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THE STATE OF SOUTH CAROLINA  
In the Supreme Court

The Honorable James E. Lockemy  
Chief Appeal Court Judge

**RECEIVED**

JAN 08 2020

SC Court of Appeals

APPEAL FROM RICHLAND COUNTY

Case No. 2017-002289

Case No. 2016-CP-40-02393

Miriam H. Samuel, Pro Se .....Appellant

v.

Lynne N. Johnson, ..... Respondent

Motion for Reinstatement

s/ Miriam H. Samuel  
4014 Margrave Road  
Columbia, SC 29203  
(803) 256-7283  
Pro Se/Appellant

Clawson and Staubes  
E. Dale Lang Jr,  
Ms. Jescelyn Spitz  
1612 Marion St.  
Columbia, SC 29201  
(800) 774 -8242  
Attorney for Lynne N. Johnson

December 23, 2019

The Honorable James E. Lockemy, Chief Judge  
Honorable Jenny Kitchens, Clerk of Court  
South Carolina Court of Appeals  
1220 Senate St. Columbia, SC 29201

**Motion to Reinstate Case No. 2017-002289**  
**Motions for Extension of Time**

RE: Miriam H. Samuel, Pro Se Appellate,

v.

Lynne N. Johnson, Respondent

Dear Ms. Kitchings,

I am Please, asking for **My Case to be Reinstated** due to the facts as follows. I am doing and have been doing this case Diligently and without any attorneys' assistance or resources.

It's not that I don't want any help. I couldn't find anyone, affordable to help me.

My physical health is debilitating, that was the fact when Ms. Lynne N. Johnson Rear-ended me in 2011. This Case was not heard in court until Oct. 2-5, 2017 2016. This Civil Case took 6 years to be heard in compared to my appeal case.

Your Honorable Chief Judge, Lockemy and Ms. Kitchings, Clerk of Court, I am not asking for five to six years to resolve this case, however I do need Consideration for my unusual circumstances.

On November 14, 2019 I've filed for an extension asking for 90 days, to put the Record into court. I've paid \$50 and did not get and extension. Can the \$50 be refunded or applies to this motion to reinstate?

One fact, beginning in 2017, my father and his wife became seriously ill. They have since passed away.

My husband and I had been the caregivers of our elderly fathers and I've also help my stepmom. During the years prior to their death. I have mentioned previously that my father died on February 25th, 2019 and father law in law died April 10<sup>th</sup>, 2019.

During these past two years since starting this appeal case I've been in another serious rear-ended car accident, this occurred on August 10<sup>th</sup>, 2018.

I was on Harden St. in Columbia, SC. I was traveling to meet my new probate attorney.

I have been trying for about a year to get my dad back from this brother. He had not been involved or concerned with our father until he heard that our dad had to move into my home.

The estrange brother had no idea how sickly our father was. Dad had dementia and a host of other illnesses. Dad had died within eight months while with this brother. My estrange brother had been taken dad off his Prescribe medications, then putting dad back on these necessary medications. This was done so that our dad was too sick to attend court ordered hearings. This estranged brother did this and received three different, rescheduled court ordered appointments. Eventually my father's body could not handle this abuse and neglect. The last court order schedule appointment was for February the 27<sup>th</sup> 2019. Unfortunately, my father passed away or I say, "put away", on February 25<sup>th</sup>, 2019. Just two days before the court hearing my loving dad's life was taken.

My father died just 2 days before the last court ordered hearing scheduled for February 27<sup>th</sup>, 2019.

I've therefore decided to file for appointee over my father's estate. This has been a 2-year journey of emotional ups and downs. Having my own health concerns, and handling an appeal court case, a probate court case and a personal injuries court case, involving serious surgery, has taken a toll on me.

I still would like for your consideration to reinstate this case. I feel with Prayer and strength beyond what's normal I can finish this case.

Tomorrow, I will face this very serious surgery. I am praying for full and speedy recovery. It will be at least two weeks to get the Stitches removed. Then there will be lots of physical therapy.

I was under the impression from Ms. Shelby Snell that I could file for extensions for as long as I needed to, if I paid the filing fees.

I'm not happy, telling you my personal family business. However, you must know why I had misunderstood the case could not get another extension. I am not asking for pity or Sympathy, just Fairness and Empathy. I would like to see this case to its conclusion.

I realize life goes on, even with whatever we are dealing with. I have reached out to find help and resources to handle these issues in my life at this time.

I am asking for The Court's Mercy and understanding. We don't control all of life's issues, sometimes things are beyond our control.

What I have found since becoming Executor over my father's estate, the estranged brother along with 2 brothers and 2 nieces have stolen father's assets amounting to over \$100,000.

Now, I am involved in **filing Civil and Criminal charges against these people who claimed to love my father.** My baby brother and I were left out of any monetary inheritance. There is a car that our dad left for me, however those three brothers will not allow me to get it. There is the house and land and now two stepsisters want part of the Estate's land. This Family home is in a small town called Batesburg, SC.

Fact two, or three I have lost count. I have been Traveling to Lexington County and to Batesburg, SC in order to handle these probate timely matters.

I was my father's **Princess; his only daughter and I have 4 brothers.** Three brothers do not like me and have taken me to court, seeking to remove me as Executor. My Own Mother told me that they don't like me because I was a "SPOILED BRAT." Therefore, I guess Mother didn't see the important of training her sons to love and cherished me, "Their Only Sister." Who Spoiled me? I asked, Mother. Your Daddy, "I had to have you dressed up every day when he got home from work. There were other family members that SPOILED you also."

Now, mind you, I am a baby, then a little girl. I asked Mother, "Is that why you left me home alone, with those 3 brothers, as I cry to go with you?" "Begged you not to leave me." Did she know at that time, the oldest brother sexually abused me, and the brother 1 ½ years younger Beat me up every day that he was near me.

Just recently, over our Father's death bed at the Lexington County Medical Center, that brutal brother assaulted me. My baby brother got between him and I to protect me. The LCM Hospital Police did nothing with our assault charges, that my baby brother and I filed. They said, "Oh, He was distraught from losing his father." That was OUR FATHER.

**With my life centered around so many things that I must do in a timely manner, I had become stressed out.** Yes, I've made the mistake of misread the last Court Notice. I've made a mistake. Please don't hold that against me.

I was focused on my father's health and him being returned to me and my care. The estranged brother could submit an affidavit filled with lies concerning me, into Probate Court. That is why the court allowed dad to stay with that brother who has a long criminal record. All the person that the estrange brother had caring for our father have criminal records.

The Chief of Police in Batesburg, South Carolina has done nothing to rectify these crimes against our father. Breach of Trust, Breach of Fraud Judiciary Duties, as well as Abuse and neglect of our father. The Estranged Brother had 3 postponed court order hearings. Two days before the last Court Order date for Feb. 27, 2019, dad was dead, on Feb. 25, 2019.

I did not intent for my appeal case to become involuntarily dismiss. I have been Mentally and Physically overwhelmed. When I file for an extension in November 14, 2019. I had overlooked there were no more extensions to file.

There are attachments of supporting documents concerning facts mentioned. Examples: Court summons, filings and my Schedule doctor's appointment and surgeries.

The Appellant has filed as required by Rule 240(a) of the South Carolina Appellate Court Rules (SCACR) Rule 226(c) South Carolina Appellate Court Rules (SCACR)

Sincerely yours,

A handwritten signature in cursive script that reads "Miriam Samuel". The signature is written in black ink and is positioned above the typed name.

S/Miriam Samuel Pro Se Appellate

THE STATE OF SOUTH CAROLINA  
[In the Supreme Court]

The Honorable James E. Lockemy  
Chief Court Judge

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JAN 08 2020

SC Court of Appeals

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APPEAL FROM RICHLAND COUNTY

The Honorable Alison R. Lee

Case No. 2017-002289

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Miriam H. Samuel

Appellant

v.

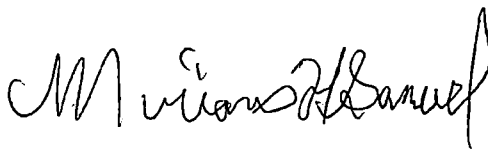
Lynne N. Johnson

Respondent,

PROOF OF SERVICE

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I certify that I have served the Notice of Motion to Reinstate / Motion for Time, 90 Days, on Respondent, Lynne N. Johnson. I deposited a copy of it in the United States Mail, postage prepaid, on January 8, 2020. Addressed to her attorney of record, [by personally delivering a copy of it to her attorney of record, E. Dalelang Jr./Jesclyn Spitz, at their office 1612 Marion Street, Columbia, South Carolina 29201.



S/ Miriam H. Samuel, Pro Se  
Appellant  
4014 Margrave Road  
Columbia, South Carolina 29203  
(803)-256-7283