

No. \_\_\_\_\_

---

IN THE  
SUPREMEM COURT OF THE UNITED STATES

---

Edward Spears – PETITIONER

vs.

R & R Cleaning and Natalie Harris – RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

SOUTH CAROLINA SUPREME COURT  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

Edward Spears  
(Your Name)

503 Roughfork Street  
(Address)

Florence, SC 29501  
(City, State, Zip Code)

843-496-3711  
(Phone Number)

**RECEIVED**

FEB 25 2019

S.C. SUPREME COURT

**QUESTION(S) PRESENTED**

S.C.  
Did the Supreme Court deprive me of my constitutional rights of equal protection of the law?

## LIST OF PARTIES

- All parties appear in the caption of the case on the cover page.
- All parties **do not** appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

**TABLE OF AUTHORITIES CITED**

**CASES**

Gideon V. Wright.....

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**OTHER**

Judicial Actism.....  
Ultra Vires.....

(See Supreme  
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PP 3 and 4

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IN THE  
SUPREME COURT OF THE UNITED STATES

PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

**OPINIONS BELOW**

For cases from **federal courts**:

The opinion of the United States court of appeals appears at Appendix \_\_\_\_\_ to the petition and is

- reported at \_\_\_\_\_; or,  
 has been designated for publication but is not yet reported; or,  
 is unpublished.

The opinion of the United States district court appears at Appendix \_\_\_\_\_ to the petition and is

- reported at \_\_\_\_\_; or,  
 has been designated for publication but is not yet reported; or,  
 is unpublished.

For cases from **state courts**:

The opinion of the highest state court to review the merits appears at Appendix C to the petition and is

- reported at \_\_\_\_\_; or,  
 has been designated for publication but is not yet reported; or,  
 is unpublished.

The opinion of the Court of Appeals court appears at Appendix A to the petition and is

- reported at \_\_\_\_\_; or,  
 has been designated for publication but is not yet reported; or,  
 is unpublished.

## JURISDICTION

For cases from **federal courts**:

The date on which the United States Court of Appeals decided my case was \_\_\_\_\_.

No petition for rehearing was timely filed in my case.

A timely petition for rehearing was denied by the United States Court of Appeals on the following date: \_\_\_\_\_, and a copy of the order denying rehearing appears at Appendix \_\_\_\_\_.

An extension of time to file the petition for a writ of certiorari was granted to and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in Application No.   A  .

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

For cases from **state courts**:

The date on which the highest state court decided my case was Nov 28.  
A copy of that decision appears at Appendix   C  .

A timely petition for rehearing was thereafter denied on the following date: Nov 28, and a copy of the order denying rehearing appears at Appendix   A  . Supreme Court

An extension of time to file the petition for a writ of certiorari was granted to and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in Application No.   A  .

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a).

## CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

### AMENDMENT XIV

#### SECTION 1

All persons born or naturalized in the United States and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.

## STATEMENT OF THE CASE

This case comes from the Court of Appeals to the Supreme Court on August 29, 2018. It is captioned Edward Spears (plaintiff) vs. R & R Cleaning Service (defendant) a company I was suing for harassment and wrongful termination. The defendant's lawyer made a motion requesting that I include, in my record of appeals, a document never used in lower courts to be included in my record of appeals. The documents contained the name of Robinson who was unknown and was not on the lawsuit (see appendix A pp 3 & 4). The motion was granted and on March 6, 2018 I was ordered by Judge Locomey of the Court of Appeals to include all documents requested by defendant's lawyer in order to have what he defined as a corrected record of appeals. (see appendix A state court page 1). South Carolina Civic Court rule 210 prohibits any matter never used in lower courts to be included in one's record of appeals (see appendix A state court page 5 highlighted). The case was later dismissed. After petitioning the South Carolina Court of Appeals for a rehearing I was denied (see appendix A state court page 2). I then appealed the case to the South Carolina Supreme Court where I was denied in a vote for a writ of certiorari (see appendix A Supreme Court page 1).

Rule 210 is very instrumental law not only in this case but in any civil or criminal case. Why? Because it allows only relevant information in an existing case. This case takes on imperative public importance, because many innocent people are behind bars or have lost land mind cases because judges have allowed irrelevant information or evidence in a court hearing.

## REASONS FOR GRANTING THE PETITION

I believe I should be granted a writ for the simple fact that the S.C. Supreme Court deprived me of my fundamental rights of due process and equal protection of the law as stated in section I of the fourteenth amendment of the constitution. In this case they should begin by applying procedure due process by analyzing the case to make sure the March 6<sup>th</sup> court order was that of fairness and was I deprived of any fundamental rights of the constitution. The answer should be a fat yes! Under section I of the 14<sup>th</sup> amendment it states no state should make or enforce any law which shall abridge the privileges or immunities of citizens of the United States. The March 6<sup>th</sup> order of the Court of Appeals deprived me the benefits of rule 210.

Substantive  
Next the court should have applied substantial due process to see if any state laws legislation deprived me, in any way, of my constitutional fundamental rights. To do so they should have applied the strict scrutiny standard to see if the state had any compelling reason on interference of my privilege and benefits under rule 210. If indeed the state had some compelling reason to interfere my fundamental rights under rule 210 the S.C. Supreme Court carried the burden of proof. The court gave no reason of their vote no, which makes their vote ultra vires, or that of judicial activism. Therefore, ~~their vote~~ <sup>writ</sup> should be granted.

Once the due process was finished and concluded there were not reasons for the state to interfere with my fundamental rights under rule 210. The state should then apply the equal protection clause of the constitution (see appendix A supreme page 2).

Many state Supreme Court cases have been overturned by the U.S. Supreme Court because of the fourteenth amendment. One case that is very similar to mine is the case of Gideon V. Wainwright. Clarence Gideon was charged in Florida state court with felony breaking and entering. When he appeared in court without a lawyer, he requested the court appoint one for him. Under Florida state law at that time attorneys may only be appointed to indigent defendants in capital cases. Gideon later filed his case in the Florida Supreme Court arguing his constitutional right to be represented by counsel. The Florida Supreme Court denied his request. He then filed his case in the U.S. Supreme Court. They concluded the Florida law deprived Mr. Gideon to have an appointed attorney under section one of the fourteenth amendment of equal protection (see appendix A supreme page 4-7). Another famous case Brown vs. Board of Education (1954) is another case where the state courts decisions were overturned by the U.S. Supreme Court under the equal protection clause of the constitution.

The question involved is did the S.C. Supreme court deprive me of my constitutional right of equal protection? The answer is yes! Without due process how can one know the facts or circumstances surrounding a case? The courts offered no reason for their vote. Due process would have answered all pertinent questions. To deny due process is to deny equal protection. Even though judges have discretion to review or not to review cases in the supreme court but what about the citizens? Don't they have rights to under the constitution? Even if the case is reviewed, no decision or vote can be made without laws and legislation applied otherwise their vote is that of judicial activism (see appendix supreme page 3).

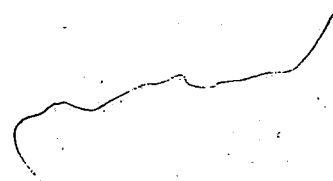
**CONCLUSION**

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Edward J. Speer

Date: 2-21-19



No. \_\_\_\_\_

IN THE  
SUPREME COURT OF THE UNITED STATES

Edward Spears PETITIONER  
(Your Name)

VS.

R + R Cleaning & Detailing Harris — RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Please check the appropriate boxes:

Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

Federal Court 2009

Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

Petitioner's affidavit or declaration in support of this motion is attached hereto.

Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

The appointment was made under the following provision of law: \_\_\_\_\_

\_\_\_\_\_, or

a copy of the order of appointment is appended.

Edward Spears  
(Signature)

**AFFIDAVIT OR DECLARATION  
IN SUPPORT OF MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS***

I, \_\_\_\_\_, am the petitioner in the above-entitled case. In support of my motion to proceed *in forma pauperis*, I state that because of my poverty I am unable to pay the costs of this case or to give security therefor; and I believe I am entitled to redress.

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ <u>1,190</u>	\$ _____	\$ _____	\$ _____
Self-employment	\$ _____	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)	\$ _____	\$ _____	\$ _____	\$ _____
Interest and dividends	\$ _____	\$ _____	\$ _____	\$ _____
Gifts	\$ _____	\$ _____	\$ _____	\$ _____
Alimony	\$ _____	\$ _____	\$ _____	\$ _____
Child Support	\$ _____	\$ _____	\$ _____	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ _____	\$ _____	\$ _____	\$ _____
Disability (such as social security, insurance payments)	\$ _____	\$ _____	\$ _____	\$ _____
Unemployment payments	\$ _____	\$ _____	\$ _____	\$ _____
Public-assistance (such as welfare)	\$ _____	\$ _____	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____	\$ _____	\$ _____
<b>Total monthly income:</b>	\$ <u>1,190</u>	\$ _____	\$ _____	\$ _____

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
<u>0</u>	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

3. List your spouse's employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
<u>0</u>	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

4. How much cash do you and your spouse have? \$ 0  
 Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

<input type="checkbox"/> Home Value _____	<input type="checkbox"/> Other real estate Value _____
<input checked="" type="checkbox"/> Motor Vehicle #1 Year, make & model <u>2001 Mustang</u> Value <u>\$3,000</u>	<input type="checkbox"/> Motor Vehicle #2 Year, make & model _____ Value _____
<input type="checkbox"/> Other assets Description _____ Value _____	

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
<u>0</u>	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

7. State the persons who rely on you or your spouse for support. For minor children, list initials instead of names (e.g. "J.S." instead of "John Smith").

Name	Relationship	Age
<u>James Ellebe</u>	<u>Uncle</u>	<u>79</u>
<u>Marion McDonald</u>	<u>uncle</u>	<u>76</u>
<u>Booker Law</u>	<u>Cousin</u>	<u>65</u>

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, or annually to show the monthly rate.

	You	Your spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$ _____	\$ _____
Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <u>\$300.00</u>	\$ _____
Home maintenance (repairs and upkeep)	\$ <u>\$50.00</u>	\$ _____
Food	\$ <u>\$200.00</u>	\$ _____
Clothing	\$ <u>\$50.00</u>	\$ _____
Laundry and dry-cleaning	\$ <u>\$50.00</u>	\$ _____
Medical and dental expenses	\$ <u>\$1000.00</u>	\$ _____

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ _____	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	\$ _____	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ _____	\$ _____
Life	\$ <u>30.00</u>	\$ _____
Health	\$ _____	\$ _____
Motor Vehicle	\$ <u>220.00</u>	\$ _____
Other: _____	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ _____	\$ _____
Installment payments		
Motor Vehicle	\$ _____	\$ _____
Credit card(s)	\$ _____	\$ _____
Department store(s)	\$ _____	\$ _____
Other: _____	\$ _____	\$ _____
Alimony, maintenance, and support paid to others	\$ _____	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____
<b>Total monthly expenses:</b>	\$ <u>980.00</u>	\$ _____

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

Yes

No

If yes, describe on an attached sheet.

10. Have you paid - or will you be paying - an attorney any money for services in connection with this case, including the completion of this form?  Yes  No

If yes, how much? \_\_\_\_\_

If yes, state the attorney's name, address, and telephone number:

11. Have you paid—or will you be paying—anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

Yes

No

If yes, how much? \_\_\_\_\_

\$70.00

If yes, state the person's name, address, and telephone number:

Vanessa Smith - 843-679-4000

12. Provide any other information that will help explain why you cannot pay the costs of this case.

After Bills paid only about 250.00 Left For household

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: Feb 17, 2019

Edward Spears  
(Signature)

# APPENDIX A (SOUTH CAROLINA SUPREME COURT)

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Appendix A

The Supreme Court of South Carolina

RECEIVED

Edward Spears, Petitioner,

NOV. 29 2018

v.

SC Court of Appeals

R&R Cleaning Services and Natalie Harris, Respondents.

Appellate Case No. 2018-001581.

The Honorable Thomas A. Russo  
Florence County  
Trial Court Case No. 2016CP2102533

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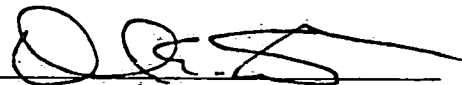
ORDER

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Based on the vote of the Court, the petition for a writ of certiorari to the court of appeals is denied.

FOR THE COURT

BY



CLERK

Columbia, South Carolina

November 28, 2018

cc:

Michael S. Hopewell, Esquire  
The Honorable Doris Poulos O'Hara  
The Honorable Jenny Abbott Kitchings  
Mr. Edward Spears

P1

Senate shall choose the Vice-President; a quorum for the purpose shall consist of two-thirds of the whole number of Senators, and a majority of the whole number shall be necessary to a choice. But no person constitutionally ineligible to the office of President shall be eligible to that of Vice-President of the United States.

## AMENDMENT XIII

### SECTION 1

Neither slavery nor involuntary servitude, except as a punishment for crime whereof the party shall have been duly convicted, shall exist within the United States, or any place subject to their jurisdiction.

### SECTION 2

Congress shall have power to enforce this article by appropriate legislation.

## AMENDMENT XIV

### SECTION 1

All persons born or naturalized in the United States and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.

### SECTION 2

Representatives shall be apportioned among the several States according to their respective numbers, counting the whole number of persons in each State, excluding Indians not taxed. But when the right to vote at any election for the choice of electors for President and Vice President of the United States, Representatives in Congress, the Executive and Judicial officers of a State, or the members of the Legislature thereof, is denied to any of the male inhabitants of such State, being twenty-one years of age, and citizens of the United States, or in any way abridged, except for participation in rebellion, or other crime, the basis of representation therein shall be reduced in the proportion which the number of such male citizens shall bear to the whole number of male citizens twenty-one years of age in such State.

### SECTION 3

No person shall be a Senator or Representative in Congress, or elector of President and Vice President, or hold any office, civil or military, under the United States, or under any State, who, having previously taken an oath, as a member of Congress, or as an officer of the United States, or as a member of any State legislature, or as an executive or judicial officer of any State, to support the Constitution of the United States, shall have engaged in insurrection or rebellion against the same, or given aid or comfort to the enemies thereof. But Congress may by a vote of two-thirds of each House, remove such disability.

### SECTION 4

WIKIPEDIA

# Judicial activism

**Judicial activism** refers to judicial rulings that are suspected of being based on personal opinion, rather than on existing law. It is sometimes used as an antonym of judicial restraint.<sup>[1]</sup> The definition of judicial activism and the specific decisions that are activist are controversial political issues. The question of judicial activism is closely related to constitutional interpretation, statutory construction, and separation of powers.

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## Etymology

Arthur Schlesinger Jr. introduced the term "judicial activism" in a January 1947 *Fortune* magazine article titled "The Supreme Court: 1947".<sup>[2]</sup>

The phrase has been controversial since its beginning. An article by Craig Green, "An Intellectual History of Judicial Activism," is critical of Schlesinger's use of the term; "Schlesinger's original introduction of judicial activism was doubly blurred: not only did he fail to explain what counts as activism, he also declined to say whether activism is good or bad."<sup>[3]</sup>

Even before this phrase was first used, the general concept already existed. For example, Thomas Jefferson referred to the "despotic behaviour" of Federalist federal judges, in particular Chief Justice John Marshall.<sup>[4]</sup>

## Definitions

*Black's Law Dictionary* defines judicial activism as a "philosophy of judicial decision-making whereby judges allow their personal views about public policy, among other factors, to guide their decisions."<sup>[5]</sup>

Political science professor Bradley Canon has posited six dimensions along which judge courts may be perceived as activist:<sup>[6]</sup> majoritarianism, interpretive stability, interpretive fidelity, substance/democratic process, specificity of policy, and availability of an alternate policymaker. David A. Strauss has argued that judicial activism can be narrowly defined as

Cornell Law School

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## Ultra vires

### Definition

Latin, meaning "beyond the powers." Describes actions taken by government bodies or corporations that exceed the scope of power given to them by laws or corporate charters. When referring to the acts of government bodies (e.g., legislatures), a constitution is most often the measuring stick of the proper scope of power.

### See also:

- Ultra vires (international law)

**Keywords:** llcs-corporations-partnerships

**wex:** CIVICS

the Constitution  
international law  
wex definitions

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# Gideon v. Wainwright

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**PETITIONER**

Clarence Earl Gideon

**RESPONDENT**

Louie L. Wainwright, Director, Division of Corrections

**LOCATION**Bay County Circuit Court

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**DOCKET NO.**

155

**DECIDED BY**Warren Court (/courts?court=Warren Court.)

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**CITATION**

372 US 335 (1963)

(<https://supreme.justia.com/cases/federal/us/372/335>)**ARGUED**

Jan 15, 1963

**DECIDED**

Mar 18, 1963

## Facts of the case

Clarence Earl Gideon was charged in Florida state court with felony breaking and entering. When he appeared in court without a lawyer, Gideon requested that the court appoint one for him. According to Florida state law, however, an attorney may only be appointed to an indigent defendant in capital cases, so the trial court did not appoint one. Gideon represented himself in trial. He was found guilty and sentenced to five years in prison. Gideon filed a habeas corpus petition in the Florida Supreme Court, arguing that the trial court's decision

violated his constitutional right to be represented by counsel. The Florida Supreme Court denied habeas corpus relief.

# Question

Does the Sixth Amendment's right to counsel in criminal cases extend to felony defendants in state courts?

# Conclusion

Sort: by seniority by ideology

UNANIMOUS DECISION FOR CLARENCE EARL GIDEON

Hugo L. Black Tom C. Clark William J. Brennan Jr. R. White



Earl Warren William O. Douglas M. Harlan Potter Stewart Arthur J. G

The Sixth Amendment's guarantee of a right to assistance of counsel applies to criminal defendants in state court by way of the Fourteenth Amendment. In a unanimous opinion authored by Justice Hugo L. Black, the Court held that it was consistent with the Constitution to require state courts to appoint attorneys for defendants who could not afford to retain counsel on their own. The Court reasoned that the Sixth Amendment's guarantee of counsel is a fundamental and essential right made obligatory upon the states by the Fourteenth Amendment. The Sixth Amendment guarantees the accused the right to the assistance of counsel in all criminal prosecutions and requires courts to provide counsel for defendants unable to hire counsel unless the right was competently and intelligently waived.

Justice Douglas, while joining the Court's opinion, elaborated, in a separate opinion, the relation between the Bill of Rights and the first section of the Fourteenth Amendment.

Justices Clark and Harlan concurred in separate decisions.

### Cite this page

[APA](#) [Bluebook](#) [Chicago](#) [MLA](#)

"Gideon v. Wainwright." Oyez, 14 Feb. 2019, [www.oyez.org/cases/1962/155](http://www.oyez.org/cases/1962/155).

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## APPENDIX A (STATE COURT)

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Appendix A

# The South Carolina Court of Appeals

Edward Spears, Appellant,

v.

R&R Cleaning Services and Natalie Harris, Respondents.

Appellate Case No. 2017-000746

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## ORDER

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Respondents' motion to dismiss is denied. Respondents' request to require correction of the record on appeal is granted. The record on appeal that was previously filed is stricken. Within thirty days of the date of the order, Appellant must serve a corrected record on appeal and file a proof of service for the corrected record on appeal. The corrected record on appeal must include all matters designated by both parties and the documents must be free of any handwritten notations. Appellant's request to file a fewer number of copies of his final brief and record on appeal is granted to the extent that Appellant may file only seven copies of his final brief and seven copies of the record on appeal.

  
FOR THE COURT

Columbia, South Carolina

cc:  
Edward Spears  
Michael S. Hopewell, Esquire

**FILED**

March 16, 2018

P1

Exhibit

14 Copies

# The South Carolina Court of Appeals

Edward Spears, Appellant,

v.

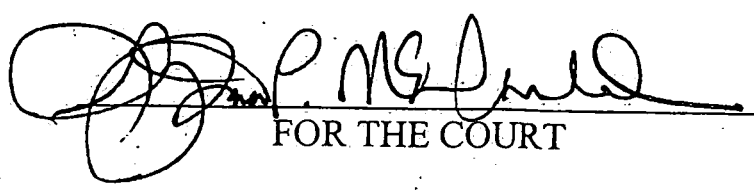
R&R Cleaning Services and Natalie Harris, Respondents.

Appellate Case No. 2017-000746

## ORDER

On March 6, 2018, this court ordered Appellant to serve and file a corrected record on appeal, and explained "the corrected record on appeal must include all matters designated by both parties and the documents must be free of any handwritten notations." Respondents have now filed a motion to dismiss this appeal, arguing the corrected record does not include items 1 and 3 from Respondents' designation of matter and only includes the first page of the motion to be relieved from default and motion to dismiss dated August 4, 2016. Further, Respondents explain that Appellant's handwriting still appears on many pages of the record.

After careful consideration of the parties' filings and the amended record on appeal, Respondents' motion to dismiss is granted because Appellant failed to comply with this court's order of March 6, 2018. The remittitur will be sent as provided in Rule 221, SCACR.

  
FOR THE COURT

Columbia, South Carolina

cc:  
Edward Spears  
Michael S. Hopewell, Esquire

**FILED**  
June 8, 2018

P2 P2

Item #

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF FLORENCE )  
 )  
 )  
 )

2015CV2110108515  
CIVIL CASE NUMBER  
IN THE MAGISTRATE'S COURT  
COMPLAINT

Edward Spears  
503 W. Roughfork St.  
Florence, SC 29501  
(843) 496-3711

3 sets

PLAINTIFF(S)  
Vs

R & R Cleaning Service	Natalia Robinson	Matt Rogers
2215 West Palmetto St. Florence, SC 29501	2215 West Palmetto St. Florence, SC 29501	2215 West Palmetto St. Florence, SC 29501

DEFENDANT(S)

I, Edward Spears, the Plaintiff in this civil action do make the following claims:

- I believe that the defendant(s),  
R & R Cleaning Service  
Natalia Robinson  
Matt Rogers

is/are a resident(s) of Florence County, and resides within the jurisdiction of the Florence Magistrate Court or this Complaint is properly filed in Florence County.

- I make this complaint on the following:  
Plaintiff states the he is filling for harassment, favoritism, supervisory negligence, retaliation, wrongful termination.

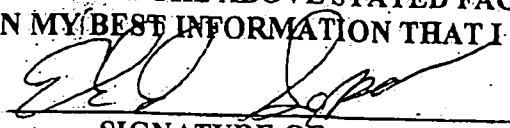
- I believe, because of the above information, that I am entitled to and do request a judgment for \$ 7500.00 and/or relief as below requested:

Plus \$80.00 Court Cost

including any costs resulting in this action.

I STATE UNDER PENALTY OF PERJURY THAT THE ABOVE STATED FACTS ARE TRUE EXCEPT THOSE BASED ON MY BEST INFORMATION THAT I BELIEVE TO BE TRUE.

DECEMBER 31, 2015  
PLAINTIFF/ATTORNEY

  
SIGNATURE OF

Item 3

**Abbott, McKissick & Hopewell, LLC**

Attorneys at Law

Attorneys at Law  
Michael C. Abbott  
Robert D. McKissick  
Michael S. Hopewell

P.O. Box 148  
470 W. Evans St.  
Florence, SC 29503  
(843) 669-0089  
(843) 669-0085 Fax  
amhattorneys.com  
mhopewell@amhattorneys.com

June 23, 2016

Mr. Edward Spears  
503 W. Roughfork Street  
Florence, SC 29501

notice!

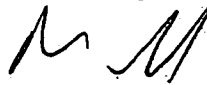
Re: Edward Spears v. R&R Carpet and Cleaning Service, Natalia Robinson  
and Matt Rogers  
Civil Action No. 2015-CV-2110108515  
Our File No. 2016.008

Dear Mr. Spears:

Enclosed is a copy of the Order of Final Disposition in regard to the above-referenced matter which we herewith serve upon you.

Very truly yours,

ABBOTT, MCKISSICK & HOPEWELL, LLC



Michael S. Hopewell

MSH/lsc  
Enclosure

cc: Jamie Hickman (via E-mail)

04

EXB AA

**RULE 210  
RECORD ON APPEAL**

**(a) Time for Service.** Within thirty (30) days after service of the last brief, the appellant shall serve a copy of the Record on Appeal on each party who has served a brief. Proof of service of the Record shall be immediately filed with the clerk of the appellate court.

**(b) Time for Filing.** The appellant must file with the clerk of the appellate court fifteen (15) copies of the Record on Appeal no later than the date his brief(s) are due under Rule 211. As provided by Rule 267(d), one copy filed with the appellate court shall be filed unbound. The appellate court may require an appellant to file additional copies of the Record on Appeal.

**(c) Content.** The Record on Appeal shall include all matter designated to be included by any party under Rule 209 and shall comply with the requirements of Rule 267. The Record shall not, however, include matter which was not presented to the lower court or tribunal. Matter contained in the Record on Appeal shall be arranged in the following order: the title page, index, orders, judgments, decrees, decisions, pleadings, transcript, charges, exhibits and other materials or documents, and a certificate by appellant. Each page of the Record on Appeal shall be numbered consecutively beginning with the index. Where a portion of a page of the trial transcript, or a page of an exhibit or document, is to be included in the Record on Appeal, the entire page shall be included. When a portion of an order, judgment, decision or pleading is to be included in the Record on Appeal, the entire order, judgment, decision or pleading shall be included in the Record, to include the caption and signature(s); provided, however, that the portion of a pleading showing verification or service shall not be included unless relevant to the appeal. If the original court reporter's numbering has been deleted, the Record on Appeal shall contain ellipses or other notation indicating when pages of the court reporter's transcript have been omitted.

Where witness testimony is included in the Record on Appeal, the first page of each witness's direct, cross, redirect and recross examination must show the name of the witness, the phase of examination and the name of the counsel conducting the examination. If this information is not already reflected on the page, the top of the page shall be annotated with the required information in the following form: John H. Doe--Direct (Cross) (Redirect) (Recross) Examination by Mr. Smith.

**(d) Title.** The title page shall contain the caption as set forth in Rule 267. Nothing shall be printed on the title page except the caption.

**(e) Index.** Every Record on Appeal shall contain an index to the principal matters therein to include orders, judgments, decisions, pleadings, pretrial matters, opening statements, testimony, motions, closing arguments, jury charges, post-trial motions and exhibits. For witness testimony, the index shall show the pages on which direct, cross, redirect and recross examination begins.

**(f) Exhibits.** Photographs, plats and diagrams, and other paper exhibits shall be inserted in the Record on Appeal where they can reasonably be reduced or drawn to a size which permits them to be printed and inserted in the Record on Appeal, without folding more than one time. Where they are larger, or do not reasonably lend themselves to accurate reproduction, they need not be included in the Record on Appeal, but shall be filed separately. All exhibits other than paper exhibits must be retained in the trial court and delivered to the appellate court only upon receipt of an order from the clerk of the appellate court.

**(g) Certificate of Counsel.** Appellant or his counsel shall certify that the Record on Appeal contains

P 5

No. \_\_\_\_\_

**RECEIVED**

FEB 25 2019

IN THE

SUPREME COURT OF THE UNITED STATES S.C. SUPREME COURT

Edward Spears PETITIONER  
(Your Name)

VS.

RXR Cleaning & Natalie Harris RESPONDENT(S)

**PROOF OF SERVICE**

I, Edward Spears, do swear or declare that on this date, Feb. 22, 2019, as required by Supreme Court Rule 29 I have served the enclosed MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS* and PETITION FOR A WRIT OF CERTIORARI on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid, or by delivery to a third-party commercial carrier for delivery within 3 calendar days.

The names and addresses of those served are as follows:

- S.C. Supreme Court 1231 Gervais St Columbia, S.C, 29201
- Supreme court of U.S. / First St N.E Washington D.C, 20543
- Court of Appeals 1220 Senate St, Columbia, S.C, 29202
- MIKE Hope well 470. W. Evans St Flo., S.C, 29501

I declare under penalty of perjury that the foregoing is true and correct.

Executed on Feb 22, 2019



(Signature)

hand deliver

Edward Spears  
ABC Fundraising Representative  
503 Roughfork St.  
Florence, SC 29501

Edward Spears  
503 Roughfork St  
Florence, S.C. 29501



1000



29202

U.S. POSTAGE PAID  
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AMOUNT

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R2305K140008-12

S.C. Supreme Court  
1231 Gervais St.  
Columbia, S.C. 29202

