

THE SOUTH CAROLINA COURT OF APPEALS

FORM 8

LETTER TO THE APPELLATE COURT CLERK

July 7, 2018

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JUL 06 2018

SC Court of Appeals

The Honorable James Lockemy, Chief Judge
Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

RE: Miriam Samuel, Appellant v. Lynne Johnson, Respondent.

Case No. 2016CP-40-02392

Case No. 2017-002289

Dear Ms. Kitchings:

I Miriam Samuel Respectfully ask for an extension of time in the matter of this Appeal. I am doing this by myself and own my own, as Pro Se. This being the case Please allow me 30 days, to get the Matter of Appeal, The Initial Brief and The Matter of Designation.

The facts are that I have been in Probate court in Lexington, SC, many times, since May 2018. My estranged brother stole our father from my house.

Sincerely Yours,
Miriam Samuel

Enclosed for filing is a notice of appeal in the above case. Also enclosed are the following:

Documents showing Proof of the Matter, concerning my Farther.

- (1) Proof of service of the notice of appeal on the respondent[s].
- (2) A copy of the order[s] [judgment] which is [are] to be challenged on appeal.
- (3) a filing fee of \$25.00

THE STATE OF SOUTH CAROLINA
In the Supreme Court

APPEAL FROM RICHLAND COUNTY
The Honorable James E. Lockemy,
Chief Appeal Court Judge

Case No. 2017-CP-40-002289
Case No. 2016-CP-40-02393

Miriam H. Samuel, Pro Se
/s/Miriam H. Samuel,

Appellant

v.

Clawson and Staubes
Jescelyn Spitz; E. Dale Lang Jr, as
Personal Representative of
Lynne N. Johnson

Respondent

PROOF OF SERVICE

I certify that I have served the Record on Appeal, Initial Briefs, and Motions to be heard. on Lynne N. Johnson by depositing a copy of it in the United States Mail, postage prepaid, on July 7, 2018. Delivered to address of her attorney of record, Jescelyn Spitz; E. Dale Lang Jr., Clawson and Staubes 1612 Marion Street Columbia, SC 29201. [by personally delivering a copy of it to her attorneys Office of record]

July 7, 2018

s/ Miriam H. Samuel, Miriam H. Samuel
4014 Margrave Road
Columbia, South Carolina 29203
(803) 256-7283
Pro Se Appellant

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SC Court of Appeals

STATE OF SOUTH CAROLINA)
)
COUNTY OF LEXINGTON)

IN THE PROBATE COURT

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IN THE MATTER OF:)
EDDIE HOLLOWAY, SR.)

SC Court of Appeals
Docket Nos. 2018GC3200060 and 00061

AFFIDAVIT OF VICTOR HOLLOWAY

PERSONALLY APPEARED BEFORE ME, Victor Holloway, who being duly sworn, deposes and says that:

My father is Eddie Holloway, Sr. My sister, Miriam, has petitioned the Court to serve as my father's Guardian and Conservator because he has dementia. I have also petitioned the Court to serve as my father's Guardian and Conservator. I believe that I am the most appropriate choice and that my father's best interests will be served by me caring for him instead of Miriam.

Miriam showed up at my father's house in January 2018 and discovered that he was sick. She took it upon herself to take him away from his home and his wife at that time. His wife later died on April 21, 2018 and had begged for him to be returned. Miriam takes credit for having swooped in to save the day when our dad was sick, but if any of the siblings had stopped in, any one of us would have assisted him – not just Miriam.

I am very concerned that Miriam does not have good motives in trying to assist our father. She has never shown a strong degree of affection toward our father. Actually, it has been quite the opposite. I believe she has hated him. I think Miriam only wants to be involved with our father at this point because she hopes to get some monetary gain. I understand that she took out a life insurance policy on our father in the amount of

STATE OF SOUTH CAROLINA
COUNTY OF LEXINGTON
IN THE MATTER OF EDDIE HOLLOWAY

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IN THE PROBATE COURT
TERMINATION OF APPOINTMENT

CASE NUMBER: 2018GC3200060

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SC Court of Appeals

- TEMPORARY GUARDIAN
 CONSERVATOR
 TRUSTEE

The appointment of MIRIAM H. SAMUEL, Fiduciary in the above matter, is hereby terminated for the following reason(s):

- Objection to Testamentary Appointment by appointee
 Removal of Guardian/Conservator/Trustee
 Resignation of Guardian/Conservator/Trustee
 Finding of termination of incapacity (guardianship)
 Termination of minority or disability
 Temporary Guardian - term has expired
 Other (specify)

Executed this 13th day of June, 2018.

Daniel R. Eckstein AB

Probate Court Judge

STATE OF SOUTH CAROLINA,
COUNTY OF Lexington
Victor Holloway, Petitioner,

vs.
Eddie Holloway, Sr., Eddie Holloway, Jr.,
James Holloway, Miriam Samuel, &
Keith Holloway. Respondent(s).

CASE NO. _____

RECEIVED
IN THE PROBATE COURT
JUL 06 2018
SUMMONS SC Court of Appeals

~~TO THE RESPONDENTS ABOVE NAMED:~~

YOU ARE HEREBY SUMMONED and required to answer the Petition herein, a copy of which is herewith served upon you, and to serve a copy of your Answer to this Petition upon the petitioner, at the address shown below, within thirty (30) days after service hereof, exclusive of the day of such service, and if you fail to answer the Petition, judgment by default will be rendered against you for the relief demanded in the Petition.

FILED
2018 JUN - 8 A 9:20
DANIEL R. ECKSTROM
CLERK OF PROBATE COURT
LEXINGTON COUNTY, S.C.

Gaston, South Carolina

Abble Marie S. Patterson
Petitioner/Attorney for Petitioner

Dated: 6/7/18

355 N. Main St.
Gaston, SC 29053
803-446-0792
803-794-1357 (fax)
holly.patterson@att.net



LEXINGTON COUNTY PROBATE COURT

Lexington County Judicial Center
205 East Main Street, Suite 134
Lexington, SC 29072
(803) 785-8324

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JUL 06 2018

SC Court of Appeals

DANIEL R. ECKSTROM
Judge

June 13, 2018

JULIE H. THOMPSON
Associate Judge

Holly-Marie S. Patterson, Esquire
355 N. Main Street
Gaston, SC 29053

Case Name: Eddie Holloway
Case No.: 2018-GC-32-00060 -- Guardianship
2018-GC-32-00061 -- Conservatorship

Dear Ms. Patterson:

Please find enclosed the Termination of Appointment for Miriam H. Samuel, Order of Appointment of Temporary Guardian and Certificates of Appointment. A hearing for permanent guardianship and conservatorship should be scheduled on or before October 1, 2018, please contact me at abowright@lex-co.com if you have any questions.

Sincerely,

Ann S. Boatwright
Clerk of Probate Court

Enclosures

cc: Alexander Imgrund, Esquire (enclosures/Termination of Appointment & Order of Appointment)
✓ Miriam Samuel (enclosure/Termination of Appointment only)

[(4) This appeal is being filed with the Supreme Court because . . . (see Rule 240(d) 207 (a) (b), 241, 267, for when an appeal can be filed with the Supreme Court).]

Sincerely,

s/ Miriam H. Samuel

Miriam Samuel

4014 Margrave Road

Columbia, South Carolina 29203

(864) 000-0000

Appellant, Pro Se

cc: Jescelyn Spitz, E. Dale Lang Jr.
1612 Marion Street
Columbia, South Carolina 29201
(800) 774-8242
Attorney for Respondent

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