

STATE OF SOUTH CAROLINA COURT OF APPEALS
FOR THE FOURTH CIRCUIT

Case No: 2018-002157

APPEAL FROM LEXINGTON COUNTY

Common Pleas Court

Case No: 2016-CP-32-01385

James Reese,

Appellant,

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SEP 06 2019

SC Court of Appeals

Memorandum of Law and Points of
Authorities of Continuance

v.

Richie D. Barnes,

Respondent (s).

This 'Motion or Application for a Continuance' having come before this court of record and sitting as a special original exclusive Court of Equity by special deposit, good faith and good cause having been shown by declaration in support of South Carolina rules of civil procedure, principals and maxims of equity, and to further the interest of justice.

LAWFUL MEMORANDUM IN SUPPORT OF MOTION REQUESTING CONTINUANCE

STATEMENT OF FACTS

I, James Reese, has filed a "Motion for Continuance" asking that this court postpone the Brief to be entered on this day of 5th September 2019 for at least 90 (ninety) days as not to 'rush justice. For rush to justice will be harmful and prejudice to I, myself, James Reese.

STATEMENT OF LAWFUL AUTHORITY

For cause shown in the Declaration of James Reese, attached hereto, and under the authority of South Carolina state rule 240 appeal rules of procedure, this court has the power and duty to preserve James Reese, inherited constitutional protected private civilian due process of rights, by granting the order to continue the Brief to be entered by 9th September 2019 for 90 (ninety) days. Equity does justice by wholes, not be halves.

ARGUMENT IN SUPPORT OF APPLICATION REQUESTING CONTINUANCE

A postponement of the courts brief to be entered by the appellant is appropriate and necessary because I, myself, James Reese, needs to have an opportunity to further conduct investigation because I am incompetent and hereby rendered disabled in the rules of law. I have also become a victim to property damage of my personal home needing roof repair which has also financially disabled me bring me to an emergency state. This time granted will provide sufficient proof to my, James Reese, claims and defense to show to this court the lower court's failure and the jury's err in the administer justice by wholes and not by halves. This vital evidence will grant this superior court jurisdiction to proceed in equity, preserving inherited rights, use, or quiet beneficial enjoyment of private civilian, James Reese .

Due to I, myself, James Reese, being legally disabled of the rules at law, has filed this appellant review under the conditions of being incompetent of such rules ordinarily prescribed by the lower court that ruled against me along with the rules of this superior court in which I seek aid me in my disability . I require the aid of this court in good faith and with good cause, to clothed me, James Reese, to be availed by grant of this competent court with the proper reasonable time required by myself, James Reese, to conduct further discovery on special and vital investigation that will aid this court in the settlement and closure of this matter without the waste of the courts time.

CONCLUSION

Equity will not allow a state statute be used as a cloak for fraud and regard as done which ought to have been done. For the reasons stated herein and based on the Law and Equity set forth above, the appellant, James Reese, is entitled to a continuance of my, James Reese, brief due to be entered on date that is not less that 90 (ninety) days after September 5, 2019.

Respectfully submitted.

Date: 9/5/19

Drafted by: James Reese
James Reese, All Rights Reserved.

: Sharon Gaines
1st Private Witness

Sept 5, 2019
Date

SHARON GAINES
1st Witness Name

: Josephine D. Johnson
2nd Private Witness

9/5/2019
Date

Josephine D. Johnson
2nd Witness Name

Form 7

Proof of Service

Motion for Continuance

State of South Carolina Court of Appeals

Case No: 2018 - 002157

South Carolina Court of Common Pleas

Lexington County South Carolina

Alison Renee Lee, Presiding Judge

Case: No: 2016 – CP – 32 – 01385

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SC Court of Appeals

Richie D. Barnes. vs. James Reese

Dear Mr. Leonard Jordan, Attorney of Jordan Law Firm, 211 Veterans Road, Columbia S.C. 29209. This is proof of service for my motion petitioning the Court of Appeals requesting continuance of my case, I am enclosing an additional copy of my request with this proof of service. Sent via USPS tracking number

Thank you for your consideration.

I am, James Reese

9/5/2019

Form - 7

STATE OF SOUTH CAROLINA COURT OF APPEALS
FOR THE FOURTH CIRCUIT

Case NO: 2018-002157

Lexington South Carolina
South Carolina Court of Common Pleas
Alison Renee Lee, Presiding Judge
Case NO: 2016-CP-32-01385

James Reese,

Appellant,

PROOF OF SERVICES

v.

Richie D. Bares

Respondent (s).

I James Reese, the undersigned, declares:

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SEP 06 2019
SC Court of Appeals

I served the "MEMORANDUM AND POINTS OF AUTHORITY OF CONTINUANCE,
NOTICE OF MOTION TO CONTINUE, and PROOF SERVICES on the following interested party by
hand-delivery for special deposit, a true copy thereof to:


1. MEMORANDUM OF POINTS OF AUTHORITY TO CONTINUE
2. NOTICE OF MOTION TO CONTINUE
3. PROOF OF SERVICES

Copy sent to: Richie D. Barnes
Attorney-at-law

Unit-D, Leonard Jordan, Jordan Law Firm, 211 Veterans Rd
Columbia South Carolina Zip Code 29209

Mail Number # _____

By: USPS _____


James Reese
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Without Prejudice.
