

THE SOUTH CAROLINA COURT APPEALS

George Dow, Respondent

Vs

Ransom Coard Jr, Patricia A. Coard-Seabrooks, Betty Frieson, James Baxter, Diann C. Williams, James Coard, David Coard, Julius Coard Jr., Steve Coard, Victoria Coard, Queen Elizabeth Boyd, Lawrence Coard, and John Doe, Fictitious person, representing as a class all unknown heirs of Albert Coard, Lucille Coard, Ransom Coard, Julius Coard, Willie Coard, Queen Elizabeth Coard (if deceased), Wilhemener Marion, Wilhemner Coard Mickens, James Baxter (if deceased), and Steve Coard and all other unknown persons claiming any right, title, estate, interest or lien in or upon the real estate described in the complaint herein, and Richard Roe, a fictitious person representing as a class all persons suffering under legal disability and claiming an interest in the property herein described, Defendants,

Of whom Ransom Coard Jr., and Patricia A. Coard-Seabrooks are the Appellants

Appellate Case No. 2018-00078

Motion on December 13, 2018 Order

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JAN 23 2019
SC Court of Appeals

A remittitur cannot be recalled except upon “a very strong showing. . .that remittitur was sent down through some mistake or inadvertence on the part of this Court or its Officer.” State v. Keels, 39 S.C. 553, 17 S.E. 802(1893).

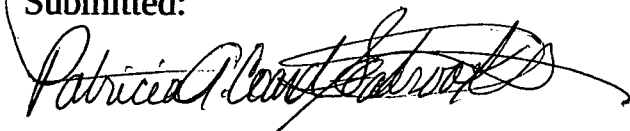
The strong showing by Appellants Patricia A. Coard-Seabrooks. This Court or its officers can not show the appellant received the letter dated October 9, 2018, which this court dismiss the case on for failure to forfill rule 207. The appellant did not received this letter from the court. The court did not address the appellant giving notice to this court that a petition for rehearing could not be filed by the statute requirement, when the appellant does not have notice from the court, that would allow the appellant to reply in a timely manner to this court. In the appeal to this

Court the appellant Coard-Seabrooks state one error in this appeal was the fact a transcript should have done at the hearing of the special referee and no transcript was done at the hearing held by the special referee.

The appellant has given a very strong showing to this Court and its officers that the remittitur was sent down through a mistake or inadvertence, to reply the appellant must receive notice and the appellant did not receive notice and the Court did not address the issue the appellant did not receive the letter from the Court to reply. Many errors were made in this case that this court failed to address. The Court dismissed the case by stating the appellant failed to file a petition for rehearing by November 20, 2018 but did not address the reason why the appellant did not file a petition for rehearing. The appellant is filing this motion to address what the Court failed to address and was stated in the December 13, 2018 order, and from a cited case that is 124 years old to justify the Court ruling. This Court order clearly violates the case law the Court cited in this order, the appellant did not receive notice to reply and the Court failed to address the issue of the appellant not receiving notice. The appellant is filing this motion for the record, on what the court failed to address in the remittitur. This remittitur should be recalled a strong was made by the appellant .

The Appellant acknowledges receiving order of containing the letter on January 4, 2019.

Submitted:



Patricia A. Coard-Seabrooks

CC:

Ransom Coard, Jr

Marion S. Riggs Esquire



Walter Marion Riggs

Beulah G. Roberts

Patricia G. Coard Seabrooks
170 Windhaven Tr. S.W.
Atlanta, Georgia 30331

METRO
GA 30311
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FCM LETTER
ATLANTA, GA
30304
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SC Court of Appeals
South Carolina Court of Appeals
Jenny Abbott Kitchings Clerk
P.O. Box 11629
Columbia, S.C. 29221

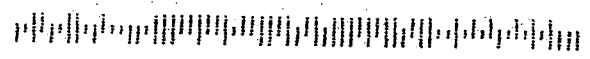
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