were heard on September 5, 2017.

FINDINGS OF FACT:

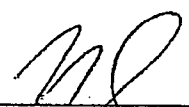
18. All findings of fact, conclusions of law, orders and judgments contained in the Special Referee's Order and Judgment of Foreclosure Sale entered April 25, 2016, remain binding and in full force and effect.

19. As Judgment, has already been granted. the Defendant's Motions are not timely and are thus rendered moot.

CONCLUSIONS OF LAW: I, therefore, conclude as follows:

1. That the Plaintiff has a valid judgment of foreclosure of its mortgage; and the mortgaged property should be ordered sold at public auction after due advertisement.
2. Defendant's Motions are denied.
3. Plaintiff may proceed to the November 7, 2017 foreclosure sale or any sale thereafter.

AND IT IS SO ORDERED.



The Honorable Benjamin C.P. Sapp
Special Referee for Jasper County

Date: 9/21/17

Walterboro. South Carolina

NOTICE OF SALE

NOTICE OF SALE CIVIL ACTION NO. 2015-CP-27-00524 BY VIRTUE of the decree heretofore granted in the case of: Deutsche Bank National Trust Company, as Trustee for GSAA Home Equity Trust 2006-17, Asset-Backed Certificates, Series 2006-17 vs. Louise Legare-Gardner; CIT Bank, National Association s/b/m to IndyMac Bank, F.S.B., the undersigned Special Referee for Jasper County, South Carolina, will sell on November 7, 2017 at 11:00AM, at the Jasper County Courthouse, City of Walterboro, State of South Carolina, to the highest bidder:

ALL THAT CERTAIN PIECE, PARCEL OR LOT OF LAND LYING, BEING AND SITUATE IN JASPER COUNTY, SOUTH CAROLINA, BEING KNOWN AS LOT C, PHASE III, DELTA PLANTATION ESTATES, CONTAINING 0.87 ACRES, MORE OR LESS. FOR A MORE DETAILED DESCRIPTION REFERENCE IS CRAVED TO THAT CERTAIN SURVEY PREPARED FOR STEVE HOBBS BY SEA ISLAND LAND SURVEY, LLC, DATED JUNE 20, 2006 AND RECORDED IN PLAT BOOK 29 AT PAGE 104 IN THE OFFICE OF THE CLERK OF COURT FOR JASPER COUNTY, SOUTH CAROLINA.

THIS BEING THE SAME PROPERTY CONVEYED TO LOUISE LEGARE-GARDNER BY DEED OF COOK AND COOK ASSOCIATES, LLC DATED JULY 18, 2006 AND RECORDED AUGUST 1, 2006 IN BOOK 452 AT PAGE 228, AND RE-RECORDED ON NOVEMBER 1, 2011 IN BOOK 816 AT PAGE 639 IN THE RECORDS FOR JASPER COUNTY, SOUTH CAROLINA.

ALSO

THIS BEING THE SAME PROPERTY CONVEYED TO OKATYS LLC BY DEED OF LOUISE LEGARE-GARDNER DATED AUGUST 15, 2008 AND RECORDED

File reference: 15-23075

CID487422

DID200351

SEPTEMBER 2, 2008 IN BOOK 693 AT PAGE 77 IN THE RECORDS FOR JASPER COUNTY, SOUTH CAROLINA.

ALSO

THIS BEING THE SAME PROPERTY CONVEYED TO LOUISE LEGARE-GARDNER BY DEED OF OKATYS LLC DATED DECEMBER 9, 2009 AND RECORDED DECEMBER 9, 2009 IN BOOK 780 AT PAGE 190 IN THE RECORDS FOR JASPER COUNTY, SOUTH CAROLINA.

CURRENT ADDRESS OF PROPERTY: 1471 South Okatie Highway, Hardeeville, SC 29927

TMS: 038-00-06-126

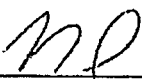
TERMS OF SALE: The successful bidder, other than the Plaintiff, will deposit with the Special Referee, at conclusion of the bidding, five percent (5%) of his bid, in cash or equivalent, as evidence of good faith, same to be applied to the purchase price in case of compliance, but to be forfeited and applied first to costs and then to the Plaintiff's debt in the case of non-compliance. Should the last and highest bidder fail to comply with the other terms of the bid within thirty (30) days, then the Special Referee may re-sell the property on the same terms and conditions on some subsequent Sales Day (at the risk of the said highest bidder). No personal or deficiency judgment being demanded, the bidding shall not remain open after the date of sale and shall be final on that date, and compliance with the bid may be made immediately. Purchaser to pay for documentary stamps on the Deed. The successful bidder will be required to pay interest on the amount of the balance of the bid from date of sale to date of compliance with the bid at the rate of 3.375% per annum. The sale shall be subject to taxes and assessments, existing easements and restrictions, easements and restrictions of record and any other senior encumbrances.

In the event an agent of Plaintiff does not appear at the time of sale, the within property shall be withdrawn from sale and sold at the next available sales date upon the terms and conditions as set forth in the Judgment of Foreclosure and Sale or such terms as may be set

File reference: 15-23075

forth in a supplemental order.

Brock & Scott, PLLC
3800 Fernandina Road, Suite 110
Columbia, SC 29210
Attorneys for Plaintiff



The Honorable Benjamin C.P. Sapp
Special Referee for Jasper County

File reference: 15-23075

STATE OF SOUTH CAROLINA
COUNTY OF JASPER

Deutsche Bank National Trust Company, as
Trustee for GSAA Home Equity Trust 2006-17,
Asset-Backed Certificates, Series 2006-17,

Plaintiff,

vs.

Louise Legare-Gardner; CIT Bank, National
Association s/b/m to IndyMac Bank, F.S.B.,

Defendant(s).

IN THE COURT OF COMMON PLEAS

C/A NO.: 2015-CP-27-00524

CERTIFICATE OF SERVICE BY MAIL

The undersigned hereby certifies that she is an employee of Brock & Scott, PLLC, and is a person of such age and discretion to be competent to serve papers.

That on the 3rd day of October, 2017, she served a copy of the below listed document(s) by placing said copy in a postage paid envelope addressed to each of the following persons at the address stated below, which is the last known address, and by depositing said envelope and contents in the U.S. Mail.

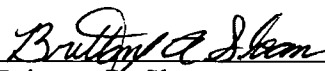
Documents: Filed Order Denying Defendant's Objection to Hearing Schedule and Request for Trial Scheduling Order/Motion to Set and Certificate of Readiness for Trial and Order Granting Plaintiff's Request to Re-Set Property for Foreclosure Sale and the Filed Notice of Sale

Party(ies) Served:

Louise Legare-Gardner
Post Office Box 3443
Bluffton, SC 29910

CIT Bank, National Association s/b/m to
IndyMac Bank, F.S.B.
c/o Officer or Authorized Agent
2150 South 1300 East, Suite 400
Salt Lake City, UT 84106

Columbia, South Carolina



Brittany R. Sloan
Litigation Paralegal
Brock & Scott, PLLC

15-23075 FC01

STATE OF SOUTH CAROLINA) COURT OF COMMON PLEAS
)
COUNTY OF JASPER) C/A No. 15-CP-27-00524

Déutsche Bank National Trust)
Company, as Trustee for GSAA)
Home Equity Trust 2006-17,)
Asset-Backed Certificates,)
Series 2006-17,)

Plaintiff,)

v.)

Louise Legare-Gardner, CIT)
Bank, National Association)
s/b/m to IndyMac Bank, F.S.B.,)

Defendant(s).)

ORIGINAL

HEARING

Tuesday, September 5, 2017

1:00 p.m. - 1:11 p.m.

The hearing before Special Referee, Benjamin C.P. Sapp, was taken at 125 South Jefferies Boulevard, Walterboro, South Carolina on the 5th day of September, 2017 before Donna Currey, Court Reporter and Notary Public in and for the State of South Carolina.



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(803) 252-3445 / (800) 822-0896

APPEARANCES

Genevieve S. Johnson, Esquire
Brock & Scott, PLLC
Westpark Center
3800 Fernandina Road, Suite 110
Columbia, South Carolina 29210
Attorney for the Plaintiff

Also Present:

Louise Legare-Gardner, Defendant

INDEX

CALL TO ORDER:

THE COURT 3

ARGUMENT BY:

MS. GARDNER 8
MS. JOHNSON 13

DECISION:

THE COURT 14
Certificate 16

EXHIBITS

(There were no exhibits marked during the hearing.)



1 CALL TO ORDER:

2 **THE COURT:** All right. This is Deutsche Bank
3 National Trust Company, as Trustee for GSAA
4 Home Equity Trust 2006-17, Asset-Backed
5 Certificates, Series 2006-17 is the Plaintiff
6 versus Louise Legare-Gardner, who is the
7 Defendant. This case is before The Court on a
8 motion by Ms. Gardner and also a motion by
9 Brock and Scott, correct?

10 **MS. JOHNSON:** Yes.

11 **THE COURT:** For a supplemental ---

12 **MS. JOHNSON:** Just for a supplemental hearing.

13 **THE COURT:** --- hearing, okay. So, Ms. Gardner,
14 you've got a motion today to set a cert- -- to
15 set and certificate of readiness for trial and
16 -- a motion to set and certificate of readiness
17 for trial which was filed in July, correct?

18 **MS. GARDNER:** Actually, the hearing was August 24th,
19 but The Court made a mistake.

20 **THE COURT:** Okay.

21 **MS. GARDNER:** So, the date ---

22 **THE COURT:** How ---

23 **MS. GARDNER:** --- that's on the trial ---

24 **THE COURT:** Who ---

25 **MS. GARDNER:** I will explain it ---



1 **THE COURT:** Okay. And then you also filed a
2 Defendant's objection to hearing scheduled ---

3 **MS. GARDNER:** Yes.

4 **THE COURT:** --- and request for a trial scheduling
5 order where the Defendant objects to the
6 hearing scheduled unilaterally by Plaintiff
7 and to the Clerk and requests that this Court
8 reestablish a trial scheduling order at the
9 time set for hearing on September 5th, 2017,
10 which is today. And the Defendant has provided
11 an affidavit supporting this motion. I've read
12 your affidavit.

13 **MS. JOHNSON:** And I haven't received a copy of that
14 yet.

15 **THE COURT:** Okay.

16 **MS. GARDNER:** I have one for you because it was
17 filed on the 1st. I didn't actually -- the
18 Clerk of Court in Jasper was supposed to
19 contact Mr. Sapp ---

20 **THE COURT:** Okay.

21 **MS. GARDNER:** --- sometime but ---

22 **THE COURT:** She never con- ---

23 **MS. GARDNER:** --- she never did.

24 **THE COURT:** No, ma'am.

25 **MS. GARDNER:** Good thing that I sent him everything.



1 **THE COURT:** Okay.

2 **MS. GARDNER:** But this is your ---

3 **MS. JOHNSON:** Thank you, appreciate it.

4 **THE COURT:** All right. So, and then in your
5 affidavit, I'll just read it. That -- it says
6 the State of South Carolina, County of Jasper,
7 that I Louise Legare-Gardner, do hereby
8 solemnly affirm that the statements herein are
9 true and correct in substance and in fact to
10 wit. Before I left town, I filed a notice of
11 hearing and motion to set and certificate of
12 readiness for trial in July, case 2015-CP-27-
13 00524. I told Ms. Bostick and reminded her of
14 the two motions and the fact that I was leaving
15 town and needed to be contacted on the dates of
16 the hearings when the schedule is available.
17 She reconfirmed she would. Around the 10th of
18 August, I had not heard anything. I called the
19 court and spoke with the assistant, and she
20 told me the Clerk was absent for several days
21 and would get back to me. And I told her it
22 was urgent and I needed to know the court dates
23 on both hearings regarding the two motions.
24 She told me that it would not be heard, and
25 somehow one case number was an incorrect case.



1 After speaking with two different people, I
2 requested the hearing be set ASAP and
3 corrected. They told me Ms. Bostick would be
4 calling the office, and they would get back to
5 me. No one called. Three days later, I called
6 back. I was transferred to the scheduling
7 person. She told me the problem had been
8 fixed, and I would have the 0524 on the
9 Thursday, the 24th of August and the 07 -- 171
10 on Friday, the 25th of August. I returned home
11 on the 22nd of August, went to the post office
12 to get my mail and had three hearing notices,
13 not two. I contacted the Clerk, Ms. Bostick,
14 on the 23rd day of August. She was there. She
15 said no one -- she said one case was an error,
16 canceled the hearing. The other case, 524, she
17 said would not take place and it had to be
18 heard by the original referee in a different
19 county. I was not happy and requested she
20 contact the Judge and set up a hearing ASAP.
21 And she confirmed she would call Mr. Sapp right
22 away, his office, and would get the motion to
23 the Judge if he had not been done yet so he
24 would get back to me ASAP. She didn't get back
25 to me. It's worth noting that also on the 22nd



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1 of August, I'd also received a notice from
2 attorneys on the same case regarding a notice
3 of supplemental hearing and the hearing set for
4 September 5th on the foreclosure and sale of my
5 home. It had been filed by attorneys two days
6 after receiving my motion for trial on the same
7 case. I just have to wonder how the attorneys
8 have no problem getting hearings and are given
9 special treatment while I'm denied access to
10 the court like some kind of dog. In my other
11 case pending before The Court, just to
12 illustrate that this problem is systemic, on
13 August 25th, I attended a hearing for motion
14 for summary judgment on 171. Judge could not
15 give me judgment because of Clerk error, was
16 postponed all the way to October, because the
17 Clerk's office misinformed me and didn't mail
18 the notice of the hearings to the Defendant/s.
19 On Friday the 25th, I forwarded all documents
20 on the case 0524 in an email requesting an
21 order and a court hearing date to Referee Judge
22 Sapp. On 8/31/2017, I contacted office, spoke
23 with Referee Judge. He said he had not heard
24 from Jasper County Clerk at all yet on the
25 matter. Had received email suggesting hearing



1 for the same day as foreclosure case, September
2 5th. I'm still waiting for order by email and
3 also postal mail. Dated this 1st day of
4 September, Louise Legare-Gardner. And then you
5 have a certificate of service where you sent a
6 copy of the -- to the Plaintiff's attorney.
7 Obviously, she didn't receive it, but she's got
8 a copy of it today.

9 **MS. GARDNER:** Well, it's also in the court.

10 **THE COURT:** Okay.

11 **MS. GARDNER:** But it was mailed to her, so she
12 should.

13 **THE COURT:** Okay, okay.

14 **MS. GARDNER:** I mean, it's -- the Clerk -- there's
15 been so many errors there because I have
16 several cases at Jasper County, and it's been
17 really -- it's been a mess.

18 **THE COURT:** Okay. So, what are you asking me to do
19 today, Ms. Gardner?

20 **MS. GARDNER:** I'm going to say what I have to say
21 here.

22 **THE COURT:** Speak what you've got to say.

23 **ARGUMENT BY MS. GARDNER:**

24 **MS. GARDNER:** Okay, based on what happened, first of
25 all, I don't consent to the proceedings today.



1 **THE COURT:** Okay.

2 **MS. GARDNER:** Because I believe that it's very
3 untimely.

4 **THE COURT:** Okay.

5 **MS. GARDNER:** I believe they purposely did this when
6 they received my notice that I was going to
7 have a trial ---

8 **THE COURT:** Yes, ma'am.

9 **MS. GARDNER:** --- or requesting a motion for a
10 trial.

11 **THE COURT:** Yes, ma'am.

12 **MS. GARDNER:** I -- you know, and because of the
13 error of the court, you know, this is
14 happening.

15 **THE COURT:** Okay.

16 **MS. GARDNER:** Okay, so basically, I'm not consenting
17 in the proceeding.

18 **THE COURT:** Okay.

19 **MS. GARDNER:** And when I filed the motion on July
20 28th, like it was explained by you on my
21 affidavit ---

22 **THE COURT:** Yes, ma'am.

23 **MS. GARDNER:** --- because of the court's poor
24 management and unless it was managed properly,
25 this supplemental hearing is really like a sham



1 to me.

2 **THE COURT:** Okay.

3 **MS. GARDNER:** Because it was not properly done. The
4 sales date hearing filed by Brock and Scott was
5 August 8th is untimely. It's too early.
6 Nothing has been proven. This proceeding is --
7 is just -- I'm just contesting it.

8 **THE COURT:** Okay.

9 **MS. GARDNER:** This is a contested foreclosure, and
10 the Plaintiff has never proven anything and no
11 evidence has been taken in the case ever. I
12 was denied discovery, any evidentiary hearing
13 and a trial, and no witness testified to the
14 allegation in the complaint. Filing a piece of
15 paper copy with, you know, with words on it is
16 not evidence. There is no cross -- there was
17 no cross-examination, no witnesses. So, what
18 I request is my trial scheduling order. That's
19 what I'm here for today.

20 **THE COURT:** Okay.

21 **MS. GARDNER:** And because the untimely supplement
22 hearing is not part -- it's just not part of my
23 schedule today.

24 **THE COURT:** Okay.

25 **MS. GARDNER:** I contest it. I am not accepting the



1 offer, and I do not consent to being a surety
2 for the case and these proceedings.

3 **THE COURT:** Okay.

4 **MW. GARDNER:** It's actually an unauthorized use and
5 administration of my name and my trust. And
6 you know, actually I would demand The Court to
7 provide my -- the bond, and it can be brought
8 forward and I can see who will be indemnified
9 if I am damaged.

10 **THE COURT:** Okay. So, you're just asking -- you're
11 contesting this matter today, and you're asking
12 for a scheduling order basically is what you're
13 saying?

14 **MS. GARDNER:** Yes.

15 **THE COURT:** And you're asking for strict proof of
16 their case, I would imagine?

17 **MS. GARDNER:** Yes. And one more thing I want to add
18 that I had mentioned to you on the phone.

19 **THE COURT:** Yes, ma'am.

20 **MS. GARDNER:** Is basically if Brock and Scott was
21 involved with Deutsche Bank National Trust,
22 they would be aware of the transaction that
23 took place between me ---

24 **THE COURT:** Okay.

25 **MS. GARDNER:** --- and them last year.



1 THE COURT: What was the transaction?

2 MS. GARDNER: And this will all be in the trial.

3 THE COURT: But what was the transaction?

4 MS. GARDNER: There was money transaction with
5 Deutsche Bank.

6 THE COURT: How much money did you give them?

7 MS. GARDNER: I can -- I will not discuss it now.
8 This will be discussed in the trial.

9 THE COURT: All right. No problem.

10 MS. GARDNER: And there's a lot of other things,
11 also, that need to be discussed that I -- you
12 know, last year I was tricked into this hearing
13 with Mr. -- what was his name?

14 THE COURT: I don't know.

15 MS. GARDNER: I don't remember his name.

16 THE COURT: Here, I can ---

17 MS. GARDNER: I don't remember his name but I can
18 get it. But anyway, it was like at the last
19 minute the same way they did this.

20 THE COURT: William Stork.

21 MS. GARDNER: Mr. Stork, yeah. It was at the last
22 minute, but there was never a fair trial.
23 There was never any evidence. When you bring
24 a copy of a mortgage that's a copy, that's not
25 evidence.



1 **THE COURT:** Okay. All right. Ma'am, I'll here from
2 you now.

3 **ARGUMENT BY MS. JOHNSON:**

4 **MS. JOHNSON:** All right. Judgment was obtained in
5 this case back in April of 2016. That's when
6 the other attorney showed up for trial.
7 Evidence was presented. An order was entered.
8 I believe that was appealed. There was an
9 order trying to send it to Federal Court. A
10 bankruptcy filed. A whole number of things.
11 That order stands. It's too late to appeal
12 that order. Judgment's entered in this case.
13 A debt's established. My client, as the
14 Plaintiff and it's right to foreclose, that's
15 all been established. It's past the point of
16 being appealable. It can't be sent to Federal
17 Court. They've denied it. We're here today
18 for supplemental or simply to set the sale date
19 without even entering supplemental judgment.
20 Everything for Ms. Gardner is completely
21 untimely at this point. There can't be a trial
22 when we've already had a trial. I mean, most
23 of what she said is kind of outside the bounds
24 of the wall, and I'm not really clear on what
25 she's trying to do here other than delay this



1 case that's already been delayed.

2 **DECISION OF THE COURT:**

3 **THE COURT:** Okay. Well, let me tell you what I'm
4 going to do. I'm going to take this matter
5 under advisement. I'm going to let you submit
6 an order to me, Ms. Gardner, okay as to what
7 you think is correct and accurate. And I'm
8 going to let the attorney submit an order to
9 me, okay. I'll read both orders, and I'll sign
10 one of them. And that's what's going to
11 happen. So, I will gonna give you -- how long
12 do you need to prepare a proposed order for my
13 review? How much time do you need, ma'am?

14 **MS. GARDNER:** Can I have like two weeks.

15 **THE COURT:** I can give you two weeks. I don't have
16 a problem doing that. I'll give you two weeks
17 as well. I'll give y'all 14 days. Do you need
18 anymore time than that, ma'am?

19 **MS. GARDNER:** Well, if you can give me more time,
20 that would be great, but.

21 **THE COURT:** Why don't I give you -- I'll give you 21
22 days, okay, to submit an order. And that gives
23 y'all 21 days. And y'all can submit a proposed
24 order and we'll go from there. And I'll read
25 everything that y'all submit and make a



1 decision at that time. Okay?

2 **MS. JOHNSON:** All right.

3 **THE COURT:** All right. And we're going off the
4 record. Thank you.

5 **(There being nothing further, the hearing concluded**
6 **at 1:11 p.m.)**

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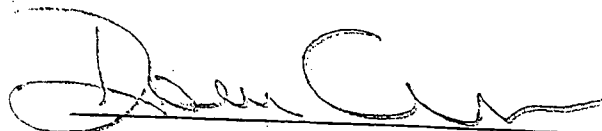
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CERTIFICATE

This is to certify that the within hearing consisting of fifteen (15) pages, is a true and correct transcript of the testimony given by said witnesses after being duly sworn; said hearing was reported by the method of Stenomask with Backup.

I further certify that I am neither employed by nor related to any of the parties in this matter or their counsel; nor do I have any interest, financial or otherwise, in the outcome of same.

IN WITNESS WHEREOF I have hereunto set my hand and seal on December 4, 2017.



Donna M. Currey
Court Reporter

Notary Public for South Carolina
My Commission Expires: January 31, 2024



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STATE OF SOUTH CAROLINA
COUNTY OF JASPER
IN THE COURT OF COMMON PLEAS

DEUTSCHE BANK NATIONAL TRUST
COMPANY, AS TRUSTEE FOR GSAA
HOME EQUITY TRUST 2006-17,
ASSET-BACKED CERTIFICATES,
SERIES 2006-17

PLAINTIFF

v.

CASE NO. 2015-CP-27-00524

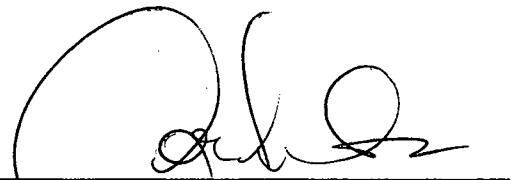
LOUISE LEGARE GARDNER

DEFENDANT

**NOTICE OF INTENT TO APPEAL
AND NOTICE OF APPEAL**

Now comes the defendant / appellant and hereby gives notice of her intent to appeal the court's judgment received on the date of October 3rd 2017, and received by the defendant / appellant on the date of October 7th 2017 for the following reasons. A true and correct copy of which is attached.

The court never acquired jurisdiction because the exhibits conflicted with the allegations in the complaint. Appellant will file an initial brief explaining.



Louise Legare Gardner, Defendant

CLERK OF COURT
JASPER COUNTY

2017 NOV -1 PM 3:18

FILED

IN THE COURT OF COMMON PLEAS

DEUTSCHE BANK NATIONAL TRUST
COMPANY, AS TRUSTEE FOR GSAA
HOME EQUITY TRUST 2006-17,
ASSET-BACKED CERTIFICATES,
SERIES 2006-17

PLAINTIFF

v.

CASE NO. 2015-CP-27-00524

LOUISE LEGARE GARDNER

DEFENDANT


CLERK OF COURT
JASPER COUNTY

2017 NOV -1 PM 3:18

FILED

CERTIFICATE OF SERVICE

I Louise Legare Gardner hereby certify that a true and correct copy of the foregoing was mailed to the plaintiff's attorney, William Stork, by first class mail to: 3800 Fernandina Road, Suite 110, Columbia, SC 29210, on this 31st day of October 2017.

By:  filed Nov. 1, 2017
mailed.

Handwritten notes:
10/11/11
01/14/12

Please Take Notice

You Have Just Been Served with a Rule 5.1. Constitutional Challenge to a Statute and Injunction, Please Respond Accordingly

In Propria Persona
G. Légaré: Louise-e
[c/o Post Office Box 3443,
Bluffton, SC [29910]

STATE OF SOUTH CAROLINA
COUNTY OF JASPER

IN THE COURT OF COMMON PLEAS
Civil Action No. 2015-CP-27-00524

17 NOV 29 PM 4: 26
LEGARE LOUISE
JASPER COUNTY

FILED

STATE OF SOUTH CAROLINA,
ALAN WILSON-ATTORNEY GENERAL,
[DEUTSCHE BANK NATIONAL TRUST COMPANY,
as TRUSTEE for GSAA HOME EQUITY TRUST 2006-17,
Asset-Backed Certificates, Series 2006-17]

**NOTICE OF RULE 5.1.
CONSTITUTIONAL
CHALLENGE TO A
STATUTE
AND INJUNCTION**

Plaintiff(s)

vs.

GARDNER LEGARE LOUISE, (Corporate Person)
G. Légaré: Louise-e., In Propria Persona
C/O Post Office Box 3443,
Bluffton, SC [29910]

Defendant in Error,

**NOTICE OF RULE 5.1. CONSTITUTIONAL CHALLENGE TO A
STATUTE AND INJUNCTION**

TAKE NOTICE THAT pursuant to the FRCP Rule 5.1(a) the defendant listed in
the above-styled action will make an application for:

1. Short leave to be granted for the application; and
2. Relief under 24(1) of the FRCP on the following grounds:

- a. **Challenge of the constitutionality of ALL State Statues involving Foreclosure and Foreclosure proceedings including but not limited to the rule to Show Cause.**

The following is a list of Constitutional Rights that are being violated by State Statues. Also, I reserve the right to adopt other States Constitutional Rights under the United States Constitution Article IV Section 4 (Full Faith and Credit shall be given in each State to the public Acts, Records, and judicial Proceedings of every other State. And the Congress may by general Laws prescribe the Manner in which such Acts, Records and Proceedings shall be proved, and the Effect thereof) and Section 2 (The Citizens of each State shall be entitled to all Privileges and Immunities of Citizens in the several States):

CONSTITUTION OF SOUTH CAROLINA OF 1895

DECLARATION OF RIGHTS

ARTICLE I

- 1) **SECTION 1.** All political power is vested in and derived from the people only; therefore, they have the right at all times to modify their form of government. (1970 (56) 2684; 1971 (57) 315.)
- 2) **SECTION 3.** The privileges and immunities of citizens of this State and of the United States under this Constitution shall not be abridged, nor shall any person be deprived of life, liberty, or property without due process of law, nor shall any person be denied the equal protection of the laws. (1970 (56) 2684; 1971 (57) 315.)
- 3) **SECTION 4.** No bill of attainder, ex post facto law, law impairing the obligation of contracts, nor law granting any title of nobility or hereditary emolument shall be passed, and no conviction shall work corruption of blood or forfeiture of estate. (1970 (56) 2684; 1971 (57) 315.)
- 4) **SECTION 13(A).** Except as otherwise provided in this Constitution, private property shall not be taken for private use without the consent of the owner, nor for public use without just compensation being first made for the property. Private property must not be condemned by eminent domain for any purpose or benefit including, but not limited to, the purpose or benefit of economic development, unless the condemnation is for public use.
- 5) **SECTION 21.** No person shall in any case be subject to martial law or to any pains or penalties by virtue of that law, except those employed in the armed forces of the United States, and except the militia in actual service, but by the authority of the General Assembly. (1970 (56) 2684; 1971 (57) 315.)
- 6) **SECTION 22.** No person shall be finally bound by a judicial or quasi-judicial decision of an administrative agency affecting private rights except on due notice and an opportunity to be heard; nor shall he be subject to the same person for both prosecution and adjudication; nor shall he be deprived of liberty or property unless by a mode of procedure prescribed by the General Assembly, and he shall have in all such instances the right to judicial review. (1970 (56) 2684; 1971 (57) 315.)
- 7) **SECTION 23.** The provisions of the Constitution shall be taken, deemed, and construed to be mandatory and prohibitory, and not merely directory, except where expressly made directory or permissive by its own terms. (1970 (56) 2684; 1971 (57) 315.)

CLERK OF COURT
ASTOR COUNTY

17 NOV 29 PM 4:26

FILED

CONSTITUTION OF MARYLAND DECLARATION OF RIGHTS

8) ARTICLE 5.

a) (1) That the Inhabitants of Maryland are entitled to the Common Law of England, and the trial by Jury, according to the course of that Law, and to the benefit of such of the English statutes as existed on the Fourth day of July, seventeen hundred and seventy-six; and which, by experience, have been found applicable to their local and other circumstances, and have been introduced, used and practiced by the Courts of Law or Equity; and also of all Acts of Assembly in force on the first day of June, eighteen hundred and sixty-seven; except such as may have since expired, or may be inconsistent with the provisions of this Constitution; subject, nevertheless, to the revision of, and amendment or repeal by, the Legislature of this State. And the Inhabitants of Maryland are also entitled to all property derived to them from, or under the Charter granted by His Majesty Charles the First to Cecilius Calvert, Baron of Baltimore.

(2) Legislation may be enacted that limits the right to trial by jury in civil proceedings to those proceedings in which the amount in controversy exceeds \$15,000.

b) The parties to any civil proceeding in which the right to a jury trial is preserved are entitled to a trial by jury of at least 6 jurors.

c) That notwithstanding the Common Law of England, nothing in this Constitution prohibits trial by jury of less than 12 jurors in any civil proceeding in which the right to a jury trial is preserved.

9) **ARTICLE 6.** That all persons invested with the Legislative or Executive powers of Government are the Trustees of the Public, and, as such, accountable for their conduct: Wherefore, whenever the ends of Government are perverted, and public liberty manifestly endangered, and all other means of redress are ineffectual, the People may, and of right ought, to reform the old, or establish a new Government; the doctrine of non-resistance against arbitrary power and oppression is absurd, slavish and destructive of the good and happiness of mankind.

10) **ARTICLE 19.** That every man, for any injury done to him in his person or property, ought to have remedy by the course of the Law of the Land, and ought to have justice and right, freely without sale, fully without any denial, and speedily without delay, according to the Law of the Land.

11) **ARTICLE 23.** In the trial of all criminal cases, the Jury shall be the Judges of Law, as well as of fact, except that the Court may pass upon the sufficiency of the evidence to sustain a conviction. The right of trial by Jury of all issues of fact in civil proceedings in the several Courts of Law in this State, where

the amount in controversy exceeds the sum of \$15,000, shall be inviolably preserved.

THE CONSTITUTION OF THE UNITED STATES OF AMERICA

- 1) ARTICLE 1 SECTION 9. No Bill of Attainder or ex post facto Law shall be passed (A bill of attainder (also known as an act of attainder or writ of attainder or bill of pains and penalties) is an act of a legislature declaring a person or group of persons guilty of some crime and punishing them without privilege of a judicial trial. As with attainder resulting from the normal judicial process, the effect of such a bill is to nullify the targeted person's civil rights, most notably the right to own property (and thus pass it on to heirs), the right to a title of nobility, and, in at least the original usage, the right to life itself.
- 2) ARTICLE 1 SECTION 10 PARAGRAPH 1. No State shall enter into any Treaty, Alliance, or Confederation; grant Letters of Marque and Reprisal; coin Money; emit Bills of Credit; make any Thing but gold and silver Coin a Tender in Payment of Debts; pass any Bill of Attainder, ex post facto Law, or Law impairing the Obligation of Contracts, or grant any Title of Nobility.
- 3) ARTICLE 3 SECTION 2. The judicial Power shall extend to all Cases, in Law and Equity, arising under this Constitution, the Laws of the United States, and Treaties made, or which shall be made, under their Authority;—to all Cases affecting Ambassadors, other public Ministers and Consuls;—to all Cases of admiralty and maritime Jurisdiction;—to Controversies to which the United States shall be a Party;—to Controversies between two or more States;—between a State and Citizens of another State,—between Citizens of different States,—between Citizens of the same State claiming Lands under Grants of different States, and between a State, or the Citizens thereof, and foreign States, Citizens or Subjects.
- 4) ARTICLE 4 SECTION 1. Full Faith and Credit shall be given in each State to the public Acts, Records, and judicial Proceedings of every other State. And the Congress may by general Laws prescribe the Manner in which such Acts, Records and Proceedings shall be proved, and the Effect thereof.
- 5) ARTICLE 4 SECTION 2. The Citizens of each State shall be entitled to all Privileges and Immunities of Citizens in the several States. A Person charged in any State with Treason, Felony, or other Crime, who shall flee from Justice, and be found in another State, shall on Demand of the executive Authority of the State from which he fled, be delivered up, to be removed to the State having Jurisdiction of the Crime. No Person held to Service or Labour in one State, under the Laws thereof, escaping into another, shall, in Consequence of any Law or Regulation therein, be discharged from such

17 NOV 23 PM 4:26
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COURT

FILED

Service or Labour, but shall be delivered up on Claim of the Party to whom such Service or Labour may be due.

- 6) **ARTICLE 6 PARAGRAPH 2.** This Constitution, and the Laws of the United States which shall be made in Pursuance thereof and all Treaties made, or which shall be made, under the Authority of the United States, shall be the supreme Law of the Land; and the Judges in every State shall be bound thereby, any Thing in the Constitution or Laws of any State to the Contrary notwithstanding.

- 7) **ARTICLE 6 PARAGRAPH 3.** The Senators and Representatives before mentioned, and the Members of the several State Legislatures, and all executive and judicial Officers, both of the United States and of the several States, shall be bound by Oath or Affirmation, to support this Constitution; but no religious Test shall ever be required as a Qualification to any Office or public Trust under the United States.

BILL OF RIGHTS

- 8) **AMENDMENT 7** – In Suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact tried by a jury, shall be otherwise re-examined in any Court of the United States, than according to the rules of the common law.

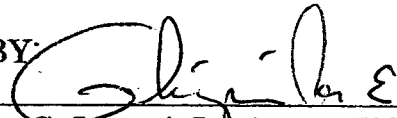
- 9) **AMENDMENT 11** – The Judicial power of the United States shall not be construed to extend to any suit in law or equity, commenced or prosecuted against one of the United States by Citizens of another State, or by Citizens or Subjects of any Foreign State.

AND TAKE FURTHER NOTICE THAT the grounds for this Constitutional challenge are as follows:

- Is the Statues listed, that I have challenged Constitutional?

AND TAKE FURTHER NOTICE THAT as an Officer who has taken an Oath to uphold the United States Constitution and the Constitution of South Carolina, he or she has an obligation to intervene in any proceedings or actions that violate my rights under the Constitution or be guilty of Treason and become a Tortfeasor.

BY:



G. Legaré: Louise-e. ; UCC 1-308
C/O Post Office Box 3443,
Bluffton, SC [29910]

11/29/2017

Dated:

In Propria Persona
G. Légaré: Louise-e
[c/o Post Office Box 3443,
Bluffton, SC [29910]

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

IN THE COURT OF COMMON PLEAS

Civil Action No. 2015-CP-27-00524

17 NOV 29 2015
ASHELYN COUNTY

FILED

STATE OF SOUTH CAROLINA,

ALAN WILSON-ATTORNEY GENERAL,

[DEUTSCHE BANK NATIONAL TRUST COMPAN

as TRUSTEE for GSAA HOME EQUITY TRUST 20

Asset-Backed Certificates, Series 2006-17]

Plaintiff(s)

vs.

GARDNER LEGARE LOUISE, (Corporate Person)

G. Légaré: Louise-e., In Propria Persona

C/O Post Office Box 3443,

Bluffton, SC [29910]

Defendant in Error,

**NOTICE OF RULE 5.1. CONSTITUTIONAL CHALLENGE TO A STATUTE
BRIEF**

I, G. Légaré: Louise-e (Private foreign National state citizen) am challenging all Statues that govern the Foreclosure of this State including but not limited to the rule to Show Cause. The foreclosure action is overall governed by USC Title 12 which has never been ratified (never codified as Constitutional). Therefore, this means that the Foreclosure and Codes of the Great South Carolina are not constitutional. Being subject to the Special Laws that have been put in place for Foreclosure is a direct violation of my Civil and Constitutional Rights as an Owner of Properties (House, Car, etc.) for the following reasons:

1. According to South Carolina Constitution of 1886 Article 1 Section 3, explains that no citizen shall be deprived of property without due

process of law. This means that the entire matter, including the contract that I signed must be put on trial to determine if it was a legal contract and if it violated my Civil and Constitutional Rights.

2. According to South Carolina Constitution of 1886 Article 1 Section 4, prohibits ex post facto laws being passed by Congress impairing the Obligation of Contract, which would have been the very act committed when Congress passed the Emergency Banking Act of 1933.
3. According to the United States Constitution Article 1 Section 10 Paragraph 1, states that no state should enter into any agreements that impair the Obligation of Contract in any fashion or form, which will point back to the Banking Act of 1933.

According to the Federal Rule 5.1 the Attorney General has Sixty days to respond. If he does not respond I am instructing the Clerk of the Court to seal this case, Vacate Judgments and Orders, and dismiss with Prejudice.

BY:



G. Légaré: Louise-e. ; UCC 1-308
C/O Post Office Box 3443,
Bluffton, SC [29910]

Dated:

11/29/2017

In Propria Persona

G. Légaré: Louise-e
[c/o Post Office Box 3443,
Bluffton, SC [29910]]

STATE OF SOUTH CAROLINA
COUNTY OF JASPER

IN THE COURT OF COMMON PLEAS
Civil Action No. 2015-CP-27-00524

17 NOV 29 PM 4:27
OFFICE OF CLERK
JASPER COUNTY

FILED

STATE OF SOUTH CAROLINA,
ALAN WILSON-ATTORNEY GENERAL,
[DEUTSCHE BANK NATIONAL TRUST COMPANY,
as TRUSTEE for GSAA HOME EQUITY TRUST 2006-17,
Asset-Backed Certificates, Series 2006-17]

NOTICE OF RULE 5.1.
CONSTITUTIONAL
CHALLENGE TO A STATUTE
AND INJUNCTION

Plaintiff(s)

vs.

GARDNER LEGARE LOUISE, (Corporate Person)
G. Légaré: Louise-e., In Propria Persona
C/O Post Office Box 3443,
Bluffton, SC [29910]

Defendant in Error,

CERTIFICATE OF SERVICE

For the claim is with the knowledge I have sent a - copy - of the NOTICE OF
RULE 5.1. CONSTITUTIONAL CHALLENGE TO A STATUTE AND INJUNCTION, by
Certified Mail Return Receipt to The Office of the Attorney General Alan Wilson

and by U.S.P.S proof of mailing mail to the following recipients at the following location(s) on this 3rd day of Nov, in the year 2017:

Office of the Attorney General Certified Mail # 7016 3560 0000 3574 1099
Honorable Alan Wilson
Rembert Dennis Building
1000 Assembly Street, Room 519
Columbia, S.C. 29201

Jasper County Sheriff's Office USPS 1st, Class
Sheriff Christopher Malphrus
12008 N Jacob Smart Blvd PO Box 986
Ridgeland, South Carolina 29936 cc/ Benjamin CP Sapp

Jasper County Courthouse
Margaret Bostick
Clerk of Court Filed
265 Russell Street, PO Box 248
Ridgeland, SC 29936

CC: BROCK & SCOTT
Westpark Center USPS 1st Class
3800 Fernandina Way Suite 110
Columbia, SC 29210

CC: U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001

CC: Department of Justice- South Carolina District USPS 1st, Class
Wells Fargo Building
1441 Main Street, Suite 500
Columbia, SC 29201

BY: GU

11/3/2017

G. Légaré: Louise-e. ; UCC 1-308
C/O Post Office Box 3443
Bluffton, SC [29910]

Dated:

AFFIDAVIT FOR NOTICE OF RULE 5.1. CONSTITUTIONAL CHALLENGE TO A STATUTE AND INJUNCTION

17 NOV 29 PM 4:27
ASHELENCOUNTY

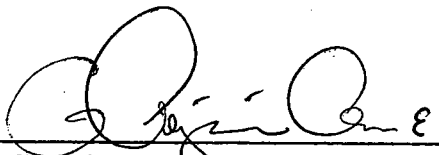
FILED

For the claim I, G. Légaré: Louise-e have given true and correct statements in the NOTICE OF RULE 5.1. CONSTITUTIONAL CHALLENGE TO A STATUTE AND INJUNCTION under Penalty of Perjury.


"I declare under penalty of perjury that the foregoing is true and correct.

Executed on 29 day of November, 2017".

IN WITNESS WHEREOF, I have here unto set my hand and seal on this 29th day of November, 2017.

BY: 
G. Légaré: Louise-e

Before me, the undersigned authority in the County of Beaufort in the State of South Carolina, personally appeared G. Légaré: Louise-e., who has sworn to and subscribed before me this 29 day of November, 2017.


NOTARY PUBLIC
My Commission Expires: July 3, 2022

Nicholas Ganas
NOTARY PUBLIC
State of South Carolina
My Commission Expires 7/3/2022

AFFIDAVIT FOR

Rule 5.1. Constitutional Challenge to a Statute

The Federal Civil Procedure Rule 5.1 states the following:

(a) **NOTICE BY A PARTY.** A party that files a pleading, written motion, or other paper drawing into question the constitutionality of a federal or state statute must promptly:

(1) file a notice of constitutional question stating the question and identifying the paper that raises it, if:

(A) a federal statute is questioned and the parties do not include the United States, one of its agencies, or one of its officers or employees in an official capacity; or

(B) a state statute is questioned and the parties do not include the state, one of its agencies, or one of its officers or employees in an official capacity; and

(2) serve the notice and paper on the Attorney General of the United States if a federal statute is questioned—or on the state attorney general if a state statute is questioned—either by certified or registered mail or by sending it to an electronic address designated by the attorney general for this purpose.

(b) **CERTIFICATION BY THE COURT.** The court must, under 28 U.S.C. §2403, certify to the appropriate attorney general that a statute has been questioned.

(c) **INTERVENTION; FINAL DECISION ON THE MERITS.** Unless the court sets a later time, the attorney general may intervene within 60 days after the notice is filed or after the court certifies the challenge, whichever is earlier. Before the time to intervene expires, the court may reject the constitutional challenge, but may not enter a final judgment holding the statute unconstitutional.

(d) **NO FORFEITURE.** A party's failure to file and serve the notice or the court's failure to certify, does not forfeit a constitutional claim or defense that is otherwise timely asserted.

"I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 29 day of November, 2017.

G. Légaré: Louise-e

IN WITNESS WHEREOF, I have here unto set my hand and seal on this 29th day of November 2017.

BY: [Signature]
G. Légaré: Louise-e

Before me, the undersigned authority in the County of Beaufort in the State of South Carolina, personally appeared G. Légaré: Louise-e who has sworn to and subscribed before me this 29 day of November, 2017.

[Signature]
NOTARY PUBLIC
My Commission Expires: July 3, 2022

Nicholas Ganas
NOTARY PUBLIC
State of South Carolina
My Commission Expires 7/3/2022

Track Another Package +

Tracking Number: 7016356000035741099

Remove X

Expected Delivery by

WEDNESDAY

6 DECEMBER
2017 ⓘ

by
8:00pm ⓘ

Delivered

December 6, 2017 at 12:53 pm
Delivered, Front Desk/Reception
COLUMBIA, SC 29201

U.S. Postal Service™
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Certified Mail Fee	\$3.35	\$0.00
Extra Services & Fees (check box, add fee as appropriate)		\$0.00
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00	\$0.00
Postage	\$0.91	
Total Postage and Fees	\$4.26	

Postmark Here

12/04/2017

Sent to
Office of Attorney General ALAN WILSON
Street and Apt. No., or PO Box No.
Rambert Dennis Building 100 Assembly
City, State, ZIP+4®
RME19 Columbia SC 29201

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instru

Tracking History

Product Information

See Less

Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

In Propria Persona

G. Légaré: Louise -e C/O Post Office Box 3443 Bluffton South Carolina, [29910]

THE STATE OF NORTH CAROLINA IN THE UNITED COURT OF COMMOM PLEAS
COUNTY OF JASPER

STATE OF SOUTH CAROLINA,
ALAN WILSON-ATTORNEY GENERAL

Civil Action No. 2015-CP-27-00524

[DEUTSCHE BANK NATIONAL TRUST COMPANY,
as TRUSTEE for GSAA HOME EQUITY TRUST 2006-17,
Asset-Backed Certificates, Series 2006-17]

Plaintiff (s)

NOTICE OF RULE 5.1
CONSTITUTIONL
CHALLENGE TO A
STATUTE
AND INJUNCTION

VS,

GARDNER LEGARE LOUISE, (Corporate Person)

G. Légaré: Louise-e., In Propria Persona

C/O Post Office Box 3443,

Bluffton, South Carolina [29910]

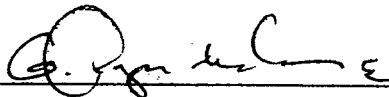
Defendant in Error.

**NOTICE OF DEFAULT OF RULE 5.1 CONSTITUTIONAL-CHALLENGE
TO A STATUTE AND INJUNCTION**

COMES NOW G. Légaré: Louise-e by special appearance gives notice of default concerning the constitutional challenge that was filed against the statutes of this foreclosure proceeding. The Attorney General, Alan Wilson was served a copy of the constitutional challenge Federal Rule 5.1 on or thereabout December 6th, 2017. According to the Federal Rule 5.1, he had 60 days to intervene into the case to establish that the statutes that had been challenged were constitutional. As of the date of my signature below, the 60 day period has expired without any intervention of the Attorney General. Therefore, he has defaulted on the opportunity to intervene into this case.

As a result of the Attorney General not intervening into this case the statutes governing this foreclosure is deem to be unconstitutional. At this point the matter has been settled and determined that this foreclosure is unconstitutional, therefore this court should grant the release that is sought after in my Verified Complaint filed November 29th, 2017.

IN CONCLUSION, based upon the facts that I have stated above the only facts in this case that this court can consider that there are no facts on the record from the Plaintiff(s) by any competent witness. It is the duty of this court to uphold the Federal Statute Rule 5.1 and grant the relief sought in the Verified Complaint.



By: G. Légaré: Louise-e. © UCC 1-308 Dated:

c/o Post Office Box 3443, Bluffton, South Carolina [29910] PM 27 MAR 27 2018

JASPER COUNTY
COURT

FILED

THE STATE OF NORTH CAROLINA IN THE UNITED COURT OF COMMOM PLEAS
COUNTY OF JASPER

STATE OF SOUTH CAROLINA,
ALAN WILSON-ATTORNEY GENERAL

Civil Action No. 2015-CP-27-00524

[DEUTSCHE BANK NATIONAL TRUST COMPANY,
as TRUSTEE for GSAA HOME EQUITY TRUST 2006-17,
Asset-Backed Certificates, Series 2006-17]
Plaintiff (s)

NOTICE OF RULE 5.1.
CONSTITUTIONL
CHALLENGE TO A
STATUTE
AND INJUNCTION

vs,

GARDNER LEGARE LOUISE, (Corporate Person)
G. Légaré: Louise-e., In Propria Persona
C/O Post Office Box 3443,
Bluffton, South Carolina [29910]
Defendant in Error.

CERTIFICATE OF SERVICE

For the claim is with the knowledge I have sent a - copy - of the NOTICE OF
**DEFAULT OF RULE 5.1. CONSTITUTIONAL CHALLENGE TO A STATUTE
AND INJUNCTION** by Certified Mail Return Receipt Requested, to the following
location(s) on this 27 day of March in the year 2018:

Office of the Attorney General

Certified Mail # 7015 0640 0004 2735 7186

Honorable Alan Wilson
9001 Mail Service Center
Raleigh, NC 27699

Jasper County Sheriff's Office
Sheriff Christopher Malphrus
12008 N Jacob Smart Blvd PO Box 986
Ridgeland, South Carolina 29936

First class Mail

Clerk of Jasper County Courthouse
Margaret Bostick
265 Russell Street PO Box 248
Ridgeland, SC 29936

First Class Mail

CC: BROCK & SCOTT
Genevieve Johnson Attorney
3800 Fernandina Way Suite 110
Columbia, SC 29210

First Class mail

CC: U.S. Department of Justice -
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001

First Class mail

CC: Department of Justice - South Carolina District **First Class mail**
Wells Fargo Building
1441 Main Street Suite 500
Columbia, SC 29210

BY:

G. Legare

3/27/2018

G. Legaré: Louise -e, © UCC 1-308
In re: GARDNER LEGARE LOUISE
C/O Post Office Box 3443
Bluffton SC, 29910

Dated:

PS Form 3811, July 2018 PSN 7530-02-000-9033

Domestic Return Receipt

■ Complete items 1, 2, and 3.
 ■ Print your name and address on the reverse so that we can return the card to you.
 ■ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Office of Attorney General
 Honorable ALAN Wilson
 9001 Mail Service Center
 Raleigh, NC 27699

9590 9402 3689 7335 1634 62

2. Article Number (Transfer from service label)

7015 0640 0004 2735 7186

A. Signature
 X Adult Address

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below No

RECEIVED BY
 APR 04 2018

3. Service Type
 Adult Signature Priority Mail Express
 Adult Signature Restricted Delivery Registered Mail™
 Certified Mail™ Certified Mail Restricted
 Certified Mail Restricted Delivery Restricted Mail
 Certified Mail Restricted Delivery Signature Confirmation™
 Certified Mail Restricted Delivery Signature Confirmation Restricted Delivery

PS Form 3811, July 2018 PSN 7530-02-000-9033

U.S. Postal Service
CERTIFIED MAIL RECEIPT
 Domestic Mail Only

For more information, visit our website at www.usps.com

7015 0640 0004 2735 7186

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Certified Mail Fee \$3.45

Extra Services & Fees (check box, add fee to amount)

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 Return Receipt (electronic) \$0.00
 Certified Mail Restricted Delivery \$0.00
 Adult Signature Required \$0.00
 Adult Signature Restricted Delivery \$

Postage \$0.50

Total Postage and Fees \$6.70

Postmark Here

03/27/2018

Sent To
 Office Attorney General ALAN Wilson
 Street and Apt. No., or PO Box No.
 9001 Mail Service Center
 City, State, ZIP+4®
 Raleigh NC 27699

PS Form 3800, April 2015 PSN 7530-02-000-9033 See Reverse for Instructions

CONSTITUTIONAL
 challenge 5/11
 Default w/ green card

November 7th, 2017

JASPER COUNTY CLERK OF COURT.
C/O Margaret Bostick, Clerk of Court
Jasper County Court House
265 Russell Street
Ridgeland SC, 29936

Registered mail # RA 620 213 023 US

On November 2nd, 2017, I filed a NOTICE OF APPEAL regarding Case # 2015-CP-27-00524 DEUTSCHE BANK National Trust Company V. LOUISE LEGARE GARDNER as per my conversation with referee Judge Benjamin CP Sapp this court and referee Judge Sapp is ignoring my **NOTICE OF APPEAL** and has expressed violating my constitutional right(s) by ignoring the law and selling my private dwelling anyway. He has also denied my MOTION and right for a fair trial.

Let it be known that I have surrendered the Federal MUNICIPAL "PERSON" to the U.S.

I am not a registered voter of any Federal or Municipal or State Election who are franchises of the Corporation(s) defined at 28 USC 3002(15). I am not a federal or MUNICIPAL government U.S. CITIZEN. I am not a vessel and not operating as a Foreign Situs Trust. I have returned and reclaimed my birth right and living status.

Clerk of Court

I am instructing you to discharge the bid bond in the foreclosure case, return the property and release the case. I am also requesting re-conveyance of the property.

I am operating under the Registered Indemnity Bond # AMR 100001 South Carolina and the Registered Treasury Acct # RA620212990US.

NOTE:

You can also use Private Registered Indemnity Bond AMRI00001 RA393427640US South Carolina to discharge the bid bond.

Act accordingly;

See: Title 18 USC 241 and 242

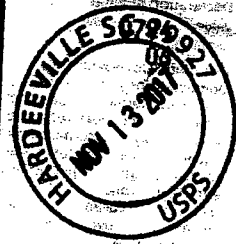
Thank You;

Louise Legare Gardner
C/O PO Box 3443 Bluffton SC 29910

In Re: 1471 South Okatie Hwy Hardeeville, South Carolina

Registered No. **RA620213023US**

Date Stamp



To Be Completed By Post Office

Postage \$ 11.19	Extra Services & Fees (continued)
Extra Services & Fees	<input type="checkbox"/> Signature Confirmation
<input checked="" type="checkbox"/> Registered Mail 611.70	<input type="checkbox"/> Signature Confirmation Restricted Delivery
<input checked="" type="checkbox"/> Return Receipt (hardcopy) \$ 00.00	
<input type="checkbox"/> Return Receipt (electronic) \$ 00.00	
<input type="checkbox"/> Restricted Delivery \$ 00.00	
	Total Postage & Fees \$ 612.89
Customer Must Declare Full Value \$ 0.00	Received by 11/13/2017

Domestic Insurance up to \$50,000 is included based upon the declared value. International indemnity is limited. (See Reverse).

OFFICIAL USE

To Be Completed By Customer (Please Print) All Entries Must Be In Ballpoint or Typed

FROM	HARDEEVILLE, SC 29927 (INDEMNITY BOND)
	house hegan Gardner
	P.O. Box 3443
	Bluffton SC 29910
	Wayne County Court
TO	CRIDGELAND, SC 29936 Clerk Margaret E. Bostick
	265 Russell Street
	Rideland SC 29936

PS Form 3806, Registered Mail Receipt
 April 2015, PSN 7530-02-000-9051
 Copy 1 - Customer (See Information on Reverse)
 For domestic delivery information, visit our website at www.usps.com

November 27, 2017

**Clerk of Court
Margaret Bostick**

On November 13, 2017

I sent by registered mail # RA 620 213 023 US the BID BOND information for full settlement and closure of the account in full. Please provide me with the 6 digit CUSIP # if you have not settle the account in full. All I want is to settle the bonds on Cause/case # 2017 CP-27-00524 with the party that brought the charges, DA or other. Please provide the information so that you can go to full settlement and closure of the above case. If there are any charges against the DEFENDANT on the above case you need to contact Steven T. Mnuchin, Secretary of the Treasury. He's the Fiduciary for that account not me. I am the Subrogee

If you are not willing to stay in honor and settle the account then I will contact the DA or whom ever brought the charges. Provide me with the name of the Underwriter of your Bond held by your Risk Management Department.

Thank You:

**In Re: LOUISE LEGARE GARDNER
C/O PO Box 3443
Bluffton SC, 29910**