

IN THE COURT OF APPEALS THE STATE
SOUTH CAROLINA

FRANCES REANAY WILLIAMS

Appellant

Vs

Appellate case

NO. _____

SHIRELLE JUNIOUS

Appellee

RECEIVED
AUG 22 2018
SC Court of Appeals

APPELLANT BRIEF AND ENUMERATION OF ERRORS FOR
MOTION FOR TRIAL AND REVERSE REMAND BACK TO
PROBATE COURT:

STATEMENT OF FACTS:

The appellant is the only lawful legal living heir of the decedent born in the marriage of the decedent to the appellant mother. The appellant brother pass March, 2015 and mother May, 2015, within six weeks of each other. The appellant is the only lawful legal heir of the decedent.

The appellee file the a copy of the will on June 8, 2017. The appellant obtain a copy of the will and question the format of the will and the fact that appellant Middle name was misspell, middle name put as her first name in the will, that appellant father knew how to spell her name and would not make the mistake of putting her middle name for appellant first name. The attorney who made the will signed as a witness and the notary and stated the will was signed in his office on April 7, 2017. The decedent was a patient on April 7th was not able to travel to the Attorney office on the day of signing of the will. The appellant question the signature on the will not being the appellant father the decedent signature.

The appellant file the petition on July 10, 2017, contesting the will. The appellant filed a complaint with Supreme Court of South Carolina Office of

Disciplinary Counsel against Attorney Dwight Moore, who drew up the will, Shirelle Junious, and Audrey Walter the witness on the will. The complaint was file with the petition contesting the will as exhibit A. The Supreme Court of South Carolina Office of Disciplinary Counsel, did investigation on Attorney Dwight Moore action on file in the complaint. The letter from the office stated the complaint was not dismissed, but the disposition is confidential under the provision of the Rules for Lawyer Disciplinary Enforcement, Rule 413 SCACR. The appellant filed a complaint on the Judge and Judge office in handling of this petition challenging the will and the handling of the power of attorney. The office of Supreme Court of South Carolina office of Disciplinary Counsel stated they could not get involved with pending civil actions in court.

Appellant perfected service to appellee on Wednesday July 19, 2017 at 3:29 pm. The appellee filed an answer to the amended petition which acknowledge service. The appellant filed a motion to enter a judgment on the petition, Exhibit M5 the appellant showed the probate court evidence of the post office certified receipts showing service to appellee, Dwight Moore, and Audrey Walter. A fact the probate judge overlook and dismiss the the case with prejudices. The appellee did not file a motion stating the appellee was not properly served. The probate judge took upon the judge the action to bring in an issue of service not being perfected an action the appellee had not pursue with a motion being filed in the petition, and filed an answer to amendment which is a writing. The order dismissing the petition should have never been done and hearing on July 30, 2018 cancel by the probate Judge.

Sufficient documents was submitted in the petition that showed the will submitted by the appellee was a fraud. A fact the probate judge overlook in dismissing petition with prejudice.

ENUMERATION OF ERRORS

1. Pursuant to rule 5(d) of the South Carolina rules of Court RCC the court finds service was not perfected and accordingly, the action is dismissed, sua sponte, with prejudice error by judge dismissing the case.

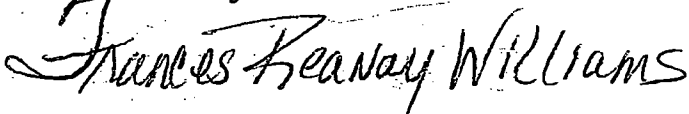
2. No motion was filed by appellee stating service was not perfected, an answer was file to the amended petition by appellee which is a writing showing service was perfected error by judge.
3. Proof of service evidence was submitted with the amended petition showing service perfected error made by probate judge.
4. The behavior and order violates Cannon 3 the order is not impartially and fair, judge bias on any basis in a proceeding impairs the fairness of the proceeding and brings the judiciary into disrepute this is an error.
5. The order violates Cannon 3 B(2) and (5) a judge shall be faithful to the law, in dismissing the petition overlook the Supreme Court of South Carolina office of Disciplinary Counsel finding of the will being a fraud and did not meet statutory requirement this is an error.
6. The judge must explain how the appellee was able to say the petition was being dismiss before the judge signed the order on July 18, 2018 this conduct must be address by this court and this error of conduct address.
7. The order must be overrule and case remand reverse back to probate court, the appellant address the probate office in the complaint filed in the petition in the filing of the will and power of attorney not meeting the statutory requirement of the code for a will and a power of attorney this error must be corrected.

Base on the evidence submitted in the case by the appellant showing the Supreme Court of South Carolina Office of Disciplinary Counsel found the Attorney who drew up the will being contesting, that will was a fraud, the appellant had shown from the complaint the Notice of Final Disposition by the Supreme that this will is a fraud. The question is why the Probate Judge of Clarendon dismiss the petition on a motion that was not file, overlook an answer was filed by the appellee. The appellee has a copy of the petition showing service was perfected by the appellant evidence, submitted a second time in Motion to enter a final judgment in the petition. The fact that a father knows his child name that he had a hand in naming, a parent would never confuse his child middle and first name. As people did who drew up the fraudulent will, the will has been proven to be fraud by the evidence appellant submitted by going after the attorney who drew up and have the Supreme Court investigate him and enter a final Disposition on

the matter. For this Judge to state no evidence of service has not been perfected the Judge must look to her conduct and office and asked why because the proof was filed by appellant. The appeal Court must look at the evidence presented in this case the Judge action in dismissing the case and reverse the order and remanded the case back to the probate court. The appellee Shirelle Junious, the Attorney Dwight Moore and Judge actions must be look at not just from civil aspect but criminal actions in this case. It is a fact Attorney Dwight Moore plead guilty for his actions of draw up the fraudulent will and seek protection under Rule 413. For both parties to continue to take steps in trying to deny the appellant the appellant rightful inheritance under appellant father estate. Can not be allow this Judge order allows two criminals to get away with a crime. Though this is a Civil matter in contesting the will of the decedent the respondent/appellee actions are criminal a fraud and statement before the probate court stating the will is a valid will when the testimony by Attorney to Supreme Court the will is a fraud the Judge should have proceed with the hearing to obtain the necessary evidence with the court reporter request to obtain sufficient for prosecution in this case. The Judge should have never dismiss this case with the evidence submitted, that will is a fraud with prejudice. The appeal Court must overturn and remand back to probate Court this order.

The errors made must be corrected. The will violates 62-2-502(2)(3) see the complaint the appellant filed and made a part of evidence in the contesting of the will review the evidence and see what Supreme Court investigation found in the Attorney actions in this will. Service was perfected by the appellant and evidence was submitted a second^{time} in the motion to enter a judgment and Appellee filed an answer.

Submitted by



Frances Reaney Williams

Appellant

Documents

From Contesting of Will.
of Jarone Williams to
Support Notice of Appeal
and brief

- 1) Exhibit Sheet with Court Stamp
- 2) Complaint file with S.C. Supreme Court
- 3) Supreme Court Notice of Final disposition MZ
- 4) Certified receipts of Service (M5)
- 5) Letter from Supreme Court on Judge Sorrell

Submitted

By

Frances Rainey Williams

8/20/2018

Exhibits Contesting Will of Jarone Williams

- (1) Copy of complaint file with South Carolina Bar exhibit A
- (2) Copy of Will of Jarone Williams 5 pages
- (3) Copy of Code 20-2-502.
- (4) Copy of South Carolina Secretary of State Notary Public Online Manual
- (5) Copy of Statement on last Will & Testament prepared by a lawyer not c.

MARGARET J. SORRELL
JUDGE OF PROBATE
CLARENDON COUNTY, SC
2017 JUL 10 PM 4: 30

Sent: Wed, Jul 05, 2017 05:09 PM

Subject: Complaint

Frances Reanay Williams
170 Windhaven Trail SW
Atlanta, Georgia 30331

South Carolina Bar Association
27th Street
1220 Senate Suite 305
Columbia, South Carolina 29201

MARGARET J. SORRELL
JUDGE OF PROBATE
CLARENDON COUNTY, SC
2017 JUL 10 PM 4: 30

COMPLAINT

Come now Frances Reanay Williams and file this complaint against Attorney at Law Dwight Moore, 26 North Main Street, Post Office Box 1229, Sumter, South Carolina 29151-1229, Telephone (803) 778-6520 Fax (803)775-6365. Attorney Dwight Moore have willfully committed a fraud with Shirelle Junious and Audrey Walters, in the drafting of the will that was filed in the Probate Court of Clarendon County Manning, South Carolina on June 8, 2017, for the Estate of Jarone Williams.

1.
The will violates 62-2-502(2)(3), Jarone Williams did not appear before attorney Moore and sign the will and Audrey Walters, did not witness Jarone Williams signing the will. Secondly the will lack the two witness required for the will under this code section. Attorney Moore can not sign the will as a witness and the Notary Public, the Notary Public manual for the State of South Carolina clearly states in (10) You can not notarize your own signature. Attorney Moore has further violate South Carolina Rules of Professional Conduct number (5) (6) and (7). And violate 43-35-10(b)(c) with Shirelle Junious in exploitation of Jarone Williams in draft of a power of attorney and the will to deny his legal heir Frances Reanay Williams her rightful heritance that is given to her under the Code of the State of South Carolina from her father estate.

2.
It is further being asked that the Bar for the State of South over see the action of the probate court in the filing of this will for probate, under the ethical cannon for Judges under the South Carolina Rules of Professional Conduct for Judges to follow the laws of the State of South Carolina. According to the laws of the state of South Carolina this will should not have been probated by the probate court and should not have been accepted for filing on June 8, 2017, by the probate judge because the will did not meet the statutory requirement of the two witness and the fact that attorney Moore sign as the

Exhibit A
Matter of Jarone Williams Will

witness and the notary public. The last page with the notary signature and witness signature is not initial.

3.

A copy of the will is attached, a copy of requirement for a will, a copy of 62-2-502, a copy of South Carolina Secretary of States Office Notary Public online Manual, a copy of South Carolina Rules of Professional Conduct 5, 6, and 7.

4.

Because the will is a fraud the heir Frances Reanay Williams, asked that the State Bar of South Carolina to hold Attorney Moore liable for his actions in writing the fraudulent will and putting his stamp on and notarizing the fraudulent will, that he drew up for Shirelle Junious stating it was Jarone Williams will. On April 7, 2017, the date Attorney Moore states Jarone Williams sign the will he was a patient in the Veteran hospital, 6439 Games Ferry Road, Columbia, South Carolina fighting cancer, which took his life on May 29, 2017.

5.

Attorney Moore and Shirelle Junious misspell my name in the will is spell Renee my name is Frances Reanay Williams, not Renee Frances Williams, my father Jarone Williams knew how to spell my name and also knew my middle name which all my family call me by was not my first name Frances is my first name.

6.

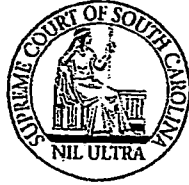
This will was done for sole purpose of preventing Frances Reanay from inheriting her father estate. This actions of the attorney Moore and Shirelle Junious prevent Frances Reanay Williams from having any say in arrangement of her father funeral, where he was place to rest, the program, obituary, deny the opportunity to speak at her father funeral but Shirelle Junious spoke, and Shirelle Junious refused to give Frances Reanay Williams the flagg of her father casket. Attorney Moore action contribute to heartache and additional grieve to Frances Reanay Williams.

Frances Reanay Williams

Frances Reanay Williams
the only legal Heir of Jarone Williams

Attachment to complaint

1. Requirement for South Carolina Will
2. Will (cover sheet and five pages)
3. Code 62-2-512
4. Notary Public Online Manual (3 pages)
5. South Carolina Rules of Professional Conduct



The Supreme Court of South Carolina
OFFICE OF DISCIPLINARY COUNSEL

Lesley M. Coggiola
Disciplinary Counsel

Kelly B. Arnold
Assistant Disciplinary Counsel

Post Office Box 12159
Columbia, South Carolina 29211

Telephone: (803) 734-2038
Fax: (803) 734-1964

September 28, 2017

PERSONAL AND CONFIDENTIAL

Frances Reanay Williams
170 Windhaven Trail SW
Atlanta, GA 30331

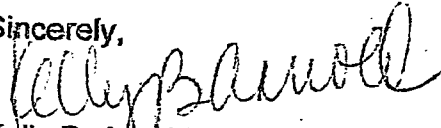
RE: NOTICE OF FINAL DISPOSITION
Lawyer: Dwight Christopher Moore, Esquire
Matter Number: 17-DE-L-0784

Dear Ms. Williams:

You previously filed a complaint with the Commission on Lawyer Conduct concerning Dwight Christopher Moore, Esquire, which was referred to this office for investigation. Your complaint was not dismissed, but the disposition is confidential under the provisions of the Rules for Lawyer Disciplinary Enforcement, Rule 413, SCACR.

This constitutes final disposition of the proceedings in this matter. Your cooperation with the Commission and this office is appreciated.

Sincerely,


Kelly B. Arnold

Letter ON Dwight Moore M2
Final Disposition copy of
Complaint filed in this petition
July 10, 2017.

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

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

OFFICIAL USE

Certified Mail Fee \$3.35

Extra Services & Fees (check box, add fee as appropriate)

<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage \$0.49

Total Postage and Fees \$3.84

Postmark Here 0076 44 07/16/2017

Sent to Audrey Walters
 6967 Elk Horn Trail
 Pinewood, SC 29125

PS Form 3800, April 2015 PSN 755C-22-000-0000 See Reverse for Instructions

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

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

OFFICIAL USE

Certified Mail Fee \$3.35

Extra Services & Fees (check box, add fee as appropriate)

<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage \$0.70

Total Postage and Fees \$4.05

Postmark Here 0233 08 08/04/2017

Sent to Shirelle Junious
 6967 Alex Harbin Highway
 Summerton, SC 29148

PS Form 3800, April 2015 PSN 755C-22-000-0000 See Reverse for Instructions

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

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

OFFICIAL USE

Certified Mail Fee \$3.35

Extra Services & Fees (check box, add fee as appropriate)

<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage \$2.67

Total Postage and Fees \$6.02

Postmark Here 0076 44 07/16/2017

Sent to Shirelle Junious
 6967 Alex Harbin Highway
 Summerton, SC 29148

PS Form 3800, April 2015 PSN 755C-22-000-0000 See Reverse for Instructions

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

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

OFFICIAL USE

Certified Mail Fee \$3.35

Extra Services & Fees (check box, add fee as appropriate)

<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage \$0.70

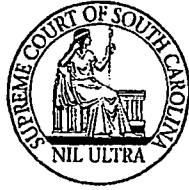
Total Postage and Fees \$4.05

Postmark Here 0076 44 07/16/2017

Sent to Anthony Dwight Moore
 26 North Main Street
 Sumner, SC 29150 1224

PS Form 3800, April 2015 PSN 755C-22-000-0000 See Reverse for Instructions

Exhibit: M5
 Showing petitioner services to
 parties name in petition and complaint



The Supreme Court of South Carolina

OFFICE OF DISCIPLINARY COUNSEL

Lesley M. Coggiola
Disciplinary Counsel

Joseph P. Turner Jr.
Senior Assistant Disciplinary Counsel

Post Office Box 12159
Columbia, South Carolina 29211

Telephone: (803) 734-2038
Fax: (803) 734-1964

August 11, 2017

PERSONAL AND CONFIDENTIAL

Frances Reanay Williams
170 Windhaven Trail SW
Atlanta, GA 30331

Re: Judge: Margaret Jackson Sorrell
County Probate Court
Matter Number: 17-DE-J-0131

Dear Ms. Williams:

We have received and reviewed your complaint about Margaret Jackson Sorrell. The authority of this office and the jurisdiction of the Commission on Judicial Conduct concerning complaints against judges are limited to issues of whether a judge has committed misconduct or is incapacitated within the guidelines of the Rules for Judicial Disciplinary Enforcement, Rule 502, SCACR, adopted by the Supreme Court of South Carolina. We do not have authority over Clerks of Court.

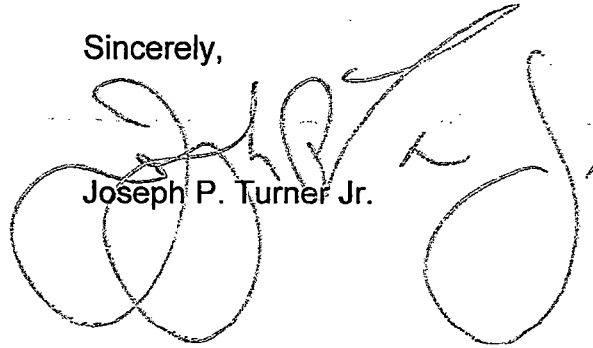
These rules do not apply to questions about whether or not the outcome of a case handled by a judge was fair. We do not have authority to intervene in any matter presently pending before a court or to change the outcome of the decision of a court. These are legal matters which must be addressed by you to the court or raised by you on appeal using the appropriate appellate procedures.

In addition, we do not seek to get a judge to do something a person wants done. We cannot give advice about your case or the legal system in general. This is not a place for an individual to seek relief, but a place where institutional values are promoted for the good of everyone who has dealings with our legal system.

Frances Reanay Williams
August 11, 2017
Page Two

The information in your complaint involves legal matters that would not constitute misconduct or incapacity under these rules even if true and, as such, are outside the jurisdiction of this office and the Commission on Judicial Conduct. For this reason, your complaint is dismissed pursuant to the provisions of Rule 19(a) of the Rules for Judicial Disciplinary Enforcement.

Sincerely,

A handwritten signature in black ink, appearing to read "Joseph P. Turner Jr.", written over the typed name. The signature is stylized with large loops and a long horizontal stroke.

Joseph P. Turner Jr.

JPT/clg

The Supreme Court of South Carolina
OFFICE OF DISCIPLINARY COUNSEL
POST-OFFICE BOX 12159
COLUMBIA, SOUTH CAROLINA 29211

COLUMBIA
SC 290
19 AUG 17
PM 4-1

Master
08/14/2017
FIRST-CLASS MAIL
POSTAGE
\$00.46
ZIP 29201
011D12602824

PERSONAL AND CONFIDENTIAL

Frances Reaney Williams
170 Windhaven Trail SW
Atlanta, GA 30331

30331-786870

