

The State Of South Carolina
In the Court of Appeals
(not in Supreme Court)

APPEAL FROM BEAUFORT COUNTY
COURT OF COMMON PLEAS

Marvin H. Dukes III

Case NO 2019-CP-07-01326

RECEIVED
JAN 10 2020
SC Court of Appeals

The South Beach Village Bluff Apartments Horizontal Property Regime No. 56 Inc., Respondant,

v.

Zbigniew Marek Drzazgowski and Alicja Anna Drzazgowski, Defendants,

Of whom Zbigniew Marek Drzazgowski

APPELLANT'S INITIAL BRIEF

STATEMENT OF THE CASE AND FACTS

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a. Table of Authorities

Civil Remedies and Procedures, Chapter 9 , sec. 15-9-210

Civil Remedies and Procedures Chapter 9, sec. 15-9-280

a. Statement of the Case and the Facts

1. Plaintiff Jannine M. Mutterer which represented **The South Beach Village Bluff Apartments Horizontal Property Regime No. 56 Inc.** opened the Case 2019-CP-07-01326 in the Beaufort County, Court of Common Pleas against me, Zbigniew Marek Drzazgowski, and presented **fabricated AFFIDAVIT OF SERVICE** regarding delivery of SUMMONS to me and my wife Alicja Anna Drzazgowski. This document has never been signed by me or my wife. The **Affidavit of Service** Jannine M. Mutterer presented to me on August 3, 2019, **five days before the HEARING** in the Court. In description the **Affidavit of Service** does not present my person, I'm 5'10 not 5'4". **To this day (January 6, 2020) we have not received the SUMMONS.**
2. Jannine M. Mutterer, with her fabrication of the documents and dates (she dated the letter July 26 which I received August 3, Saturday, I had only 3 days to hearing) **eliminated me from self defense in this Case.** I requested the summons from Jannine M. Mutterer twice: July, 23 2019 and Aug. 5, 2019.
3. **In 2015 The South Beach Village Bluff Apartments Horizontal Property Regime No. 56 Inc. broke in to my apartment Bluff Villa #1711 and made a lot of damage inside of the unit and as well as to the electronic lock which is programmable.** The lock provides my guests with codes to access my apartment. Apartment is my rental business. Within last 8 years the Management never had problems with accessing my unit. They always had the keys. This time **they destroyed the lock and destroyed all the codes in it.** The new key that I received 2 weeks later, after the Construction company finished the installation of the door panels, did not work. In addition to it, it looked as if they used my unit during the installation of the panels. It took me more than a week to repair all damages (that includes the repair of the lock by a specialist, buying a new washer, replacing the lock box and so on). In addition, they did not have a permit to change the door in my apartment. It proves that the **doors were installed illegally.**
4. Because this unit is my rental business I requested a detailed invoice for installation of the door which I have never received.
5. During the entire process **I found out that the panel door does not have the safety standards which are required in the hurricane and tornado areas.** Plus, very important, **this panel door doesn't have the fire standards required for public buildings.** In this situation, when I have guests, their safety is jeopardized. For more than 3 years I requested to replace my panel door with the standards which obligate in this area like Hilton Head Island . They completely disregarded my request. To this day, with around 50 letters with request to replace the panel door, I am still afraid about safety of my guests staying in my unit.
6. I still request a new panel door with the safety standards for hurricane and tornado areas and most importantly the fire standards for public buildings to be sure that all my guests have the chance to survive any unexpected circumstances.

a. Summary of the Arguments

With fabricated AFFIDAVIT OF SERVICE Jannine M. Mutterer which represented The South Beach Village Bluff Apartments Horizontal Property Regime No. 56 Inc. planned to gain \$9583.71 and put my Bluff Villa 1711 unit on foreclosure. **I request a full compensation of my loses that I suffered after their braking to my apartment**

and the time that I had to use to bring my unit back to the original condition and the cost associated with my travel CT-SC, writing and sending letters, preparation documents regarding the Case.

Conclusion

I request to be compensated for my loses including the entire Case expenses:


1. Two times travel between CT and SC
2. Repairs of the damages which have been done by South Beach Village Bluff Apartments Horizontal Property Regime No. 56 Inc. after they broke in to my apartment Bluff Villa #1711 and losing 6 days Rental and 9 days in my home improvement business on the amount \$7102.52
3. Sending and preparing of the documents regarding repairs of damages in my apartment, sending almost 50 letters requesting to replace the installed door with appropriate ones to ensure the safety of my guests and my own.
4. I also requested a proper invoice for my rental business (I sent around 10 letters with this request), and an invoice for sending the letters regarding the case in the Common Pleas (including the time to find a right Court and request of Summons). All together it accumulated to 87.5 hours; Each hour is \$160.00 which gives the **total amount of \$21102.52**

I also request to cancel the fabricated amount of \$9583.71 suggested by Jannine M. Mutterer. The original charge for panel door without any safety standards was \$1000.00 although in Home Depot the same door costs \$152.00.

I would like to request a permission to serve and file the appellant's initial brief and designation of matter outside of the filing deadlines.

January, 6 2020

Sincerely,


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