

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Master -in- Equity Judge Anderson M. Griffith

Case No. 2015-02-CP-00578

Appellant Case 2018-00798

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OCT 17 2018
SC Court of Appeals

U.S. Bank, at el.

Respondent's

vs.

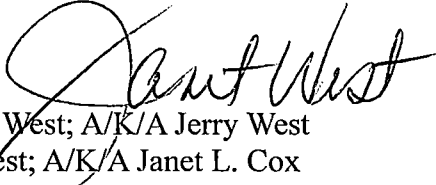
Anthony J. West, and Janet L. West

Appellant's

INITIAL BRIEF OF THE APPELLANT'S

Beliefs of knowledge Respondents Foreclosure Action on Appellant's primary residence located in South Carolina is to be portrayed as an legitimate Foreclosure perpetrated by unknown with predecessors in order to deceive the courts. To continue defrauding Appellants and fraudulent actions on others, may be investors, banks, State and Federal Regulators for profits.

Date: October 17, 2018


Anthony J. West; A/K/A Jerry West
Janet L. West; A/K/A Janet L. Cox
39 Pride Avenue Graniteville, S.C. 29829
803-391-8850

DESIGNATION OF MATTER

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Appellant's proposes the following be included in the Record on Appeal:

1. Assignment of Mortgage recorded July 11, 2014 Aiken County Records/Mesne (Defendants Exhibit filed May 01, 2015.)
2. Letter February 12, 2015 Mortgage has been referred to Plaintiffs/Respondents firm Scott and Corley, P.A. Attorney William Koehler SC Bar no.
3. Plaintiffs Summons, Complaint hand stamped by clerk March 06, 2015 at 2:00P.M. For Attorney Andrew M. Wilson, SC Bar no. 72553
4. Server ProVest, LLC for Respondents documents hand delivered on March 17, 2015 to Appellants (18) eighteen-year-old son; Wyatt West
5. Plaintiffs Summons requiring Defendants to appear and defend by answer at 2712 Middleburg Drive, Suite 200 Columbia, S.C. 29201 or by mailing to PO Box 2065 Columbia, S.C. 29202 within 30 days.
6. Lis Pendens indicating Aames Funding Corporation DBA Aames Home Loans of California December 26, 2003
7. Defendants Emails to Clerk of Court, Master in Equity employee's
8. Defendants Answers filed/docket April 16, 2015
9. Defendants Amended answers with Exhibits filed May 01, 2015.
 - US Department of Urban Development Settlement Statement listing Aames Home Loan Jacksonville, Florida 32256,
 - Uniform Residential Appraisal Report, file no. 031107a,
 - email to Sam Cox, Broker dated: January 31, 2012,
 - Western Union letter dated December 27, 2010,
 - Chase letter dated March 02, 2012 indicating Aurora Loan Servicing, Chase being the owner on June 14, 2005 Bankruptcy Chapter 7, and modification information
 - Chase letter dated March 12, 2012 Notice of Assignment, Sale or Transfer of Servicing Rights
 - Chase letter dated March 29, 2012 transferring to Ocwen
 - Email June 01, 2015 transmittal from Vance Bradham indicating gathering documents, and July 11, 2015 forwarded to Aiken County informing I have not received documents.
 - Witness was not in attendance at the closing Mortgage Vol 3431 page 276
 - Aiken County Government May 12, 2014 E-Services RMC Mortgage record book 3431/261 indicating Aames Funding Corporation and Aames Home Loans
 - Bankruptcy Chapter 7 June 2005.
10. SC Housing Answers filed April 06, 2015.

11. Defendants West First Set of Request for Production to Plaintiffs September 14, 2015.
12. Defendants response to Plaintiffs First Set of Admissions filed September 14, 2015
13. Defendants letter filed November 05, 2015 with the clerk of court. The plaintiffs have failed to comply with discoveries.
14. Plaintiffs response to Defendants First Set of Request for Production June 13, 2016 Attorney Andrew Sullivan; SC Bar No. 100464
15. Court of Common Pleas dated June 13, 2016 (Would like to Request transcript.) (Defendants were informed in person, while informing the court, we were present, we were not on the roster.)
16. Judge Early signed a form 4 indicating an hearing or trail on June 13, 2016 an case was in an intervention and case is dismissed w/o/p due to Hamp with leave to restore and this order ends.
17. Plaintiffs counsel Tasha Thompson SC Bar No. 76415 Motion no hearing and a Motion and Order to restore May 16, 2017,
18. Plaintiffs counsel filed an order to restore to active docket May 23, 2017,
19. Plaintiffs counsel William Stork; SC Bar No. filed May 26, 2017 stated as of May 12, 2017 Defendants failed, declined or voluntary elected not to participate in a foreclosure intervention,
20. Plaintiffs order referred to the Master or Special Referee May 31, 2017,
21. Defendants filed June 30, 2017 letter and Certificate of Service to Plaintiffs, an answer regarding Administrative Order 2011-05-02-01(Electronically stamped by clerk of court.),
22. Defendants Motion to compel an order pursuant SC Rule 33 and SC Rule 34 for plaintiffs to answer and re-answer filed clerk of court hand stamped June 30, 2017,
23. Defendants email transmittal to Clerk of court and Respondent's Attorney Vance Bradham, SC Bar No 10042,
24. Reference of Defendants Motion to Compel received a letter from Plaintiffs of a hearing set for August 15, 2017 at 11:00am. Filed electronically by Plaintiffs Senior attorney William Stork SC Bar No. 10042
25. Defendants Motion for a continuance to seek legal representation, and awaiting to hear from August 29, 2017 (hand stamped by clerk of court.)
26. Appellants received by hand delivery from Plaintiffs Senior Attorney William Stork on August 30, 2017 and Appellant Janet West made a note of receiving the letter dated June 10, 2016 in Response to Defendants First Set of Request for Production. With Attachments consisting of objections and limitation 8 pages,

27. Defendants request for a foreclosure intervention with signatures,
28. Plaintiffs Paralegal Caroline Lester letter dated December 29, 2017 Notice of Hearing February 01, 2018 10:00am. Motion for Summary Judgment for the purpose of reviewing affidavits, testimony, findings of facts and conclusions of law without further order of the court.
29. August 31, 2017 Appellants Motion to Order respondents to comply with discoveries, pursuant to SC Rule 33 and SC Rule 34, however, our understanding Judge Declined to continue the motion hearing, however, continued only approving the note to view. The Judge deliberately ignored our pleads, and statements. The Plaintiffs called firm for a check for the recorded with
*
30. December 29, 2017 plaintiffs e file a memorandum on support of The Motion for Summary Judgment. 54 pages total and Plaintiffs exhibit #6 An Affidavit from Closing Attorney Raymond Dufour, SC Bar No. *
31. Defendants electronically e filed/stamped January 31, 2018 Memorandum in Opposition and for summary judgment for damages, court fees, and for Master in Equity; Judge Griffith to deny Plaintiffs claim of attorney fees.
32. Transcript by Creel Court Reporting, INC., Cortney Glover for court date February 01, 2018,
33. Raymond Dufour letter dated December 31, 2003 with copy of Dufour & Dufour trust Account was provided on February 01, 2018 per Appellants Subpoena.
34. Master in Equity Judge Griffith Order March 26, 2018, type: Master/Order/Form 4,
35. Respondent's March 27, 2018 certificate of service pertaining to an order.
36. Appellant's email transmittal April 05, 2018 to Clerk of Court, Master in Equity, Respondent's Attorney William Stork and Maria W of Scott and Corley, P.A. Law Firm. Regarding Closing Attorney Raymond Dufour failing to submit all copies of disbursements, or the duties he performed with documents of evidence.
37. Appellants Motion for an Extension to Master in Equity Judge Griffith; April 06, 2018, receipt 59341
38. Appellants noticed The Master in Equity employee filed Appellant's exhibits April 24, 2018. (Exhibits originally filed May 01, 2015.)

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STATEMENTS OF THE CASE

- 1) Did Judge Griffith comply with his duties of law?
- 2) Did Judge Griffith have an conflict of interest in this case?
- 3) Did Judge Griffith show overly kindness towards Attorney Raymond Dufour at court February 01, 2018?
- 4) Did the Plaintiff's, it's counsel, and unknown perpetrated denial Appellants Discoveries?
- 5) Is the transcript of the court reported with Creel Court Reporting for February 01, 2018 written truly in it's entirety of what was communicated by the Judge, Defendant's and Plaintiff's?
- 6) Was the Assignment of Mortgage fabricated June 2014 in order to defraud?
- 7) Any legal reason the Appellants were not notified on the flipping to The Plaintiffs, Ocwen, Aurora?
- 8) Did Aames have a license to conduct mortgage lending in South Carolina during 2003 and 2004?
- 9) Did First Funding Mortgage broker Sam Cox misrepresent his duties for multiply profits to defraud?
- 10) Did Appellant's sign a mortgage and note on December 26, 2003?
- 11) Are the mortgage and note separated?
- 12) Was the mortgage of the allege plaintiffs and Aurora, Ocwen secularized?
- 13) Did Closing Attorney inform the Defendants. "we had to put a 2003 date on papers?"
- 14) Did Closing attorney and Broker in the same room at signing of the mortgage and note?
- 15) Was there a notary other than Closing attorney Raymond Dufour?
- 16) Did the plaintiffs contradict themselves in writing of not knowing of Defendants Bankruptcy 2005?
- 17) Why are many plaintiffs of Scott and Corley counsel's leaving their law firm regarding this case?

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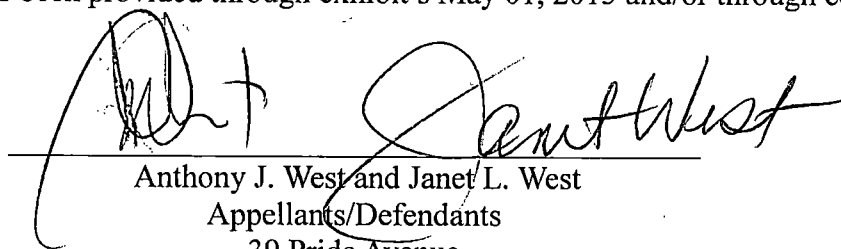
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I certify that this designation contains no matter which is irrelevant to this appeal. Any information provided has been provided through exhibit's May 01, 2015 and/or through court order.

October 17, 2018



Anthony J. West and Janet L. West
Appellants/Defendants
39 Pride Avenue
Graniteville, S.C. 29829-3905
803-391-8850