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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas

The Honorable Deadra L. Jefferson, First Judicial Circuit
The Honorable Edgar W. Dickson, First Judicial Circuit
Honorable Maite Murphy, First Judicial Circuit

Case No. 2016-CP-18-1706
Appellate Case No. 2018-002185

Molly M. Morpew

Appellant

v.

Stephen Dudek, Doreen Cross, Carolina One,
Carolina One, Susan Nicholson, Woody Law
Firm, Carrie Boyer, First Federal, Allison
Williams, David A. Collins, Michael Scarafile

Respondents

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JUN 20 2019
SC Court of Appeals

2ND MOTION FOR PAGE EXCEEDANCE OF APPELLANT'S
INITIAL AND REPLY BRIEFS

Molly M. Morpew, pro se
45 Lullwater Dr. #1416
Richmond Hill, GA 31324
(843) 514-7299

Appellant, Molly M. Morpew (hereafter “Morpew”), hereby respectfully asks this court to allow it to exceed the page requirement of its Initial Brief, and its Reply Brief, pursuant 208(b)(5), and moves for leave to file the attached Appellant’s Initial Brief that exceeds the 50-page limitation set forth in the SCRCR Rule 208¹. Specifically, she seeks leave of the Court to file a 209-page brief (229 pages if including front matter). This page count is listed on **the Certificate of Compliance** contained within the brief. A copy of her brief is attached to this motion. This motion is supported by the **declaration of Molly Morpew**, which demonstrates her diligence in reducing the volume of the brief, and sets forth her substantial need.

DECLARATION OF MOLLY MORPEW, PRO SE

I, Molly M. Morpew, hereby declare that:

1. I am pro se in the above-titled case.
2. This motion is timely filed because it is filed on or before June 25, 2019 the due date for the Initial Brief, pursuant to this Court's Order filed May 30, 2019.
3. I, pro se, have attached a copy of my Initial Brief to this motion.
4. This motion is predicated on my substantial need for extra words.
5. I acknowledge that a motion seeking leave to file a brief that exceeds the page limitation is generally disfavored and, ordinarily, parties are very often able to comply with the 50-page limit governing Initial Briefs. I thus regret having to make this motion for such consideration, but this is an extraordinary case addressing fraud and fraud on the court, including this court, and a ruling that is apparently contrary to substantial rules, statutes or precedents in law or equity, or is VOID, in a prior action.
6. It involves multiple complex legal issues and sub-issues. For example, my Initial Brief must address, argue, and/or respond to the lower court's rulings regarding the following complex issues:

¹ In compliance with the rules, Morpew submits or serves this motion on June 19, 2019, the due date of her Initial Brief, pursuant to this Court’s decision dated May 30, 2019.

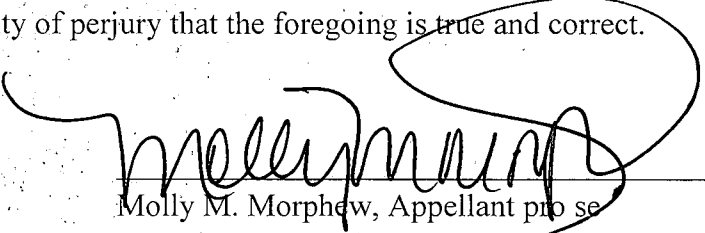
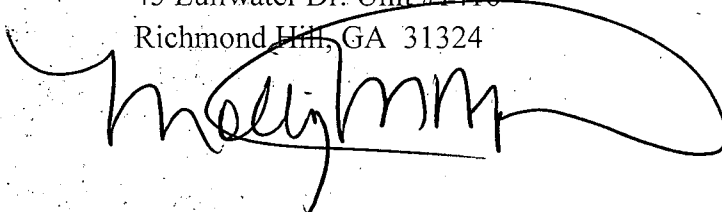
- Whether the prior order granting specific performance [first] in favor of the Dudeks and [second] in favor of Morphew is VOID in-part and [in-part] must be vacated; or whether it is binding on this Court and precludes both the substantial rules, statutes or precedents set by the South Carolina Courts in regards to the maxims of equity, and Appellant's legal right to the property and Due Process claims.
- Whether Respondent Collins is in default, and committed further fraud on the court, along with the Deputy Chief Clerk of Court, in the May 29, 2018 hearing, consequently obtaining an unlawful ruling and preventing Morphew her due process.
- Whether Morphew's due process was violated or the trial judge erred, abused its discretion or showed substantial partiality or bias by holding a hearing and making a ruling from the bench, with no grounds to support its ruling, and in Morphew's [excused] absence.
- Whether the trial court erred or abused its discretion granting multiple motions for summary judgment on many different causes of action when discovery on the merits was pending, or when another judge in the same case had previously made a ruling denying in-part respondent(s) motions to dismiss on the very same causes of action another judge in the same case later granted, especially when the prior orders were not vacated, no new evidence supporting reconsideration of the actions was presented, and the prior rulings denying in part the respondents' motion(s) to dismiss has not been appealed or contested.
- Whether the trial court erred or abused its discretion when it performed a conversion to summary judgment pursuant SCRPC Rule 12(b) and Rule 56 when it had no grounds which to support its conversion; specifically when no motion to dismiss was in the record or no matters outside the pleading were presented; further no notice by the court was given to Morphew that it was going to consider a motion 12(b)(6) for summary judgment or that any matter outside the pleading was going to be considered.
- Whether the trial court erred or abused its discretion or violated SCRPC Rules 7, 8, 12, or 55 denying Morphew's motion for entry of default and judgment or relieving a respondent of default or its entry of 'because he filed a timely motion to dismiss' (It should be noted that respondent failed to answer the summons and complaint, has

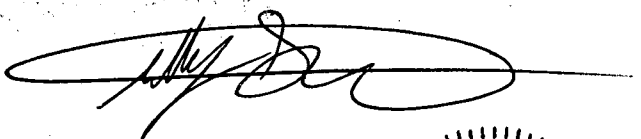
not participated in the case since its motion to dismiss, and has not appealed the prior court's ruling denying his motion to dismiss on several causes of action, including his fraud and fraud on the court).

- This requires Morphew making multiple independent arguments depending which order (i.e., summary judgment, motion to dismiss, default, conversion), judge (i.e., Judge Murphy, Judge Dickson, or Judge Jefferson) or cause of action (there are 18 to each respondent) that was granted or dismissed; and what ruling (example, pursuant Rule 12(b)(6), 12(b)(8), res judicata, issue preclusion or default) and regarding which respondent the ruling(s) correspond to respectively (there are 10 respondents, separated into 4 groups each having its own counsel).
- The trial court's 10 order(s) as a whole equal 100 pages, and to limit Appellant to only 50 pages when she has to include cases, rulings, arguments and a conclusion to support its arguments substantially challenges Appellant's ability to defend fully and fairly.
- Appellant's Brief was 356 pages and 45 issues (averaging 7.91 pages per Issue on appeal or 35.6 pages per Order on appeal), and has been reduced to 209 pages and 23 issues (averaging 9.09 pages per Issue on appeal or 21 pages per Order on appeal) after receiving this Court's ruling denying its first motion.
- Nevertheless, she addresses below her diligent efforts to reduce this brief to the minimum size possible, without forfeiting significant arguments, or hurting clarity of presentation.
- In sum, Appellant requires 229 total pages, including title page, table of contents, table of authorities, standards of review and facts and history in order to adequately address the multiple, complex legal issues involved.
- Appellant represents that she has made a diligent effort to keep her initial brief as succinct and streamlined as possible. She has cut out everything from the brief that is not essential to a complete presentation of her argument, including lesser arguments, and additional citations supporting arguments. She has eliminated excess sentences and words wherever possible, and sincerely believes that she cannot cut any additional material from the brief without eliminating important arguments, or reducing the clarity of existing arguments. Appellant, pro se thus believes she has

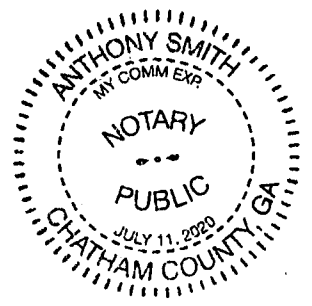
been diligent in reducing the number of pages in the brief as much as possible, and that there is "substantial need" for the requested page extension she seeks.

- Appellant is requesting the minimum number of extra pages that she believes in good faith to be absolutely necessary in order to adequately brief the numerous complex issues in this appeal.
- For the above reasons, and based on the diligence and substantial need demonstrated by Appellant, pro se, Appellant respectfully requests leave to file the attached 229-total page Initial brief.
- I declare under penalty of perjury that the foregoing is true and correct.


Molly M. Morphey, Appellant pro se
45 Lullwater Dr. Unit #1416
Richmond Hill, GA 31324




6/18/19



June 17, 2019

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas

The Honorable Deadra L. Jefferson, First Judicial Circuit
The Honorable Edgar W. Dickson, First Judicial Circuit
Honorable Maite Murphy, First Judicial Circuit

Appellate Case No. 2018-002185

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Carolina One, Susan Nicholson, Wooddy Law
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Williams, David A. Collins, Michael Scarafile

Respondents

CERTIFICATE OF SERVICE

I, Molly M. Morpew, Appellant [and pro se] for said case, hereby certify that I have, on this date indicated below, served counsel below with an Appellants 2ND MOTION TO EXCEED PAGE LIMIT OF APPELLANT'S INITIAL AND REPLY BRIEFS, its INITIAL BRIEF, CERTIFICATE OF SERVICE, CERTIFICATE OF COMPLIANCE pursuant Rule 208(b), and its DESIGNATION OF MATTER to be included in Record on Appeal, by mailing a copy of same via United States Mail, postage prepaid and return address clearly indicated on said envelope, to counsel at the following address:

Steven L. Smith, Esquire
P.O. Box 40578
Charleston, SC 29423-0578

Attorney for Respondents:

Stephen Dudek
Doreen Cross
Susan Nicholson
Michael Scarafile
Carolina One

Amy L. Neuschafter, Esquire
Collins & Lacy, PC
11945 Grandhaven Drive, Ste D
Murrells Inlet, SC 29576

Attorney for Respondents:

Carrie Boyer
Woody Law Firm

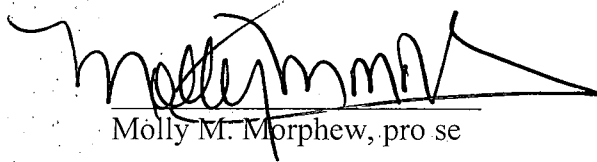
David A. Collins, pro se
P.O. Box 30052
Charleston, SC 29417

Respondent, pro se

Amy L. B. Hill, Esquire
Gallivan, White & Boyd, PA
P.O. Box 7368
Columbia, SC 29202-7368

Attorney for Respondents:

Allison Williams
First Federal Bank (aka South State
Bank)



Molly M. Morphew, pro se

June 18, 2019

June 17, 2019

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29211

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JUN 20 2019
SC Court of Appeals

Re: Appellate Case No. 2018-002185
Molly M. Morpew v. Stephen Dudek, Doreen Cross, et al.

Dear Ms. Kitchings:

Please find enclosed Appellants 2ND MOTION TO EXCEED PAGE LIMIT OF APPELLANT'S INITIAL AND REPLY BRIEFS and its INITIAL BRIEF, the CERTIFICATE OF SERVICE, CERTIFICATE OF COMPLIANCE, and its DESIGNATION OF MATTER to be included in Record on Appeal, to be recorded and filed.

Also enclosed is a copy of above to be kindly recorded and returned in the self-addressed, stamped envelope, and a \$50.00 money order, #17-964894394, dated June 17, 2019 for the motion filing fee.

Thank you and very truly yours,



Molly Morpew, pro se.

Cc: Amy L. Neuschafer, Esq.
Amy B. Hill, Esq.
Steven L. Smith, Esq.
David A. Collins, pro se

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SC Court of Appeals

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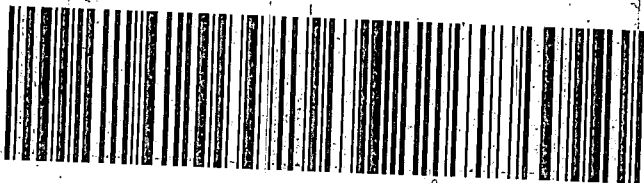
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