

MOTION TO REINSTATE THE APPEAL

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas

Diane S. Goodstein, Circuit Court Judge

Case No. 2019-001208

RECEIVED
SEP 24 2019
SC Court of Appeals

Wilmington Savings Fund
Society FSB as Trustee of
Stanwich M,

Respondent,

v.

Nelson L. Bruce, et al.,

Appellant.

Nelson L. Bruce, Propria Persona, Sui Juris
c/o PMB1605 Central Avenue, Suite 6 # 167
Summerville, South Carolina 29483
(843) 437-7901
Appellant

William S. Koehler Esquire
1201 Main Street, Suite 1450
Columbia, South Carolina 29201
(803) 828-0880
Attorney for Respondent

Comes now appellant who is in receipt of an order by the clerk of the SC Court of Appeals dated **September 9, 2019** dismissing Appellants Appeal. Appellant requests that this court reinstate the appeal because the appellant in honor and good faith conditionally accepted to

pay the requested appeal filing fees and motion fees that the public officials/officers of this court responding to the proofs of claims and facts presented by the Appellant in his **affidavits of fact, Notices and Motions to the Court** which challenges the courts unlawful filing fee requirements. The public officials/officers of the court (**Judge and Clerks**) have failed to respond to, rebut and contest any of the facts in the Affidavits of Fact, Notices, and Motions presented to them which was filed on the record in this case on or about **7/22/2019, 8/5/2019, 8/20/2019, and 8/29/2019** which is incorporated by reference and are now facts before the court and evidence of the officials/officers misconduct and breach of their oaths of office and also creates an estoppel in this matter in regards to dismissing this case because of failure to pay fees.

These officials/officers by not responding as they are required to judicially and are in default of, have acted in bad faith and dishonor by ignoring my requests and challenges referenced above which now stand as true and evidence as the officials/officers are not responding to my presentments which incorporate a fee waiver and challenges to the court in regards to the fees that are being requested by the courts officials/officers in operation as a business entity to be paid by the Appellant in a particular specie that is not supported by the supreme law of the land, the constitution as provided in his presentment to which they have not rebutted nor contested with valid supporting facts and are requesting that the Appellant break the law by not following the law, the constitution and requesting that fees be paid in the specie the officials/officers of the court are unlawfully requesting be paid in for filing fees and motions. “Allegations in affidavit in support of motion must be considered as true in absence of counter-affidavit.” [*Group v Finletter, 108 F. Supp. 327 Federal case of Group v Finletter, 108 F. Supp. 327*]. Uncontested allegations in affidavit must be accepted as true, see...*Morris v*

National Cash Register, 44 S.W. 2d 433 Morris v National Cash Register, 44 S.W. 2d 433, at point #4.” As of **September 17, 2019** Appellant has filed a complaint against **Associate Judge John D. Geathers** with the **SC Judicial Conduct Department** which this judge will be notified of shortly if he has not already. Appellant has also recently mailed a complaint to the **SC Court of Administrations** against **Jenny Abbott Kitchinigs** and **Claire Allen chief clerk** for misconduct (judicial or otherwise) and breach of each public officials/officers oaths of office to which all officials/officers have sworn an oath to uphold, preserve, protect, and defend but are willfully in breach of these oaths, creating misconduct by them as they have been notified of the above referenced presentments filed by the Appellant. Appellant hereby demands that the officials/officers of this court requesting fees be paid produce a certified copy of your **“Certificate of Participation”** under **FOIA** when reviewing and responding to this motions.

Conclusion

For the reasons specified above, Appellant asks again that this court by their officials and officers reinstate the Appellants appeal.

Dated this 23rd day of September 2019.

RESPECTFULLY PRESENTED,

“Without Prejudice”

Nelson L. Bruce 9-23-2019

Void/non- assumpsit

THE BENEFICIAL OWNER OF THE CESTI QUI EQUITABLE TRUST

Nelson L. Bruce, Propria Persona, Sui Juris

All Natural Rights Explicitly Reserved and Retained

U.C.C. 1-207/1-308, 1.103.6

c/o PMB 1605 Central Avenue, Ste.6 #167

Summerville, South Carolina 29483

Ph. 843-437-7901

CERTIFICATE OF SERVICE

The undersigned hereby certifies, that on the date noted below, the undersigned mailed to:

ALBERTELI LAW
Attention: William S. Koehler
1201 Main Street, Suite 1450
Columbia, South Carolina 29201
Certified Mail #: 7018 0360 0001 0343 3801

herein after, "Recipient," the documents pertaining to Court of Appeals Case # **2019-001208** as follows:

1. Copy of MOTION TO REINSTATE THE APPEAL (3 pages); and
2. Reference copy of this Certificate of Service (signed original on file) 1 page.

by Certified Mail, by placing same in a postpaid envelope properly addressed to Recipient at the said address and depositing same at an official depository under the exclusive face and custody of the UNITED STATES POST OFFICE via U.S. Postal Service within the State of South Carolina.

Total of 4 pages.

RESPECTFULLY PRESENTED,

"Without Prejudice"

Nelson L. Bruce 9-23-2019

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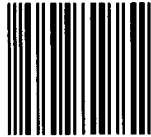
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