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THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM HAMPTON COUNTY  
Walter H. Sanders Jr., Special Referee

Yvette Cole, .....Appellant

v.

Shirley Heyward, .....Respondent

RECORD ON APPEAL

Amended Notice of Appeal

September 4, 2018

Yvette Cole  
152 East 111<sup>th</sup> Street Apt 6D  
New York, NY 10029  
(212)-427-2042

RE: Yvette Cole v. Shirley Heyward

**RECEIVED**  
SEP 10 2018  
SC Court of Appeals

Dear Sir or Madam,

I ("Yvette Cole") am writing to appeal the decision of Special Referee, Walter H. Sanders Jr., which I received written notice of the entry of the judgment on which this appeal is based on July 20, 2018. The judgment concluded that I am not the sole owner of the property located at 560 Sapp Blvd, SE, Estill, SC 29918 and that Shirley Heyward and others, have an ownership interest, undivided right and title to the aforementioned property.

After a Hearing to determine that I am the sole owner and have the sole interest, right and title to the property located at 560 Sapp Blvd, SE, Estill, SC 29918, Special Referee Sanders Jr. rendered an erroneous decision. Sanders Jr. ordered that Shirley Heyward, with others, has an undivided right, title and interest in the property located at 560 Sapp Blvd, SE, Estill, SC 29918. However, the basis of this appeal is on two pressing matters regarding this decision: (1) **The property that is in dispute is not the property that Sanders Jr. rendered a decision on;** and (2) **Special Referee Walter H. Sanders Jr. should have recused himself from overseeing this matter.**

The property that is in dispute in this case, and the property that Sanders Jr. rendered his decision about are two **SEPARATE** properties. The property in which I am the sole owner of, is the property located at 560 Sapp Blvd, SE, Estill, SC 29918 with the **Map Number 069-01-12-007**. The property that Sanders Jr. addresses in his decision is the property that my father Hezekiah Heyward owned, with the **Map Number 069-01-12-010**. A title search was properly executed for my property located at 560 Sapp Blvd, SE, Estill, SC 29918 by Attorney Thayer Rivers and it was determined that I, Yvette Cole, am the sole owner of that property.

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Not only did Sanders Jr. render an inaccurate decision on the wrong property, but he has prevented my Constitutional right to a fair and unbiased decision by not recusing himself from adjudicating this matter. Sanders Jr. should have recused himself for the following reasons: **(1) Walter H. Sanders Jr. was hired to represent me, Yvette Cole, in 1998 in an eviction action against Shirley Heyward over the property located at 560 Sapp Blvd. SE, Estill, SC 29918, which is the same property currently in dispute; (2) Walter H. Sanders Jr. took \$300.00 from me, Yvette Cole, and did nothing further; and (3) Actions were taken in the form of filing a complaint against Walter H. Sanders Jr. with the South Carolina Bar Association Disciplinary Committee.** For these reasons I feel that Sanders Jr. presiding over this matter has been a complete conflict of interest and a hinderance on my ability to get a fair, just and timely decision.

It is for these reasons that I ask you to reverse the decision of Special Referee Walter H. Sanders Jr. and conclude for a final time that I, Yvette Cole have the sole interest, title, and rights to the property located at 560 Sapp Blvd, SE, Estill, SC 29918.

Respectfully Yours,

  
Yvette Cole

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THE STATE OF SOUTH CAROLINA  
In The Court Of Appeals

APPEAL FROM THE HAMPTON COUNTY  
Court of Common Pleas

Walter H. Sanders Jr., Special Referee

Case No. 2017-CP-25-041

**RECEIVED**

**SEP 10 2018**

**SC Court of Appeals**

Shirley Heyward,

Respondent,

v.

Yvette Cole,

Appellant

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Shirley Heyward by depositing a copy of it in the United States Mail, postage prepaid, on July 25, 2018, addressed to, Shirley Heyward 560 Sapp Blvd, SE, Estill, SC 29918.

September 4, 2018

*Yvette Cole*

Yvette Cole  
152 East 111<sup>th</sup> Street Apt. 6D  
New York, NY 10029  
(212)- 427-2042  
Appellant

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Walter H. Sanders Jr., Special Referee

Case No. 2017-CP-25-041

Shirley Heyward,

Respondent,

v.

Yvette Cole,

Appellant

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PROOF OF SERVICE

I certify that I have served the Notice of Appeal with the lower court clerk of court by depositing a copy of it in the United States Mail, postage prepaid, on July 25, 2018, addressed to the Hampton County Court of Common Pleas, Clerk of Courts, P.O. Box 7 Hampton, SC 29924.

September 4, 2018

s/ Yvette Cole  
Yvette Cole  
152 East 111<sup>th</sup> Street Apt. 6D  
New York, NY 10029  
(212)- 427-2042  
Appellant

C

Yvette Cole  
152 E 111th St Apt 6D  
New York, NY 10029-2651

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South Carolina Court of Appeals  
Jenny Abbott Kitchings, Clerk.  
P.O. Box 11629  
Columbia, South Carolina

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