

SPENCER WATSEY 192660  
VS, APPELLANT

STATE OF SOUTH  
CAROLINA  
RESPONDENTS

IN THE COURT OF  
APPEALS

3/12/19

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MAR 18 2019

SC Court of Appeals

DOCKET NO. 18-  
ALJ-04-0259-  
AP

The Appellant hereby files a notice of intent to appeal in above case, and files in forma pauperis because this is a constitutional liberty interest that's been violated, that legislature expresses its intent to repeal section 24-13-100 to a non-violent statute, see step 1 and 2 Grievances for not being ruled on correctly and the order of dismissal dated March 7, 2019 for fraud upon court, signed by Milton G. Kimpson, Judge S.C. Adm. Law Court, Judge Kimpson knew South Eastern case law applied to the Adm. court as well as common pleas court and stated in pg 3 of order of dismissal, the court is not persuaded that it has any applicability here, that allegations made in a complaint that are the answers are deemed

admitted, motors ins. corp. of highways and public transp. of highways and public transp. (S.C. App. 1993) 213 S.C. 219, 437 S.E. 2d 555, rehearing denied certiorari denied.

This is the case supra Appellant cited and the Adm. Law Court Judge Kimpson states it has no applicability in the Administrative Law Court knowing it does and he even cited Southeastern case law in the order of dismissal, see order of dismissal attached and Grant the case for the above, violations of LAW and below; void judgment, the definition of void under voidness provision of relief - from judgment rule only encompasses judgments from courts which failed to provide proper due process or judgments from courts which lacked subject matter jurisdiction or personal jurisdiction. Linda Mc COMPANY INC. v. Shore (S.C. App. 2007) 375 S.C. 432, 653 S.E. 2d 279, which can be raised at anytime, before, during, after Appeal.

There is no statute of limitations when a party seeks to set aside a judgment due to fraud upon the court. Chewing v. Ford Motor Co. (S.C. 2003) 354 S.C. 72, 579 S.E. 2d 605.

The Court lacks jurisdiction of subject matter and personal jurisdiction for above and void judgment.

MEI  
51 / Spencer Wiley  
192660

A statute is remedial and thus is to be construed retroactively, where it creates new remedies for existing rights, unless it violates a contractual obligation, creates a new right, or duties a vested right. see Gatewood v. South Carolina Dept. of Corrections, Court of Appeals of South Carolina, March 9, 2016, 416 S.C. 304, 785 S.E.2d 600

Spencer Utsey  
192660  
Appellant

3/12/19 IN THE COURT OF  
APPEALS

-v-

~~SCDC~~  
~~Respondents~~

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SC Court of Appeals

RE: Docket No.  
18-ALJ-04-0259-  
AP

I do hereby aver that I, Spencer  
Utsey did serve ~~General Counsel~~  
~~Attorney General~~ and Appeal Courts, S.C.  
at below addresses on about 3/12/19 and  
placed copies in MCT mail system on about  
3/12/19

S.C. COURT OF  
APPEALS  
Jenny Abbott  
Kitching S, Clerk  
P.O. Box 11629  
Columbia, S.C.  
29211

~~Attorney General~~  
~~Office~~  
~~P.O. Box 11549~~  
~~Columbia, S.C.~~  
General Counsel  
P.O. Box 17787  
Columbia, S.C.  
29211-1787

Spencer Wtsey 192660  
CI-B-17  
MACDOUGALL CORR. INST.  
1516 Old Gilliard Rd.  
Ridgeville, S.C. 29472

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