



# The South Carolina Court of Appeals

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V. CLAIRE ALLEN  
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[www.sccourts.org](http://www.sccourts.org)

March 23, 2020

Ms. Diane LaPrade  
P.O. Box 1511  
Goose Creek, SC 29445

Dear Ms. LaPrade:

We received your correspondence in our office on March 19, 2020.

Please be advised that you do not currently have an appeal pending in this Court and the information that you have provided does not constitute a Notice of Appeal as required in Rule 203 of the South Carolina Appellate Court Rules (SCACR). This Court does not have jurisdiction over the case until a Notice of Appeal has been served and filed. Therefore, no action will be taken on the information that you have provided and it is being returned to you, along with your money order in the amount of \$300.00.

According to Rule 203, SCACR, a Notice of Appeal must include the name of the court from which the appeal is taken; the judge's name; the lower court docket number; the date of the order being appealed; the name of the appealing party; and the names, mailing addresses, and telephone numbers of all the attorneys of record and the names of the party or parties represented by each. A copy of the order being challenged on appeal, proof of service showing the notice has been timely served on all respondents and the lower court, and a filing fee of \$250.00 must accompany the Notice of Appeal. Please be advised that if you wish to request relief from this Court, you must do so in the form of a motion pursuant to Rule 240, SCACR, along with a proof of service and a filing fee of \$50.00.

Very truly yours,

*V. Claire Allen, Deputy*

CLERK

Diane LaPrade  
P.O. Box 1511  
Goose Creek, SC 29445  
(843) 568-9640

**RECEIVED**

MAR 19 2020

**SC Court of Appeals**

March 19, 2020

Re: Diane LaPrade vs. Sandra Freeman, et al.  
Case No: 2016-CP-10-5559

Dear Ms. Freeman and Heirs:

Please be advised that the lawsuit on file is being appealed in the South Carolina Court of Appeals and full disclosure regarding the lawsuit appeal can be viewed at the Charleston County Clerk of Court online or in person at 100 Broad Street, Charleston, SC 29401

The purpose of this appeal is as follows:

To address the conditions of order regarding sale and/or purchase of the said properties on file  
Tax Nos: 203-00-00-079, 203-00-00-097, 203-00-00-098.

To obtain an order to allot reimbursements owed to the Plaintiff known as Diane LaPrade by the heirs and cotenants of this estate such as but not limit to, taxes, for discharging liens placed on the properties; and

To obtain an order from the court for compensatory damages the plaintiff suffered due to financial and emotional abuse, willful negligence, and the unlawful conduct of the heirs; and

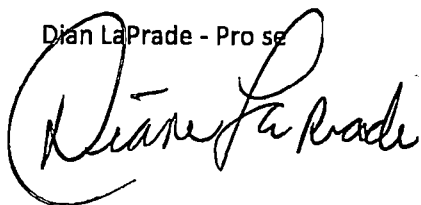
To obtain an order from the court to award Plaintiff's legal fees and cost incurred as a result of the heirs and cotenants dereliction of duty; and

To obtain an order from the court for the Plaintiff to be compensated for: the negative actions and abuse of power from the prior executor handling the rental property of the estate; and

To obtain and order from the court for the present taxes to be paid immediately by the heirs and cotenants before the property is seized by the county for unpaid taxes which could result in total loss of the estate.

This is not an exhaustive list but rather too disclosed what has been filed in the appeal

Diane LaPrade - Pro se



COPY OF THE COURT ORDER FROM JAUNUARY 28, 2020

**JULIE J. ARMSTRONG**  
CLERK OF COURT, C.P. & G.S.  
100 BROAD STREET, SUITE 106  
CHARLESTON, SC 29401-2258  
**RETURN SERVICE REQUESTED**



Order to Purchase  
Property  
clerkofcourt.charlestoncounty.org

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94



DIANE PYATT  
PO BOX 1511  
GOOSE CREEK SC 29445-1511

**NOTICE OF ENTRY OF JUDGMENT/ORDER PURSUANT TO RULE 77 SCRPC**

**Order on Purchase of Property**

**CASE NO: 2016CP1005559**

**Diane Pyatt VS Sandra Freeman , defendant, et al**

This judgment was entered on the 29th day of January, 2020, and notice mailed first class on Wednesday, January 29, 2020, to all counsel of record and/or all parties entitled to receive notice.

You may view and download this document at <http://clerkofcourt.charlestoncounty.org> or obtain a copy in person at the Clerk of Court's Office during regular Charleston County business hours.

NOTICE OF MOTION SCHEDULING

January 15, 2020

*How  
date*



Motion "MIECON - Master/Partition Hearing 1/28 at 10:00" for Case: 2016CP1005559 - Diane Pyatt VS Sandra Freeman , defendant, et al has been added to the following Motions Roster:

1558 - Master's Docket for January 28, 2020

This hearing of this motion has been scheduled for 1/28/2020 at 10:00 AM.

*surprise Bid Hearing discovered on the day of court*

A HEARING in the above referenced matter has been scheduled in front of Judge Scarborough on January 28, 2020 in courtroom 2A. Please refer to the published roster on the Charleston County or SC Judicial websites for more information. Proper notice is your responsibility. If your case is settled or is no longer going forward, please notify Marti at MDennis@charlestoncounty.org and the roster will be marked accordingly. Thank you.

Mail Notice To:
Diane LaPrade Post Office Box 1511  Goose Creek, SC 29445

Court Info:
Master In Equity Charleston County Judicial Center 100 Broad Street, Suite 266 Charleston, SC 29401-9401

If you have any questions regarding the scheduling of this motion, please contact the courts at:

(843)958-5070

Respectfully,

Clerk of Court

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Diane LaPrade  
P.O. Box 1511  
Goose Creek, SC 29445  
Phone: 843-568-9640  
Email: [dianepyatt@yahoo.com](mailto:dianepyatt@yahoo.com)

~~December 29, 2019~~

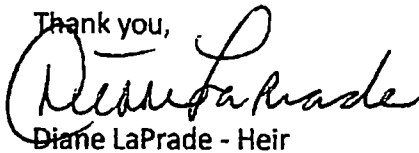
Re: case No: 2016-CP-10-5559  
TMS Nos: 203-00-00-079, 203-00-00-097, 203-00-00-098

Honorable Mikell R. Scarborough,

I would like this letter to serve as my request and legal option to purchase the following properties: 203-00-00-079, 203-00-00-097, and 203-00-00-098 separately per each tax number.

Per your order October 29, 2019 which was to let the court know by the January 17, 2020 the names of the heirs that desire to purchase the above properties according to the Heirs Property Act. I would like to exercise my rights at this time.

Thank you,

  
Diane LaPrade - Heir

BY \_\_\_\_\_

JULIE J. ARMSTRONG  
CLERK OF COURT

2019 DEC 30 AM 11:36

FILED

Diane LaPrade  
P.O. Box 1511  
Goose Creek, SC 29445  
Phone: 843-568-9640  
Email: [dianepiyatt@yahoo.com](mailto:dianepiyatt@yahoo.com)

~~December 29, 2019~~


Re: case No: 2016-CP-10-5559  
TMS Nos: 203-00-00-079, 203-00-00-097, 203-00-00-098

I Diane LaPrade, as heir to the above property, I am contesting the ownership claim for TMS NOs. 203-00-00-097, 203-00-00-098, and 203-00-00-079 by the following people:

Janie Mae Bradley  
Brenda Jones  
Isaac Bradley  
Christina Bradley  
James Bradley

Since they are not heirs of any of the above property it is not legal for her or them to have taken a position that she is representing the heirs of the above property as a plaintiff, as she is not an attorney or a legal representative. I will be filing an claim against her relating to this matter prior to the next court hearing which is January 28, 2020. Per your order October 29, 2019, Judge Scarborough you said to let the court know thirty days ahead of time of this challenge and this letter serves as my notice and my discovery evidence will be presented at the next hearing.

Thank you,

  
Diane LaPrade

FILED  
2019 DEC 30 AM 11:36  
JULIE J. ARNISTROM  
CLERK OF COURT  
BY \_\_\_\_\_

15<sup>th</sup> Status Hearing held -  
12-11-2017

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STATE OF SOUTH CAROLINA  
COURT OF COMMON PLEAS  
COUNTY OF CHARLESTON

Diane Pyatt,  
Plaintiff,

vs. CASE NO. 2016-CP-10-5559

Sandra Freeman, et al.,  
Defendants.

---

Hearing before the Honorable Mikell R.  
Scarborough, reported by Christine A. Smith, Court  
Reporter and Notary Public, at 10:17 a.m. on  
December 11, 2017 at 100 Broad Street, Charleston,  
South Carolina.

**COPY**

Christine A. Smith, Court Reporter

Master-in-Equity  
P.O. Box 30276  
Charleston, South Carolina, 29417  
(843) 958-5071  
casmith@charlestoncounty.org

1 APPEARANCES OF COUNSEL:

2 Arthur C. McFarland  
3 Law Office of Arthur McFarland  
4 1847 Ashley River Road  
5 Charleston, SC 29407  
(843) 763-3900  
Cecilesq@aol.com

6 Toya Hampton, Esq.  
7 Toya Hampton, Attorney at Law, LLC  
8 1847 Ashley River Road  
Suite 200  
9 Charleston, SC 29407  
(843) 814-5554  
Toya@toyallc.com

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THE COURT: Good morning. This is the case of Diane Pyatt versus Sandra Freeman, et al. It's case No. 2016-CP-10-5559. I note Ms. Green is present. Ms. Green, good morning to you.

MS. GREEN: Good morning.

THE COURT: How are you doing? I reviewed the pleadings a little bit. ~~This is picking up on an older case; is it not?~~ ~~The is not a Clements Practice Act~~

MR. McFARLAND: Yes. This is picking up on an older case. ~~There are three parcels of land, one of which is a house that Ms. Pyatt's mother lived in, and we are asking for an allotment on that property.~~ Then the sale of the other two parcels, which were also the subject of an earlier action in this Court -- it appears that -- of course, ~~there's no one who has responded of all the heirs.~~

~~Ms. Pyatt,~~ as the Court may well be aware of, ~~has been responsible for paying the taxes on this property and most recently redeeming the very parcel that she wants and two more parcels are scheduled for sale today.~~

We would like to be able to have the case heard. We think that because of the prior action,

*This not a Clements Practice Act for Partition of Heirs Property Act*  
*Property Taxes Addressed*  
*Property Taxes*

---

① Appraisal = Singular

② Rental Income = Nothing  
ever came of this statement  
Rental was 800. per month, times  
13 years with no pay off.

1 the quiet title is just a minor part of this, but we  
 2 ~~would need time to certainly get an appraisal~~ and to  
 3 then market the properties that are Parcels 2 and 3.  
 4 So we don't anticipate any hiccups, but we certainly  
 5 would like to have a hearing so that we can get the  
 6 authorization to list this property, sell it, and  
 7 avoid running up against a redemption period. We  
 8 think that the time would be sufficient so that we  
 9 can be beat next December's redemption period, but  
 10 certainly that's what we want to do with a hearing as  
 11 early as possible.

12 THE COURT: Okay.

13 MR. McFARLAND: ~~We do have an issue with~~  
 14 ~~respect to an accounting for some funds that were~~  
 15 ~~collected from rent on the parcel~~, and we've got  
 16 some -- we've got the probate records that were filed  
 17 with respect to the rental incomes. So we will be  
 18 able to provide at least a record that we've  
 19 claimed -- asked for an accounting of Mr. Simmons.

20 THE COURT: That's from 1996, or is that more  
 21 recent?

22 MR. McFARLAND: I think it's more recent, Your  
 23 Honor. It's more rent. It's been over some years.  
 24 So we'll be prepared to present that certainly at the  
 25 appropriate time. Certainly, if nothing else, in

*Rental Income was  
 never accounted for*

1 updating the determination of heirs and then  
2 authorization to sell, which also would involve  
3 getting an appraisal done of the property,  
4 particularly Lot 1, that she wants allotted to her.

5 THE COURT: All right. Help me out with which  
6 is which. Lot 1 is the one that Ms. Pyatt is  
7 interested in purchasing?

8 MR. McFARLAND: That's correct. That's the  
9 .69 acres, yes. Lot 2 is 2.69 acres, and the third  
10 lot is 4.36 acres.

11 THE COURT: I've got you. Okay. So Lot 1  
12 was that the one that was redeemed this year?

13 MR. McFARLAND: That's correct, Your Honor.

14 THE COURT: And was sold in '16 and redeemed  
15 by November 1 of this year, and then the other two  
16 parcels have gone up for sale today?

17 MR. McFARLAND: That's correct. When they  
18 sold Lot 1 -- certainly the taxes that were due on  
19 Lots 2 and 3 would have been -- they sold the first  
20 lot for the taxes due on the other two last year, so  
21 that's why those parcels are this year.

22 THE COURT: Okay. I've got it. We'll pick up  
23 where we left off. We do have a current survey,  
24 though? We have the plat and we have the properties  
25 described and all?

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MR. McFARLAND: Yes.

THE COURT: ~~No problem there, just a matter of updating the title.~~

MR. McFARLAND: That's correct.

THE COURT: What we'll need to do is to go from there. ~~This is a 2016 case, so it's under the old statute, 15-61-25.~~

*Not Clements Pinckney Heirs Act*

~~Have you heard from anybody at all in this case?~~

MR. McFARLAND: ~~Not at all, and certainly even with respect to her siblings there's been no -- nobody has been interested in the aspect of this case.~~

THE COURT: Ms. Green, I'm assuming you have ~~not heard either?~~

MS. GREEN: ~~I have not heard from anyone, Your Honor.~~

THE COURT: Okay. ~~When would you be prepared then to move forward with the quiet title and then we can set the --~~

MR. McFARLAND: If we could -- I told Ms. Pyatt that I think you were setting cases. Are you still setting cases for February?

THE COURT: ~~Late February into March is what we're looking at these days.~~

1 MR. McFARLAND: If we got late February that  
 2 would work. I think there are a couple of things  
 3 that we would want to work out in the meantime. So  
 4 that would give us a chance to -- we may be able  
 5 to -- ~~I think we are going to move ahead with the~~  
 6 ~~appraisal in the interim rather than waiting until~~  
 7 ~~after we get a contract.~~ I think we're going to do  
 8 that. That will give us enough time. I don't think  
 9 it will be a lengthy hearing.

10 THE COURT: I wouldn't think so based on  
 11 what's going on. Right now I've got time on  
 12 Monday -- actually -- it shouldn't take long, should  
 13 it?

14 MR. McFARLAND: No.

15 THE COURT: ~~Why don't we set this thing for~~  
 16 ~~10:30 on Tuesday, the 27th of February,~~ Okay? I  
 17 have an opening right there (indicating). ~~Let's plan~~  
 18 ~~to do the quiet title then?~~ Coming out of that we  
 19 should be able to set the partition aspect of it up  
 20 and go from there. ~~I would encourage you then to go~~  
 21 ~~ahead and get the appraisals that you want to get,~~  
 22 ~~and let's just go ahead and set that up.~~ That's  
 23 going to be Tuesday, February 27th at 10:30 a.m. is  
 24 when we'll plan to set that one. Okay?

25 MR. McFARLAND: Okay. Thank you, Your Honor.

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THE COURT: All right, Mr. McFarland.  
Ms. Pyatt, good to see you, ma'am. Ms. Green, always  
a pleasure.

MS. GREEN: Great to see you, too.

THE COURT: Thank you.

(The proceedings were concluded at 10:26 a.m.)

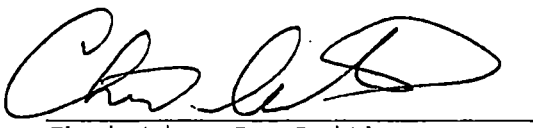
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State of South Carolina)  
County of Charleston ) C E R T I F I C A T E

I, Christine A. Smith, Court Reporter and  
Notary Public for the State of South Carolina at  
Large, do hereby certify that the foregoing  
transcript is a true, accurate, and complete record.

I further certify that I am neither related to  
nor counsel for any party to the cause pending or  
interested in the events thereof.

Witness my hand, I have hereunto affixed my  
official seal this 19th day of March, 2018 at  
Charleston, Charleston County, South Carolina.



Christine A. Smith  
Notary Public  
My Commission Expires  
May 12, 2021

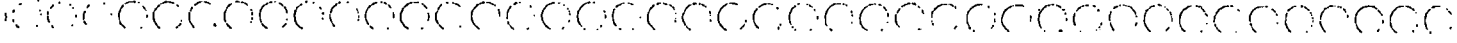
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3/19/2020

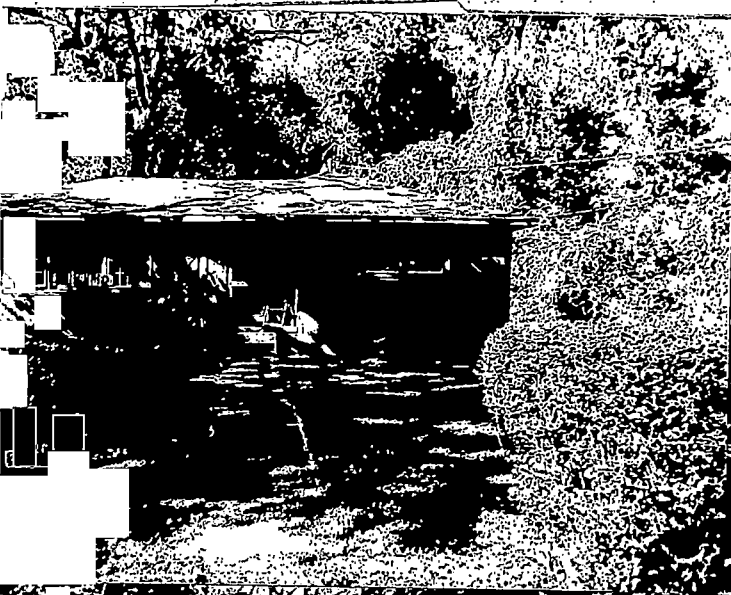
COPY OF THE HEIRS PROPERTY LAW

&

COPY OF THE COTENANTS LAW







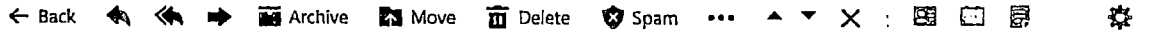
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RE: Continuation

Yahoo/Inbox

AD



Martha S. Dennis <mdennis@charlestoncounty.org>  
To: Diane Pyatt

Oct 31 at 8:05 AM

Ms. LaPrade,

Thank you for coming by today. Please advise the Defendants in this case there is no longer a hearing set for next week.

Many Thanks,

**Martha "Marti" Dennis, Esq.**

Charleston County Master in Equity

Judicial Law Clerk

100 Broad Street, Suite 266

Charleston, SC 29401

Ph: (843)958-5053

[MDennis@charlestoncounty.org](mailto:MDennis@charlestoncounty.org)

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On Oct 10, 2019, at 3:15 PM, Martha S. Dennis <MDennis@charlestoncounty.org> wrote:

Ms. Pyatt,

Thank you for your email. Judge Scarborough needs a doctor's excuse before he will decide to continue the hearing set for next week. You may fax the information to 843-958-5077. If you are unable to submit the documentation, we must go forward with the hearing. If you do not appear, Judge Scarborough may dismiss the case.

Many Thanks,

**Martha "Marti" Dennis, Esq.**

Charleston County Master in Equity

Judicial Law Clerk

100 Broad Street, Suite 266

Charleston, SC 29401

Ph: (843)958-5053

[MDennis@charlestoncounty.org](mailto:MDennis@charlestoncounty.org)

AD

I asked for a <sup>(i)</sup> continuation but he wanted a DR excuse, which is private, because the title of the doctor will disclose what my condition is. *passively.*

Diane LaPrade  
P.O. Box 1511  
Goose Creek, SC 29445

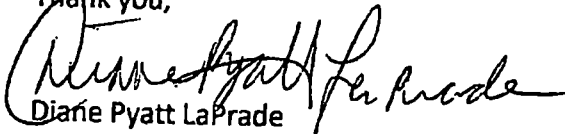
October 10, 2019

Charleston County Clerk of Court  
Attention: Scheduling and Roster Clerk/Honorable Judge Scarbrough  
100 Broad Street, Suite 106  
Charleston, SC 29401

RE: Diane LaPrade vs. Sandra Sandra Freeman/Heirs  
Case No: 2016-CP-10-5559

I Diane Pyatt LaPrade, am dismissing of the above case and will not be going forward at this time. I am also forwarding a copy of this information to all the heirs/defendants that claim interest in this property. In addition Sandra Freeman will get a certified letter to include a list of all the heirs/defendants that was sent this correspondence. *This case is being dismissed without prejudice.*

Thank you,

  
Diane Pyatt LaPrade

FILED

2019 OCT 11 AM 9:45

JULIE J. ARMSTRONG  
CLERK OF COURT

BY

AB

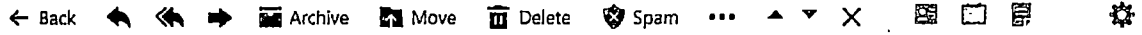
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Pyatt v. Freeman 2016-CP-10-5559

Yahoo/Inbox

AD



Martha S. Dennis <mdennis@charlestoncounty.org>  
To: Diane Pyatt

Oct 18 at 8:58 AM

Ms. LaPrade,

On Wednesday, about 11 people appeared at the hearing time we had set in the above-referenced case. They stated they still wished to proceed regarding the partition by sale. They also presented the court with their own appraisal of the lots in question and asked to be heard. After hearing the wishes of the Defendants who appeared and considering your letter requesting the case be dismissed, he has allowed one of the Defendants, Brinda Bradley, to become the Plaintiff in the action in your place and made you a Defendant. Other than that, no rulings were made but we have set another hearing date for Tuesday, October 29 at 10:00 in Courtroom 2A.

At this hearing, Judge Scarborough would like to question the appraisers hired to review the value of the property before he makes a decision on the valuation. If you would like your appraiser to appear, you may contact them regarding the court date. Ms. Bradley's appraisal from 9/23/19 reflected a value of \$60,000 for the Lot with the house on it, and \$75,000 per lot for the other 2 lots. If you have any other concerns, you may raise those at the time of the hearing and Judge Scarborough will be happy to hear from you.

Many Thanks,

## Recommendations for searching Common Pleas records

**Court type-** circuit court      **Court agency-** common pleas

**Case number-example:** 2012CP1000254 (hint-four digit year, CP10, then you must have 5 digits after the 10. Fill in with zeros when needed).  
When searching by case number, no other information needs to be entered.

**Case type-** "all case types"-do not change this.

**Case sub-type-**To view all cases leave "all case sub-types" selected. To narrow your search, select the proper subtype from the list.

**Last Name/Business-**Type in the last name if you are searching an individual (do not put a comma). When searching a business name, never start with "the" and do not use any punctuation such as; hyphens, periods, dashes etc. The only punctuation that is used is an apostrophe in a proper name. The less information you put in your search fields, the better your chances are of not missing anything. Ex # 1: The O'Shaughnessy Group LLC you would want to search it by putting in "O'Shaughnessy Group". You do not have to put "the" or "LLC". Ex #2: A.M.C Dry Cleaners of Charleston South Carolina Inc.-you would search this by putting in "A M C Dry Cleaners". You may also want to check it under "AMC Dry Cleaners". Do not go as far as typing in "of Charleston South Carolina".

**First-**You can put a full name, partial name or just first initial.

**Middle-**Do not put anything in here unless you want to eliminate every entry that does not contain a middle initial.

**Suffix-**Do not put anything in here unless you want to eliminate every entry that does not contain a suffix.

**Party type-**If you select "plaintiff", your results will be all cases that have your party listed as a plaintiff. If you select "defendant", it will only find the cases that have your party listed as a defendant. If you leave "all" selected you will find both types of cases.

**Action type-**This can be used to find cases with certain types of documents such as; answers, summons & complaints, order of dismissal etc...

**Date type-**This can be used to narrow your search by "actions filed" during a certain date range, "cases filed" during a certain date range or to search "disposed cases" during a certain date range. "Arrested" is not used in civil court. Do not use "judgment issued" as a judgment search.

**Map #-**This field can be used to find cases that are associated to a particular property id number.

**Lis pendens only for civil cases.....Index search-**to find all cases associated with your search information leave "all" selected. To narrow your search to "lis pendens" only select lis pendens. When searching lis pendens only, you will get a hit list of LP numbers only. You can hold the cursor over the case number to view the full caption of the case. Click on the case to view any associated CP cases. If there is an associated CP case, you can click the link under associated cases to go to that case to view the documents.

**Important note when searching Lis Pendens:** Family Court Lis Pendens are not listed under Circuit Court search. You will have to do a separate search under Family Court.

**To search judgments only** select "judgments". If you want to see all judgments associated with your party leave "all" selected. You can narrow your search further by selecting "judgment for" or "judgment against". You can hold the cursor over the case number to view the full caption of the case.

## How to view images for common pleas cases

Images are available on most common pleas cases from 1999 to the present.

Once you have found the case that you want to view (see instructions on how to search), select the link by clicking on the case number in the hit list.

This will take you to the case information screen. From this screen, you can select different tabs to view information such as; parties, judgments, tax map, associated cases, actions and financials.

To view images, go to the "action" tab and click on the paper icon beside the document you wish to view.

## How to print a case report

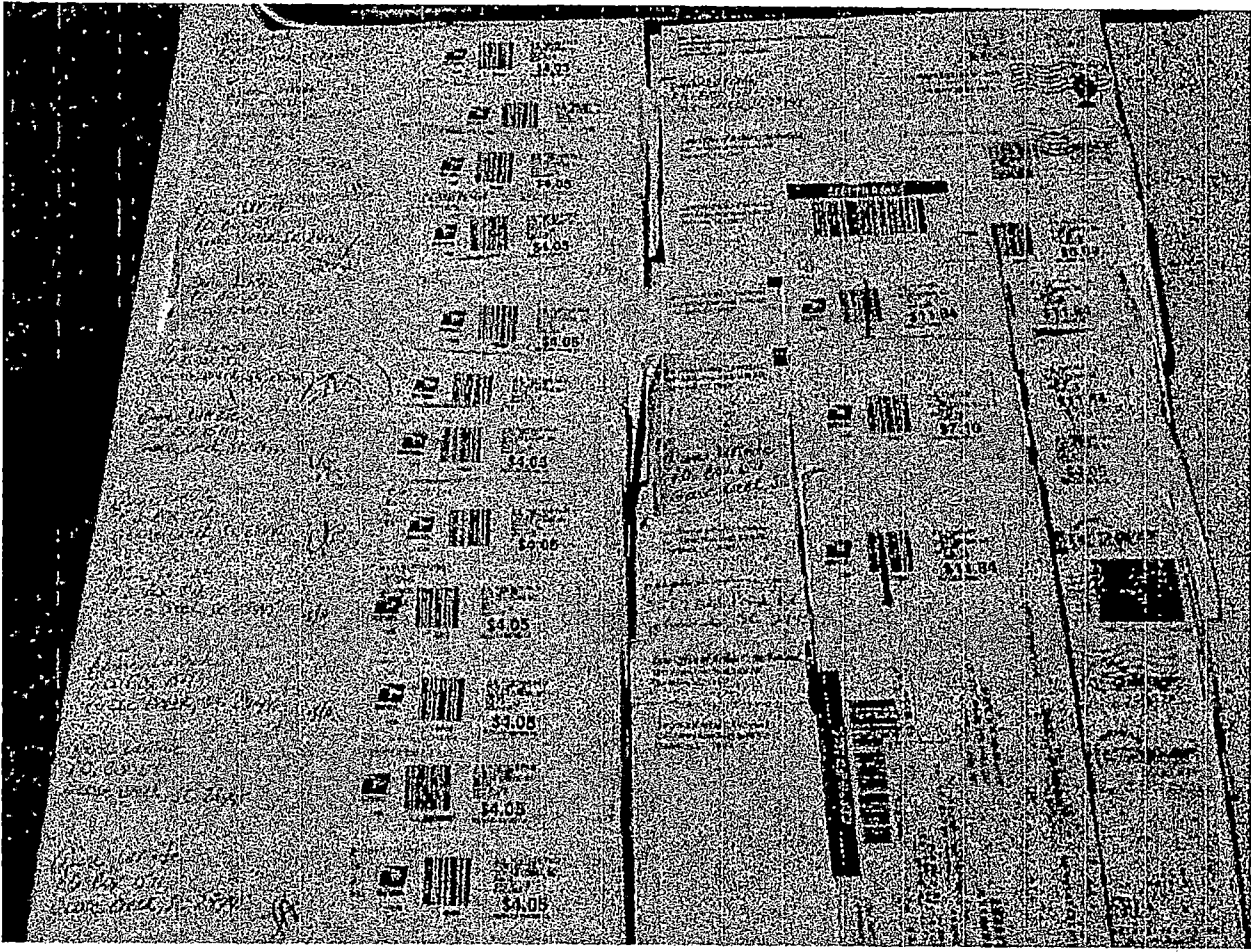
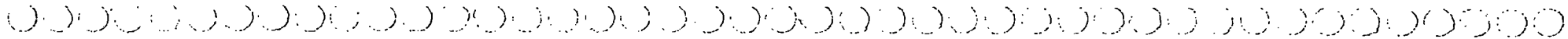
Once you have found the case that you want to view (see instructions on how to search), select the link by clicking on the case number in the hit list. Select "switch view" in the top left corner. This will combine all screens and put them on one continuous page. Select the printer icon to print the full case report.

Abandonment By  
heirs

MARCH 16, 2020

ENCLOSED IS A COPY OF PAST RECEIPTS SENT TO THE HEIRS IN AN ATTEMPT TO GET SUPPORT FROM THEM TO CONCERNING THE PROPERTIES. THESE CERTIFIED LETTERS WERE SENT BY ME AND THE ATTORNEY.

① multiple Attempts to reach out to heirs.  
but no response.



Post Receipts contacting  
the heirs for support.



# Attorney/Client Relationship Terminated

MARCH 16, 2020

THE ATTORNEY AND CLIENT REALTIONSHIP ENDED BECAUSE I BELIEVE HE MIS REPRESENTED ME AND GAVE SPECIAL FAVOR TO MY FAMILY IN ORDER TO UNDERMINE ME AND CAUSE MY MISSION TO FAIL.

- 1) Attorney Termination of Relationship
- 2) copy of Attorney fees

**Diane Pyatt** <dianepyatt@yahoo.com>  
**To:** Arthur McFarland

Thu, Aug 30, 2018 at 9:49 AM

P.O. Box 1511

Goose Creek, SC 29445

Phone: 843-568-9649

Date: August 30, 2018

**RE: Termination of Client and Attorney Contractual Relationship****To: Mr. Arthur Mc Farland and Affiliates:**

I have emailed you two times recently 7/29/18 and 7/30/18 once to you and the other to you secretary and I have gotten no response of any kind, I take your silence and lack of communication as an indication that you have quit. I have not received the proper paperwork from you concerning the matter so I am sending you my acknowledgement and receiving your resignation.

I am asking you to please forward my file to the above address and asking that you send something to the judge concerning your termination so that we can transition peacefully.

It was my understanding upon your hire that the bill was Seventyfivehundred dollars (\$7,500.00) and the balance due would be five thousand (\$5,000.00) which will be paid at the sale of the property. I fully expect you to be paid in that amount and on the terms we agreed to. I will do everything I can to get this property closed as soon as possible so that you can be paid.

I thank you for your attention with this matter and I am glad that we can have a peaceful resolve!

Best wishes,

Diane LaPrade

*The Attorney misrepresented why our relationship was terminated and also falsely stated that I was the one that initiated the cause, which is revealed throughout the appeal.*

**Law Office of Arthur C. McFarland**

*Attorney at Law*

1847 Ashley River Road  
Suite 200  
Charleston, SC 29407

(843) 763-3900  
Fax (843) 763-5347  
e-mail: [cecilesq@aol.com](mailto:cecilesq@aol.com)

October 24, 2018

Ms. Diane LaPrade  
418 South Pandora Drive  
Goose Creek, SC 29445

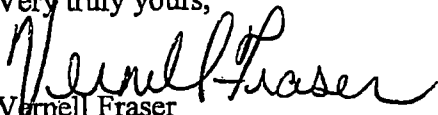
Re: Diane Pyatt vs. Sandra Freeman, et al.  
Case No.: 2016-CP-10-5559

Dear Ms. LaPrade:

Enclosed you will find a clocked-in copy of the Consent Order Relieving Counsel with respect to the above-referenced matter.

With kindest regards, I am

Very truly yours,

  
Vernell Fraser  
Legal Assistant Arthur C. McFarland

:vf

Enclosure

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF CHARLESTON )

IN THE COURT OF COMMON PLEAS  
CIVIL CASE NO. 2016-CP-10-5559

DIANE PYATT, )

Plaintiff, )

vs. )

SANDRA FREEMAN, ANNETTE )  
F. GREER, a/k/a ANNETTE FREEMAN, )  
WILLA MAE FREEMAN a/k/a WILLIA )  
MAE FREEMAN, ELIZABETH JOSEPH, )  
JOSEPH SIMMONS, JR., ROSIE M. )  
FREEMAN, ET AL. )

Defendants. )

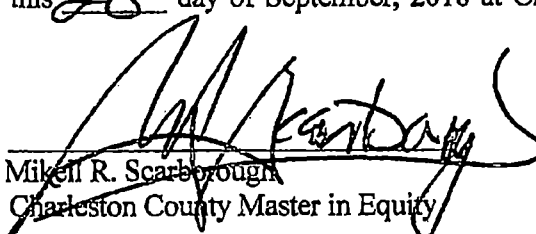
CONSENT ORDER RELIEVING  
COUNSEL

FILED  
2018 OCT -3 AM 9:12  
SOUTH CAROLINA COURT

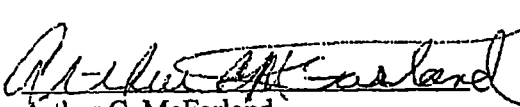
It appears to the Court that Arthur C. McFarland no longer represents the Plaintiff. Therefore, on motion of Arthur C. McFarland and with the consent of the Plaintiff, Diane Pyatt, it is hereby

**ORDERED** that Arthur C. McFarland be, and he hereby is, relieved as counsel for the Plaintiff.

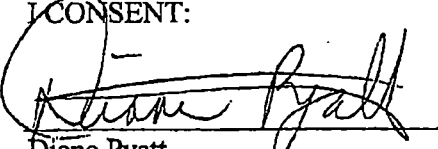
**AND IT IS SO ORDERED** this 28 day of September, 2018 at Charleston, South Carolina.

  
Mikell R. Scarborough  
Charleston County Master in Equity

I SO MOVE:

  
Arthur C. McFarland  
Attorney for the Plaintiff

I CONSENT:

  
Diane Pyatt  
Plaintiff

Ms. Diane Pyatt  
February 22, 2016  
Page 2

At the time of that lawsuit, William Freeman, II and Fail Freeman were deceased. Thus the Court has already determined their heirs as shown above. Since Nathaniel died after this lawsuit in 2014, his heirs who are his wife and four children must be officially determined in this lawsuit or by a probate court filing.

I further note that the 2006 lawsuit determined that the Bradleys own an undivided interest in the two lots. Therefore, a partition action for the sale of these tracts must include them. In addition, since the 2006 lawsuit did not include the .69 acre Lot M, it appears that the Bradleys have no interest in it. Only your siblings and the heirs of deceased children have an interest in Lot M.

You have also requested that this partition suit include an accounting for the rent collected by Joseph Simmons. The statute of limitations may restrict us to pursuing rents to a date only three years prior to the filing of the complaint for partition. In addition, we will seek reimbursement to you for all taxes paid by you as well as the fees advanced for the prosecution of this lawsuit.

The attorney's fees and out of pocket cost of filing the suit is estimated at approximately \$7,500.00 depending upon whether it is contested or not. My fees are billed at \$275.00 per hour for attorney time and \$95.00 per hour for legal assistant time. The out of pocket cost will include the following:

Guardian ad Litem fee	650.00
Newspaper Publication Costs (estimated)	1,000.00
Clerk of Court filing fees	200.00
Master in Equity fee	125.00
Copies, service of process, faxes, postage, LD calls	100.00
Title search (estimated)	200.00
Appraisals (3)	1,350.00

The retainer fee for the partition lawsuit is \$4,000.00. You have deposited \$2,500.00. I have enclosed the retainer agreement for your review and execution. I have established the balance of the fees would be payable from the sale of the property or any part thereof. If there is no sale, then you will be responsible for the balance after application of the retainer.

Please sign and return the agreement with your check for \$1,500.00. I need to meet with you again to further discuss this matter in light of the 2006 order. Therefore, please call my office for an appointment. You can also bring the retainer at that time. I look forward to hearing from you.

- Revocation of -  
Inheritance

MARCH 16, 2020

ENCLOSED IS A COPY OF THE SIBLINGS THAT ELECTED NOT TO RECEIVE THEIR INHEIRITANCE AND THE LAWYER DECIDED NOT TO ACKNOWLEDGE THEIR DESIRES AND REINSTATED THEM WITHOUT TALKING TO ME ABOUT THE SITUATION IN ADVANCE AND TOOK IT UP HIMSELF TO REPRESENT THEIR INTEREST. TWO OF THE LETTERS ARE NOTARIZED AND HAVE RAISED SEALS BUT I DON'T KNOW IF THEY CAN BE SEEN AND ONE OF SIBLINGS IS DECEASED.

1) Information was never disclosed.

Table of contents:

- The Plaintiff intentions were misrepresented
- The abandonment of the land
- Legal Abuse system
- Financial exploitation
- Concealment of material facts
- Judicial Mismanagement
- Justice without consideration
- Inheritance theft
- Dual relationship without proper disclosure
- Unbalanced scales
- Plaintiff impact statement and judgment sought

*Addition - Due Process Denied*

**RECEIVED**  
MAR 19 2020  
SC Court of Appeals

Case #

2016-CP-10-5559

**HEIRS PARTITION ACT 15-61-25**

**WASTSON V. LITTLE, 224 S.C. 359. 361, 79 S.E. 2d 384,385 (1953) FEW V. FEW, 239 S.C. 321, 122 S.E.2d 829 (1961)**

**Opening Statement:**

The Plaintiff never wanted to sell her ancestral property that was in her family since the 1800's. This land was gained by slaves after the Emancipation Proclamation was declared. The Plaintiff have been fighting for over 10 years alone to honor her heritage and the memory of those who shed their blood, sweat, and tears and sacrificed their lives for the generations to come so that we would always have a place to call home. The majority of heirs on this tract of land have sold off their property or lost it due to unpaid taxes and negligence. The location of this property is on Johns Island, as I ride through there I'm lost for words, I barely see any familiar faces or places, everything I was familiar with is just about gone. All you see is huge subdivisions, corporate offices, shopping centers etc. I love to see growth and a thriving economy but the way they have gained a lot of the land is dishonest. The older people are deceased and their children are scattered all over the place because they didn't take heed. I am trying to hold on to the little pieces we have left on this tract because of the sentimental attachment I have for the land. I watched my mother suffer trying to pay her taxes and hold on to her land as a single mother of ten children. She did this so we would have a place of our own and not be scattered all over the place. My mother didn't have much but she loved her children enough to leave something for them upon her departure. The value of the land can't be measured in dollars and cents because of the sacrifices that were made. This property is priceless because it proved how much my mother and our ancestors cared about our future! Each of those generations showed themselves strong in the face of adversity. They went from being owned, to ownership and from having no identity, to being recognized by the founding fathers. They went from being forced laborers, to a place where they could live off their own land and gain wealth to take care of their families. When you're young you don't understand the sacrifices that were made and you're somewhat disconnected but when you become an adult, you don't take things this important for granted. I gave over ten years of my life that I will never get back so I could protect this land but the cause means more than the sacrifice and that's why this is so special to me. And it motivated me to continue to fight year after year, though tired and weary. I don't want to lose this land to outsiders and I hate seeing this land being exploited just to get money, it really makes me sick. The only people that are eager to dispose of this land are people who have no ties to it. They have no investment or money tied to the property. And it's a proven statement you don't care about anything you haven't paid for. I am asking this court to intercede because this land has my family identity attached to it, it's a place I could call home,

and my family wealth attached to it! It is my heart's cry to put this property in a trust so that the future generations will not have to go through what I am going through today!

### **FIRST CAUSE OF ACTION FILING PROSE**

Plaintiff brought an action to the court by Prose that was previously filed by an attorney the Plaintiff had hired. The Plaintiff used the same paperwork that her prior attorney filed with the court, prior to their termination of attorney and client relationship. The Plaintiff discovered through a particular court hearing dated December 11, 2017 that her intentions for the lawsuit were being misrepresented. She decided to purchase the transcript of what was said and filed in the court to get a better understanding.

The Plaintiff original thoughts were to get the heirs/cotenants of the property to take responsibility for their land and to get financial relief. Keeping up with land was becoming harder and harder as the years went by and the taxes grew larger and larger. The Plaintiff never thought she would be forced to sell all the land through The Heirs Property Partition Act. This Act has hit the African American families in South Carolina especially hard, resulting in cumulative losses of millions of dollars and robbed generations of families their identity, their wealth, and a place to call home and now it is happening to me. The property location is on Johns Island, when I ride through there I am lost for words. Almost everything that I was familiar with is gone including the people and replaced with large resorts, huge subdivisions, corporate offices, and shopping centers etc. I love to see growth and a thriving economy but the way they gained the land is often destructive. They overwhelmed the people and forced them out through a variety of methods and scattered all over the place again, leaving them with no identity, no wealth, and no place to call home!

The Plaintiff wants the court to know that her intentions for her lawsuit was misrepresented by her attorney and the judgements being ordered by the court are biased and have proven to be harmful to the plaintiff and her ancestral land.

The Plaintiff intent was to get a judgement from the court to acknowledge that she alone was the caregiver for the heirs property for over 10 years and she should be considered the legal guardian and manager for the property because the property was totally abandoned by the other heirs. The Plaintiff had to redeem the property three times from the County of Charleston because no one else would do it. There's not one person that didn't know about the crisis the property was in and they had an opportunity to redeem the property but they didn't. They weren't going to deprive themselves of anything in order to save the land they are now forcing to be sold. The law gives you a year and a day to redeem your property that they seized for unpaid taxes and they refused to give one penny toward it. Today these same nonpaying heirs are forcing the partition of sale, trying to make me lose all of the properties and I believe I have

been compromised by my attorney, family, and now the local judicial system. I truly hate to hear people talk about Reparations or supporting people that are economically disadvantaged because a great portion of those people just want a check and don't really care about the cause, their just looking for another source to get a handout.

### **SECOND CAUSE OF ACTION**

The Plaintiff wanted the court to acknowledge that the heirs attached to the property did willfully abandoned the property in sound mind, in order to avoid their legal responsibility and financial obligations and should be held accountable. They were contacted in a variety of ways by me and others including the county government and refused to respond when the property was in danger of being seized. They didn't just learn that this land existed they just found another way to feed themselves. So why didn't they at least pay their taxes knowing that they may one day have to rely on this property?

The cotenants in time past have proven to be negligent by refusing to respond to the county, Plaintiff, the attorney, the guardian ad litem, the newspaper articles, certified mail, the sheriff servicing, the phone calls, the texts, they responded to nothing and these things were confirmed in court. But in June 2019 everything changed, they came out of the wilderness and trying to enter the promise land. Why? for money and nothing else. I brought the lawsuit but my intent was totally manipulated and I relied on my attorney to have my best interest at heart and it was a failed mission, instead it opened the door to predators, known as heirs. They're trying to satisfy their thirst at my expense and destroy my legacy. They didn't just find out that they owned property, they always knew it and they always knew who was watching over the property and they didn't care. And they know for a fact we pay taxes on everything in SC, even a piece of bubble gum so why are they acting like this was not their responsibility? If it wasn't their responsibility to pay their taxes and upkeep their property than whose responsibility was it? I know someone is behind these actions trying to gain access through them and using the loopholes in the law to do it!

The Plaintiff wanted a judgment against the heirs for reimbursement for the upkeep of the property, legal fees, the taxes, and all expenses related to property for the last 10 years as caregiver and manager and the attorney conveniently left these items out at the hearing. And he made no mention of the impact that his client suffered as a result of this negligence by these heirs. This lower court is allowing these people the opportunity to walk out that door with the plaintiff's money in their pockets which is not fair, just, or equitable since they made zero contributions.

### **THIRD CAUSE OF ACTION**

The Plaintiff was abused as a coheir and cotenant in this relationship and she believes the lawsuit was always biased from its foundation and as a result she suffered extreme mental anguish and excessive financial losses due to the negligent behavior of all the characters involved. The Plaintiff further believes the way the laws are written for Heirs Property Act, is still a legalized way to continue to oppress heirs under the false pretense of helping people save

their land. There are a variety of professionals in this legal system that knows which owners and lands are vulnerable before it's disclosed to the public, the land developers, and the investors. I have heard of the alleged leaks from these professionals that helped open the doors to predatory activities. These are the same people the owners run to first when you're in trouble. I'm reminded of the fox and the hen house when I hear the stories! The way the laws are written, they're really designed to legally allow speculators and predators to continue their predatory practices and gain millions of dollars off the backs of those who don't have the power or the means to resist them.

More often than not, the families that are most affected by these laws are people who are undereducated, financially scraped and doing everything they can to hold on to what they have. They can't qualify for legal aide, and can't afford decent legal representation. If you represent yourself they say you have a fool for a client. No one in their right mines want to represent themselves but there forced to because of the price for legal services. They further penalized you because of your socioeconomic status. The people can't afford lengthy trials, and are never offered the opportunity for an impartial jury and they lose their constitutional rights as a citizen of the United States of America because you don't know the laws. There are judges that use what is called precedent, to overrule a law that may or may not be in place and say they have the right to do it. I believe this is a great opportunity to use that authority to rewrite the wrong that is happening to me and others today. There are honest people who are scared to death of our judicial system and their methodology and we are equally afraid of our legislative officials who are sworn in to represent the people and to uphold the Constitution of the United States. I don't know what my repercussions will be for appealing to this court but it can't be any worse than the last 10 years of my life having to deal with all these grifters. My life and livelihood has been taken from me by force from a hostile group of people called heirs, people who made bad choices for their lives and are now being compensated through the partition laws, which in a lot of cases are being used as another welfare program that require no accountability!

The people who are supposed to be upholding the laws and defending the rights, liberty, and property of all the people are allowing these predators to continue their practices by finding loop holes in the laws and using broad interpretation of the laws to allow them to continue their bad practices. The greed has not stopped, the owners are still vulnerable, and their lands are still not safe. The founders of the United States intentions are not being honored and the heart of the laws are so broadly interpreted and watered down that democracy and our legal system is on life support.

They have turned criminals into the victims and victims into the criminals: the offenders could've just finished committing a heinous crime and they will turn around and file a lawsuit

against the state claiming their rights were violated and/or they will claim the conditions they are forced to live with in prison are inhuman!

This is what is happening to the plaintiff, I am a victim of abuse but no one wants to call it abuse because these people are called family. And people think it's alright to be abused depending on who the perpetrators are. There are different types of abuse but its abuse none the less. And the goal is to weaken you so that you will be forced to submit to that person's or group agenda and authority! I spent the last 10 years of my life caring for this property, financing everything pertaining to this property, paying the high taxes bills by myself, redeeming the property from the county seizer three times, trying to keep out the land developers and predators and our judicial system allowed these heirs to walk in off the streets after abandoning their property, and responsibilities, and demand that the property be sold immediately, so they can get their money that they're entitled to, right now!!! But they only gave me 60 days to purchase it or lose it forever! Is this Justice?

The judge got a little upset with me one day and said Ms. Pyatt, you are the one that brought the lawsuit. That statement in essence said this is your fault! I am the felon for seeking justice and heirs are the victims! But what he didn't understand was: I my intentions were misrepresented and I was talked into this partition lawsuit by my attorney. I didn't have clear understanding of the partition laws or how I could truthfully be impacted. I didn't know the heirs would be granted the first right of refusal and they would be allowed to carry the narrative if I opened that door. From the day I became the executor, paid the first tax bill, the first time I redeemed that property from the county, walked in that lawyer's office, walked into that court, I became prey through this legalized system. I was led to believe the court wasn't going to force me to sell all of my land. I am further stunned that the court is entertaining the idea of selling all of the property, in a bundle to satisfy a group of people with no vested interest and make it harder on me to buy my own property.

I was under serious pressure and consistently told by the attorney this was my only avenue for relief and when you hear something over and over and when your suggestions are always being disagreed with, you start to doubt yourself and eventually cave in so you can get some kind of peace! It's like talking an innocent person into taking a guilty plea and promising them this is the best deal for you, and finalize that statement by saying I would do it if I was you. Talk about a speedy trial, next! My attorney statement was deceptive and that wasn't all I could do. It would've been more honest for him to say this is how I handle things or this is all I know how to do. But that wasn't the only course of action that could have been taken. The heart of the lawsuit was never reflected, my intentions for the lawsuit were not revealed. And the impact of how this lawsuit and court order will affect me and future generations will last forever! This is not what the legislators meant in HB3325

This partition law was the easiest plan to sell, it was familiar, and required little to no energy. I didn't understand the laws because my lawyer never explained enough of the details to me and without those honest details I couldn't make the wisest decisions. Such as: this wasn't my only avenue to relief, neither did he explain how the property could be forced to be sold by three methods. He didn't tell me the property could be forced to be sold as a bundle or individually. You may also be forced to purchase all the property if you want to keep any your ancestral land. He never told me what my finance options were or any discounts that may be allowed or denied. He never explained how reimbursement credit works. What the heirs were entitled to and how their interest would be offset by my credits. He never explained the bidding process. He never explained how these heirs could or would respond and he had that information because he became very familiar with some of them through a variety of communications. I didn't know what happens at these court hearings or the case studies he encountered or what there outcomes were. He never had a counter plan to protect me or my objectives. And one thing I learned in this situation is, everyone knows each other on a first name base a court and the clients are the only foreigners in the room. And I don't believe he cared or I wouldn't have been blind sighted in a lot of the areas mentioned. He didn't even let me know he was going to court on one occasion and when I questioned him about it he said, the reason he was going to that particular hearing wasn't something clients normally attend. I still believe that should have been my choice to make and I had to find out the hearing from the judge's assistant by accident. I have learned through experience that when you do the same things over and over again, you can become dull and lose your passion for the thing you use to love!

What were the intentions of the legislators when they wrote and approved of the Heirs Property Laws? It was supposed to protect families and help them keep their land, and provide wealth for future generations and to keep the predators out. But what happens when the predators are the heirs? No one apparently was prepared for this or I would be experiencing remedy right now!

What are some of the loopholes: What if the predator(s) are family members and they open the door to the speculator? We know that answer, the government gets involved and force the sale of property through the heirs partition act. Why is this predominately the only answer to the problem? What if the family member(s) never paid taxes on the property, who gets the land? We know that answer to that also, the government. How are these heirs allowed to get away with this type behavior and still have interest in these properties? What happens if your property is seized by the county government for not paying your taxes? It goes up for auction and you have a year and a day to redeem it and if you don't redeem it you lose it. The only one that appears to be able to take your land is the government but not the caregivers who are truly responsible for the land! Why would anyone want to pay their bills when they can hijack someone else's money and profit off of it? When people are robbed on the streets we feel sorry

for them but when their robbed in court the sentiments are not the same. These heirs took my money and it's not the other way around. I experienced every one of those examples! So why is everyone acting as though they are the victims and I took something from them? I paid the taxes, I redeem the property and I am the only one who suffered major losses in these transactions. Why is our judicial system rewarding the bad behavior of these heirs and penalizing my good behavior? I know for a fact the law and the intent of the law don't always work together but when they do Justice is met! I am asking this court for justice and to rewrite a wrong that has taken place in this lawsuit, in my life, the lives of others and let's set a new precedent today!

#### **FOURTH CAUSE OF ACTION**

The attorney told me, I would have to keep paying for everything until we got court because we can't go to court without property, which is not true but even if it were, why didn't you seek all my reimbursements, instead of acting like I made a special donation. There are laws concerning cotenants and your ability to sue them if these heirs cause you to lose your property and investments but that information was not provided to me, I had to find out the hard way. The burden of defraying necessary expenses of the common estate is the responsibility of all the co-owners in proportion to their respective interest and should not be a burden on one person. I really didn't understand completely what the attorney was saying or doing and in some areas I blindly followed his lead because he was someone I was supposed to trust. There were times I would approach him about something and he would go to his favorite hiding place by saying if I don't trust him, he would quit.

I brought the original partition but it looks much different today as Prose, than when I had an attorney. Why did things change? Hindsight I brought the lawsuit in error and was unsuccessful in my mission because a little leaven spoiled the whole batch. I found out all the mistakes that were made and how they were being mishandled while I was in the battle. I tried to dismiss the case without prejudice but the judge blocked it. Why? All I wanted was a chance to get these people off the title and I didn't know what it would cost me but I was willing to try anything because I was so tired of heirs taking advantage of me and my finances. All they want is money, all I wanted was relief, and I was told the partition act was the medium and the attorney sold the ideal plan. I didn't understand the ramification that came with it. I wanted to have first right of refusal but they had first right of refusal because I brought the lawsuit, this was not explained to me correctly or maybe I just didn't understand or I would have approached it differently. When I went into this lawsuit my intentions were to sue them for the negative impact they were having on my life and the stress of carrying their load had overwhelmed me and I wanted relief, period.

Once I saw the amount of authority that was given to them and saw their negative actions in court, I was alarmed and tried to withdraw the lawsuit because I thought I was going to lose all of the land. From the day I walked into the attorney's office he knew I never wanted to sell my inheritance, we spoke of this on many occasions and I have the proof. This was also a major source of our contentions, he wanted me to sell and I wanted to keep it. I just needed his help and experience to save it and to force the heirs to take responsibility by paying their fair share of the bills or getting off the titles. Great lawyers understand their client's objectives and advocate on that basis and not strictly on the law in isolation. Maybe he could have negotiated a price with the heirs to get them out the picture but he never tried. Maybe he could have told them the benefits of heirs preservation for the generations to come but he never tried. Maybe he could have reminded them that the plaintiff was the one that saved the property and maybe they should consider her and be thankful but he never tried. Why?

The attorney was always pushing and shoving me to get to this decision to sell and eventually I caved in under pressure to this Heirs Partition Act. He had one agenda and that was to get this property sold and move on. Why was he so determined that I should sell? Why did he try so hard to make sure those heirs got compensated at my expense? He never tried to get anything from them that would help me be sustained.

The attorney asked the court to allow me to keep at least one piece of the property since I was the only person that took care of the land for 10 years and even that thought, has since been taken away. Why? In addition to that, I had invested so much money in these properties and what I invested through the years would be more than sufficient to cover the estimated value for that particular piece of property I really cared about. I didn't want to lose all my inheritance if I had to sell. I was originally told to get an appraisal for that piece of property from the lawyer and the judge. But those heirs didn't want me to have any piece of the land and requested that all of it be sold as a bundle. One of them went as far as to say since that's the part she wants, I don't think she should get it. How vicious is that? Maybe he would feel differently if his mother had something to leave her children. He never knew my mother and that's why he doesn't care about this property, he just wants to grab what he can and go like the rest of the herd! Some of the heirs parents are deceased and didn't rise up to take care of their mothers interest so I know they don't care what happens to my mother's land. They would rather all of the inheritance be sold to a stranger than to watch me get one corner of it. They suggested all of the land be sold as a bundle or it would not be fair to them. I liked to die hearing them use the word Fair as they were robbing me while they were speaking. It's like hiring a bank robber as a security guard for the bank. I was devastated and appalled that the judge allowed this street justice to take place in his court! Like I said, all you have to do to solve a crime is to look at the intent. Anyone with an ounce of decency wouldn't haven't said or done those mean things to anyone, knowing that person was the motivating factor of why they have anything to claim at

all. They gathered together in one of the rooms in the court and united in a consorted effort to devalue the plaintiff, the time she invested, and the money she spent on the cause. They tried to destroy her and take away what she has left. These people should be held accountable. If their intentions were not to inflict harm upon the plaintiff they would have said, if that's all she wants, let it go. Whether she is reimbursed through land and/or money, we owe her something for the good deeds she has done throughout the years but the laws of kindness was not written on their hearts and they repaid good, with evil. Sometimes I think I should have let the land go a long time ago because of the way it impacted my life. But then I would remember the tears and purpose of my mother and the former generation and I try to find the strength to fight on!

#### **THE FIFTH CAUSE OF ACTION**

I also found the attorney negligent in not presenting the appraisal I had done for court when the judge asked about it on February 27, 2018. That was our opportunity to secure that piece of land that day but something or someone motivated him not to turn that appraisal in that day. The attorney told me to get the appraisal for that particular piece of property before the court hearing, so he could prove the amount of investments I made in these properties did match the value of the land. It would show cause as to why I should get a particular piece of property. I did what he told me to do and he still didn't show the appraisal to the judge and that's what the judge had asked about at the hearing but he didn't give it to him. Why? This was my second eye opener toward the attorney misleading me. When I confronted him about the situation he said, he just said he wanted to turn all three in at the same time and that really bothered me because I knew it wasn't true. If that was the case then why tell me to get that appraisal done before we go to court?

Once I didn't have that attorney anymore all the considerations changed. The appraisal was no longer being the only condition for the lawsuit and the appraisal I previously done was no longer accepted. I'm not sure if the judge knew that I had that appraisal with me at that court particular court hearing based on an email I received. But I did, and the attorney just didn't turn it in. The appraisal value back then was \$45,000 and the heirs rejected my appraisal and got their own which they claimed it's valued at \$60,000 a difference of \$15,000 in one year and that's the appraisal the judge went with. He said my appraisal was old so he was going with the newer one but my appraisal aged because of my attorney. The judge said he didn't know the person who did my appraisal and asked the new appraiser do you know him? The appraiser said no, he then said well since I know you and you're here all the time I will go with yours. So now I'm questioning how these heirs found this appraiser?

What makes one appraiser more credible than the next? I believe this was also stated by the new appraiser himself. What does knowing him mean? It's my understanding that once you get the proper training, past the SC State LLR test, and have the proper liability insurance you are

equipped to do appraisals. I never heard of my appraiser either until I went through the phone book but that didn't mean a thing.

How can a dilapidated house and land be worth more in one year, after it suffered more damages than in the previous year but gain \$15,000 more in value? I don't know anyone in that price range seeing those types of returns on their investment. What made the value increase, the weeds? I stop the landscaping on the property since May 2019, a couple of weeks before one of the court hearing in June 2019 and by the time the heirs did their appraisal in September 2019 you could barely see the house anymore. In my opinion the attorney cost me to suffer additional losses because of his negligence by not turning the original appraisal in when he had it in his hand since February 23, 2018 before the scheduled hearing on February 27, 2018. What made the value go up \$15,000 the weeds? You can look at the difference in the appraisals and see how things look when you don't have a caregiver, manager, or overseer, the property was totally overtaken with debris!

There were also land taxes due and the attorney told the judge about the land taxes and the judge asked at that hearing February 27, 2018, do you think you could sell the land before it goes to the auction in November 2018 and the attorney said yes. I thought to myself, it doesn't matter if it goes to the auction or not because the county wasn't going to let anyone get away with without paying that bill. When I filed prose in June 2019, I reminded the judge again about those same taxes and his response to me was much different than with the attorney, he said we will cross that bridge when we get it. I was screaming on the inside. Sir were here and we've here since the last court hearing in February 27, 2018 which was almost a year ago. I refused to pay the taxes that are \$11,666 when you have 11 people sitting in court forcing the sale of this property. Not once did anyone ask or suggest to these people to take care of that bill, knowing it was due to go to auction. I finally spoke up in court and said, since you all have so much mouth, why don't you all pay that bill on your way out of court? All you could hear was teeth sucking and see eyes rolling but the bill is still not paid, It never happened. The land, owner and the taxes are still in trouble, the attorney is gone and the judge is still trying to cross the bridge when we get to it.

I am now being forced to buy or sell all of the land in order to save it by March 31, 2020. If I have to sell, I shouldn't be forced to sell all of it. I should be able to keep some portion of my inheritance and not be abused like this. I am the person that fought for them and gave them the right to stand in court, if it wasn't for me the land would have been gone and this would not even be a topic of discussion. This is cruel and inhumane and this is my reward for saving it? If the county had taken the property they might not have gotten a dollar depending on what the bid was. And whatever the bid amount, the expenses would have to be deducted first, like the taxes, the fees, and the interest etc. and you are required to pay the taxes for upcoming year in

some cases in advance. And they don't want me to have anything: no land, no reimbursement, no expenses paid, nothing after all I have done! I paid the taxes for 10 years and redeemed the property 3 times, I know how this works. I sat through every auction and I didn't just see land being auctioned off, I saw and heard the names of those slaves being called out and re-auctioned again and again. I redeemed it so why couldn't I own it? It's because the scales are not balanced in the laws. They let these arrogant heirs show their face and bad behavior in court, when they should have experienced the sword of Lady Justice and the rod of correction!

The court is entertaining the thought from some of these heirs that the land should be sold as a bundle. I am in dispute of this because all of the properties are unique and distinguished pieces of property and they all have their own independent tax numbers and bills. And the heir that is making this suggestion only have interest in one piece of the property but is trying gain from all three pieces if sold as a bundle. This was another reason I wanted to have the court case dismissed because saw the hustle and I had to regain control of the havoc I was about to embrace.

I have tens of thousands of dollars invested in saving these properties and now I have to invest thousands more for a mortgage, a down payment, closing fees, surveys and escrow taxes etc. and the court is not making it easy for me to keep any portion of my property and that's why I am appealing to a higher court.

I shouldn't have to pay for the properties as a bundle and should be allowed to purchase what I can. The court was asked 3 times about this but the judge never responded. I also need to access the money I have trapped in the property or get a judgement that show's credit owed to the Plaintiff. I shouldn't be forced to qualify or borrow more than I need. I have a large credit owed to me for the money I paid on the property. And if I can't qualify for the full amount of the bid their going to take all my land instead of letting me purchase what I can. We were never told in advance we would have to bid at the next court hearing in January 2020 but when we got to court the judge ordered us to bid. I said I didn't know we were going to be bidding today and I wasn't prepared and the judge said, well I'm taking bids today. No compassion! Even defense attorneys beg for mercy for the worse of their clients and I got nothing! So I place a bid and won. Even the county, don't just take your land or have surprise bidding days and why was this the chosen method of the three choices without prior information? The county tells you the process in advance, they tell you what the deadline is for paying your taxes before your property goes to auction and they tell you the date of the auction. They tell you what it will take to redeem your property and how long you have to redeem it. They allow you to pay the taxes on the ones you want to keep because they have individual tax identification numbers and they won't include that piece in the auction. I had a surprise bid day at court and was told I didn't have an option and I was forced to bid. I won the bid and was told I had sixty days to

come up with the money. What would have happened if lost that bid? They would have taken all my property and given it to those heirs that never paid a dollar toward this property, along with my credits owed and the one piece of property that means so much to me and that's my mom's house. They would have taken all of my vested money and divided it equally among the heirs as though they were entitled to my money. What kind of justice is this? There is no way anyone can think this is right. I was treated like everyone else when I was the only bread winner for this family. I didn't give them my money voluntarily, and it was not a donation. I was forced to pay those bills or I would have lost my land and investment. Even my attorney said I had to keep paying until we get to court and now I'm here and sitting in an adverse position. Every time I think of how I am being treated it makes me physically sick! I am owed credit and the judge promised three times he would address my taxes but what about the rest of my credits owed. This is not fair or honest! I have a great portion of my money tied up in the property and without the appeals court's help I have no way to access my money or the opportunity to keep any portion of my property. It's clear the judge has no intentions of giving all the credits owed and this is another reason why I am appealing to this higher court for help because there is no order to this lawsuit. If granted this judgment I will be able to get more time, access my money and all the credit due, purchase whatever property I can and lessen my liability financially so I can get the loan. I need all the help I can get and I really need this court to intercede because this is wrong morally! I asked the judge three times to allow me buy these properties separately and he never answered me and I don't know why? What did I do to deserve this kind of treatment?

This judgment from the appellate court will help lowers my liability and make it easier for me to qualify for the loan to purchase the properties that I can. Why do you want me to lose all my property after all the work I did trying to save it? We were told, the heirs property laws were to keep strangers out, not the owners. The law and the intent of the law are not being honored.

Also, there still outstanding taxes that are due on the property in the amount of \$11, 666 and these people don't have a penny to pay this bill but they have been given a mega phone in court, sad. The court was only talking about my reimbursement for the past taxes paid and now all you hear is crickets, the judge said 3 times he was going to take care of my credit for the taxes but this did include all my reimbursements, no numbers were calculated from the time this lawsuit started almost three years ago and I am no better off now than when I first started this case. I have loans and other expenses attached to me for saving and financing the land for over 10 years. I am entitled to all my money if I only get a part of my money it still leaves me economically distressed and broken as a person which is not justice at all.

I didn't save that property so it would destroy me. I am asking this court for the opportunity to continue to care for the land as the manager and guardian until it is bought or sold by me or

anyone else. These other heirs are irresponsible and should not be able to oversee this land or it's transactions as they have proven to be negligent and lack the proper business skills to handle this situation, neither do they care what happens to the land, they just want money. I seek justice in saving this property as I try to buy them out but I need all my money that's owed to me in order to lessen my burden. I'm asking this higher court for a judgment against these heirs for all of my financial reimbursements that I have invested by force because of their negligent behavior and lower my liability and obtain financing.

I am also asking this court to give me more time to pull this together. There are so many factors missing in solving this issue and it's not clean cut or dry. The lower court hasn't done any numbers and my outstanding credits and debts are still in the air. I was only given 60 days to buy the property or the court will dispose of all of it and my deadline 3/31/20. I have spent hundreds of hours on this paperwork and research alone and trying to figure out what to do. I'm trying to reorganize my finances to purchase this property so I don't lose all of it but the judge is not granting me access to the money I have tied up in the property or the option to buy what I can or grant me enough time to pull all these things together. I have excellent credit so that's not one of my problems, thank God.

I have been contacting legislators for help but their response is, this is not a quick fix and it's a problem everywhere but that's not helping me right now. Our country is on fire and everyone is anxious, it's not just me. So I am pleading with this higher court for more time. I took care of this property for over 10 years and that should mean something. These people showed up after 10 years, broke, without a dollar to contribute to anything and demanding the right to have the property sold and I only get 60 days, justice not balanced here. I'm still the one with the burden of trying to save this property and I need your help! They had years and I only have days. I am asking for my request to be honored for the sake of my ancestors, my identity, and a place I can call home and pass on to the future generations!

#### **SIXTH CAUSE OF ACTION**

In my opinion there was a lot of wrong information provided to the Plaintiff by the attorney she hired, that was found not factual. As a result the plaintiff did not know all of her options so she couldn't exercise them properly, as it relates to the Heirs Property laws or the buyout terms pertaining to this matter. The attorney and plaintiff never sat down and talked in full details about all that was involved the pros or cons to the Heirs Partition Act, the Plaintiff had to find out the hard way. There are other matters relating to the lawsuit that are truly conflicting and the plaintiff found out after the fact. The plaintiff doesn't believe she had right information to be successful in the lawsuit. So she asked to have the case dismissed without prejudice in order to get her mind right and get her affairs in order until she could figure out the best recourse of action to save the property.

I thought my request was honored when I got the email from the court saying the hearing was

canceled. I got another email a couple of days later saying, that they had the hearing anyway, in my absence, on the same scheduled date that they told me it would be canceled. So everyone was at court accept me. At that hearing they made a lot of changes that day without me and I didn't get due process. I wasn't there to speak up for myself as an owner because my rights were taken away. I let everyone know the hearing was canceled when I found out but they did the reverse to me. They showed up to court anyway and were allowed to have a hearing. Someone organized this behind the scene, who did it? You have 11 people show up at the same place, at the same time and the judge still had that rooster time open and he was not busy? I don't believe this was incidental because I was the only one that didn't get the memo! I didn't get a notice, email, phone call or nothing and I believe that whole situation was mishandled. Why would you originally cancel the hearing if the case was not dismissed because that was the purpose of my request? Then 15 days later the plaintiff gets a letter in the mail saying my request for the case to be dismissed was denied. I figured that out when I got email telling me they had court on the original date of the hearing, in my absence, the one they said was cancelled. I was told by email first my request to have the case dismissed was denied, two or three days after the hearing and everyone was in court accept me because I wasn't invited and I wasn't served or anything.

At that hearing I was replaced as a plaintiff, to a defendant but I was still getting mail as a plaintiff. I was denied the right to speak up for myself or to dispute this transition as well. If the case was not dismissed, than why I did get an email saying the hearing was cancelled? If the case was not dismissed, why was I replaced as a plaintiff everything should have remained the same? The judge said I wasn't at court so he replaced me but he knew why I wasn't in court because of the email that he had sent to me saying, that the hearing was cancelled. So my rights were taken away and there was nothing I could do. Is this fair, is this just, is this balanced? It feels like I was set up to fail.

And the person the judge installed to replaced me is the one that I challenged the authenticity of her ownership. I was told I had 30 days to challenge this fact and I did but when I got to court he said he was going to let her heirship right be honored because he couldn't find anything to dispute her ownership. However, before the close of the hearing she was saying, she was entitled to more property than the judge stated. The additional piece she was going after, this particular judge had already cleared the title on that property years ago but when she challenged the fact and said she should be given more, he said to her, I will take a look at it. How can consider reversing something you already cleared years ago? You wouldn't even consider my dispute to prove heirship. Why are these people getting so much favor in this court and I get none? This person only has an interest in one piece of the property but you install her represent all, when she doesn't own all. And she should never been authorized to replace me because I didn't step down, you took me down when I didn't to show up for the lawsuit, that I originated and the hearing you said was canceled. You're allowing them to use my paperwork and receive some of the benefits I requested and they are allowed attack me with my own paperwork, how is this legal? This person is also demanding that the property be sold as a bundle in order to gain more than she is entitled to. So now you're considering letting her you

get to eat a whole pie she didn't pay for? Can someone please explain to me what justice looks like because I'm pain from watching these things happen and I am confused as to why it's being allowed?

This woman turned in 150 names of slaves to prove her authenticity. That list contained first names only. First of all, those slaves took on names that were given to them by their owners so they lost their original identity. Most of them didn't even have birth certificates and after the emancipation they were scattered everywhere trying to find a place to settle. They barely could read or write and was not afforded the opportunity of an education so the root of these deficiencies ran deep so how do you really know your authenticity? But one thing for sure, when you turned in those 150 names your actions spoke louder than words. You knew the history of those slaves and they wasn't pleasant, fair or just and you sold them out for a little of nothing. You allowed your needs supersede the blood, sweat, and tears of people who loved you and died for you, in order to give you a place you could call home and not be scattered all over the place. That's why I hate to hear people say they are disenfranchised or demand that reparations be granted to them because they're being dishonest. They want to use that as an excuse to get money through some social program that will continue to feed them. They want people to feel sorry for them but they don't care about the cause. They are always looking for a handout or some tax payer's money to fund their abnormal lifestyles!

#### **SEVENTH CAUSE OF ACTION**

There are legal heirs that revoked their rights to this property, by signing notarized letters declaring they didn't want their interest in any of these properties. This was stated also to two attorneys including my own attorney, the one I hired. He said those people names could not be removed and they would have to stay on the list. The attorney took it upon himself to restore full rights to one of these heirs after 20 plus years without talking to me or getting permission from the court. He became the judge, and the jury, and the acting defense for this situation. I was stunned! The Plaintiff later found a letter from one heir that had been written to the plaintiff's attorney thanking him for working on the case so she could finally receive something from her deceased mother. I say, she wanted everything except the responsibility, and accountability for paying for what she owned. And she allowed the burden and weight to be placed on her baby sister so she could go free. Now as a favor to me, she is ready and willing to collect her free money to lighten my load. At this point it was clear who my attorney was representing: the phone interactions, to letters they wrote him, to the office visits, there was no need to wonder any longer. At one of hearing he pulled me aside to introduce me to a couple of the heirs I didn't know and I walked away and he had the audacity to tell me I should have been friendlier. He became all things, to all people, except me and I never knew depth of these things until our relationship was over!

The attorney never asked any of the heirs to help me in my struggle with the taxes or the bills until they could get to court. He didn't tell any of them, if you don't help her pay the taxes you will lose the property but he told me these horrible stories over and over again. He never even brought up the issue in court about how I was negatively impacted by the things that was happening to me and he never put that information in his filings. He did nothing because he became their personal pastor and deacon and he was no longer representing just me. They were looking for him in court, after we terminated our business relationship. I challenged what he was doing and saying and he became very angry with me and threatened to quit more than once.

The Plaintiff said to the attorney, are you telling me that this heir don't have a right to decline her inheritance? And he said that is correct. I told him I never heard anything like this and I can't believe this is legal. All of a sudden they changed their minds after 20 plus years, 2 attorneys and 2 executors, they pay nothing toward the property and yet forced to accept the land that they abandoned and receive restitution for the delay. These people made their decisions years ago, being in sound mind and body and they are not victims, they are predators. I believe there were several conflicts of interest between the attorney and client privilege. I believe the relationship he had with the other heirs caused a lot of distrust between the attorney and his client, which was another cause for the relationship to be terminated. I believe that everything I saw, heard, and experienced caused a lot of my stress to be intensified and weakened me so that I couldn't think properly. I was living in the fear of losing my property and everything I worked hard for and no one cared. I believed these incidents caused broken trust, and a lack of success with my lawsuit.

#### **EIGHTH CAUSE OF ACTION**

The Plaintiff gave the attorney prior information concerning the abuse of first executor of the estate and how I wanted to recover what was stolen from me and he did minimal work to address the problem. The Plaintiff's brother was the original executor for 13 years and he rented the house out and he got rental income from the property, tax free. The amount of the rental was \$800.00 per month and he never distributed one dollar to the Plaintiff as an heir. That same executor liquidated all of the assets of the estate between him and the other heirs and never gave the plaintiff on thing from the estate. She never got what rightfully belonged to her and the attorney knew this and never forced the issue, he mentioned it lightly in the filing and that was all.

All the Plaintiff has are the memories of her mom and this property which is now forced into partition. The past executor remedy for his negative actions was to give up 1/10 of his interest, in one piece of property to the plaintiff which amounts to \$4,500 to \$6,000 maximum based on the 2 appraisals mentioned earlier. This means nothing because he owed that amount and

more for taxes and in reimbursements. The attorney never challenged that executor to relinquish all his rights to the property after taking rental money tax free from his family, this is inexcusable. I don't believe the attorney had his client best interest at heart nor did he care what happened to the client's property or the client's finances because he wanted to operate unchecked, in my opinion. He wanted me to be silent and let them voluntarily pick my pockets. These people act like I took food out of their mouths but they worked me over like a welfare program. When I did community outreach I would hear welfare people say, they reduced My food stamps, I didn't get My check, the housing people didn't pay My rent etc. when their living off tax payers money. These heirs are treating me the same way, their sense of entitlement grew because of the leverage that was given to them by the court. I am the tax payer that they have been living off for years!

This same heir is also claiming his legal rights to the property and forcing the issue of partition in order to gain more money from the sale. This heir never paid a penny out of his pocket for property taxes, he never paid income taxes and he didn't upkeep of the property. When I took over the property as the executor, I asked the tenant to move out because of the condition of the property and I didn't want to be held liable if something happened to her in that house because I was one of the owners. This same heir is still standing in line for more money. This greed will never stop on its own so I am asking the higher court to bring justice to this situation and allow what is due to plaintiff to be granted. I was robbed by someone in authority and by someone I was supposed to trust.

The Honorable Judge Curry fired the first executor on a Rule 4 but no one knew it because he kept it a secret for years so he could continue to get rental money. I knew he made money I just didn't know to what extent. He could have gotten away with it until he stood in this partition line to get more. The Plaintiff only found out the depth of the rental money when she took him to court for a status update. The same day he left court he went and collected more rent from the tenant. He ignored the judge and court order. He was told not have anything else to do with this property as he was no longer the executor but he didn't care.

The Plaintiff is asking the court to relinquish his interest in the property and to stop him from taking advantage of me any further. The Plaintiff is asking the court to hold him responsible for his prior actions, by reimbursing the Plaintiff what is owed to her. The plaintiff also seeks to have a judgment placed on this prior executor and the heirs of his estate should he later becomes incompetent and/or expire or if his interest in the property partition act is not enough to pay for the damages of his actions. The Plaintiff also believes that the judgment should be honored to the plaintiff and/or her heirs should she become incompetent and/or expire prior to the debt being satisfied completely. The Plaintiff is asking for a financial plan and installments payments for the debt to begin immediately if the court awards the plaintiff's request.

## NINETH CAUSE OF ACTION

I find that conflict of interest grew from the time attorney tried to unite 2 clients of his who were pastors, with the plaintiff in order to get the 2016 tax bill paid that was due on this property in order to stop the property from losing its redemption rights. I was going through a divorce after 23 years. I was trying to protect myself legally on one side and on the other side and I didn't have any extra money to protect the land. So I reached out to one of the pastors I knew from my youth and he said they would help me. He said he would contact his brother because his brother knew an attorney who could do the paperwork. This is the same attorney that represented me with my lawsuit. I was willing to sacrifice whatever I had to for the betterment of the cause. I was deceived I really thought these people wanted to help. I would have lost my total interest and investments in the property but still owed creditors but in my thoughts at least the land would be saved by someone I knew and thought I could trust. That was the wisest decision I could make at that time. I couldn't call any of the cotenants because they wouldn't have paid a penny. These pastors knew my family and my deceased mom well. The attorney wouldn't say much in that meeting because he represented the other parties. I finally asked the attorney what he thought and all he said was the best choice is if you can pay the taxes yourself. So I thought from that statement he was trying to give me a clue and I thought he also might be trustworthy. It was the day before the final redemption period ended. Something about that meeting didn't sit right with me so I went another way. I got the money and paid the bill. Looking back over that situation, what I really saw were two business men that were looking for a great deal and not two pastors with a heart for God's people. When people are in desperate situations sometimes they make horrible long lasting decisions and wolves will eat the sheep no matter who they're because that's the nature of wolves! The property is said to be valued at \$210,000 as of today but I didn't know it at that time of the transaction. The amount of the taxes was nowhere near what they would have gained off my interest alone. And I was going to give up my share of the inheritance so that these people could help me save the land, what a choice?

I risked getting nothing for all those years I fought hard to save the property. Not to mention the time and money I put into the property as a caregiver all would have been in vain if I would have signed that paperwork. However, the cotenants interest in the property would still be in place. I was fighting for a group of people who hate me and lack honor and integrity. They have no clear understanding of how hard I had to fight to protect their interest or what sacrifices I made. They are a wicked group of people. They never risk losing any because of me it's the other way around! I was the only one that would walk away with nothing but debt and financial ruin. It's one thing to fight for the people who love you but it's another to fight for people that

hate you. They don't care about anyone, not their ancestors, not their heritage, not my deceased parent, nothing. All they want is a check and free money but once that's spent, then what they going to do? And the amount of money they will walk away with from the sale of this property will never be enough to cover the damages and destruction they have done to me but they will answer for it. These are not Good Samaritan that the lower court is trying to help and I wish everyone would understand this. I now believe the attorney didn't say much in that meeting because he knew it was wrong and they gave him business!

I am fighting as hard as I can to have these laws changed and I will invest whatever I can to this cause. Millions of acres of land have been stolen through this legalized system called the partition act and this bill that was passed by legislatures doesn't have the ability to sustain life. They claim the law is to protect these families from investors and developers but what about these predatory heirs? They too open the doors of destruction for their families and they're also the procuring cause of a lot of financial hardships for the caregivers in many cases. And they're cheating their families out of their wealth and it's being overlooked because they're family and not strangers. A con artist is a con artist and they're all somebodies family, who they're related to doesn't not matter. It's wrong to hustle and live off other people for free. My heart's been pierced with many daggers and filled with sorrows and still I rise to fight for the past and future generations so they can have an identity and a place to call home and maybe one day they will also remember me!

#### **TENTH CAUSE OF ACTION**

The Plaintiff doesn't believe she received a fair and bias legal representation, a fair verdict, or justice in this lower court. The reason you hire an attorney is to fight for you and to have your best interest at heart, even if they don't always agree with you, no one wants to feel like their attorney or the court system is trying to sabotage them. You have a right to your opinion and you have right to speak up where you have concerns. No one have the right to intentionally misrepresent the truth or hold back material facts that can help you, regardless to their personal opinion of you. In my opinion the relationship between the attorney and the plaintiff was a dual agency he was representing them and me. The historical sentiments and value for the property wasn't being honored by the attorney or heirs. The intent for the legislative laws was ignored and the only law sited, was the one that would cause the client to forfeit everything she worked hard for and owned. I felt like I was in bankruptcy court filing a Chapter 7, instead of a Chapter 11. There was clearly no mention of how the plaintiff was assaulted or any mention of her bruises that were visible. You could see I wore my heart on my sleeve. Instead of getting relief, the legal system added insult to injuries by victimizing me again.

I felt herded as a client and a citizen, I even heard the judge say we had to keep it moving in your absence, you weren't in court so I appointed someone to take your place as the plaintiff

and I had the right to set that precedent. I was so disappointed to hear him say that because he was the reason why I wasn't in court. He was the reason why I loss due process. He was the reason I got the email cancelling court and no one took responsibility for what happened to me. I know the court is stacked with cases but these are not just numbers their humans and everything done in those court rooms are life changing situations and will affect history forever! I think they're so use to doing things one way that they become disconnected. They see different faces but hear same stories. I wouldn't allow them to herd my case through while I sit silently in anguish. I wanted them to know I mattered and as a result they placed the heavy hand of the law on me. All of these people was punishing me and betraying my trust and I don't even know what I did wrong? I guess you can't trust anyone! The bible says a man's enemy will be that of his own household and it's true because I'm experiencing it!

If you don't have a lot of money, you can't get high quality representation. If you have to represent yourself, they say you have a fool for a client. No one really wants to represent themselves but cost of legal representation is a major factor in these lawsuits which forces you to stand alone and lose. If you retain a lawyer your out of money, if you can't pay all the retainer money upfront, they either won't take your case or they put you in their accounts receivable column. Whether you win or lose everyone gets paid and now your attorney is also your creditor. You can't get Pro bono because they only handle certain kinds of cases and you must prove you're below the poverty threshold if you do qualify. You can die in this system while you're trying to seek help.

The Plaintiff was also told by the court that she couldn't get a letter for a discount for advertising the lawsuit in the newspapers which is a requirement. This is another condition of the lawsuit I was forced to face after I no longer had that attorney. The plaintiff was told she didn't qualify for a discount by the court because she owns land. There is so much to unpack in this statement but time does not permit. There are thousands of cases going through the bankruptcy courts daily because people need help. There are businesses that are insolvent and our government gives them major bailout money and grants to keep their businesses afloat, while the CEOs continues to make millions of dollars in salary, while their people are starving or sleeping in their parking lots. And I couldn't even get a letter of support for a discount that would have trimmed a little off a bill that was \$1,682.00, so I had to hunt around. I wasn't taking anything from anyone and I didn't even know about that program until the sales person of the local newspaper told me about it.

The most fearful place on this earth to be is standing in court! All you hear and see is the letter of the law and not the intent it saddens me to see no unison. I don't hear the founders hearts and there is no delicacy or compassion and I believe the two must come together in order to bring about justice.

The paperwork the attorney had previously filed was accepted with certain minor conditions that needed to be met which were to get appraisals for the properties I wanted! But when I presented the same paperwork things seem to be changed and it took a toll on me and made me fearful as to how I was going to save this property. I believe the decision for me to lose my property was made prior to me ever showing up. All of a sudden I'm looking in the face of a hostile mob that never came to court before. These people had the winning hand and a strong position because they were the majority.

I asked to have a continuation and I was told I needed a doctor's excuse, no matter what I asked for, the judge was determined not to give it to me and he wasn't going to help me. Why? I just needed more time because I was overwhelmed. Since I couldn't get a continuation I asked to have the case dismissed without prejudice so I could regroup. I wasn't trying to run, or hide, or not finish the course but I had just spent a lot of money preparing for the last court hearing and I needed to move somethings around so I could go the distance. Everyone in that court room from the judge, to the employees, the security staff, and heirs were being paid, everyone accept me. I'm the only one paying and depleting my life, all they had to do is show up for work or court at my expense. Yes, I wanted to relieve the burden but I didn't want to lose the property in exchange for that peace. The only choice I was given was to buy all the property or lose it forever. It's funny how we throw people away when we are finished using them? After all the work I had done, I gave ten years of my life, years I will never get back, substantial amounts of money spent that could have gone to my retirement, I put in massive workloads, took indebtedness for the property, and there was nothing I could do about what was happening to me, accept stand! Where is lady justice I really need to see her?

I'm being penalized by this legal system that promise to protect and provide for me as a citizen. They promised to be impartial and balanced, to be fair and just and I got none it on this level and that's why I am reaching up to appeal this case. I can't go gently into the night there's too much at risk! They have nothing to lose because they have nothing invested!

When the property went up for auction 3 times the Plaintiff was the only redeemer that sacrificed her life, livelihood to get the property back. I have heard these heirs say in times past let the people take the land that might be the best thing that happens to you. These are the same people standing in line right now waiting for a check from the death of this property. I have thousands of hours put into this property to save it and they have about at best 8 hours of partitioning the court to sell the property. I love this land and the cause for which it stand so I say to myself onward Christian soldier all the way to until the end!

## *final* CAUSE OF ACTION

I am asking the court to take notice of the negligence and embarrassment I have encountered. I am pleading with the court to hold these cotenants responsible for damages they have done to the plaintiff. If anyone else would have brought these people to court like a landlord, a mortgage company, a creditor, lender, for manipulation, for stealing, for defamation, for mental abuse the court would not take it lightly and I'm asking you to honor me in the same way you would do anyone else. No one has the right to deliberately destroy you no matter what their title is! I am asking for a fair judgment in my favor. I have worked hard and earned everything I have and they exploited me and left me broken as a person. They had no consideration for my health or welfare and they did it at my expense because of the way the laws are written. They are using the legal system, the loop holes within the system, the government, and public assistance to finance their abnormal life styles. I work hard, I try to live right, and I have a reputation for helping anyone. These people have been my silent cotenants and dependents for years and couldn't even carry them or the property on my taxes.

What I have is being taken from me. I am the youngest child of my deceased mom they should be doing better as elders. All I have are these 6 acres of land that was passed down from the emancipation and the memories of watching my mom struggle to hold on to this land. When you're young, rearing children, running a household, pastoring a church, and trying to make a decent living, your eyes are clouded because you're in the middle of the battle just trying to survive. But when you get older you can see all the flowers you didn't have a chance to smell, the people you didn't get a chance to appreciate and the times you took things for granted. I didn't fight all these years for just me, I did it for those who died for me and valued me even as they sacrificed their lives. They wanted to pass on something more valuable than money to the generations to come. They wanted to give us a place we could call home. A place that was debt free and all we had to do is pay the taxes and they refused to do even that. I am asking this court to judge this case honestly and establish justice, not just for me but for the generations to come. And to let the world know the wicked don't always prosper and they too will have their day in court and justice will be served.

### THE FINAL CAUSE OF ACTION

The Plaintiff is seeking an emergency stay of proceeding for final purchase or sale of the property that is due to take place March 31, 2020. The details of purchase and sale of this property are still inadequately resolved. I would like the court to consider the fact that, there are outstanding credits due to the plaintiff. I would like the court to consider that the heirs have abandoned their property for over 10 years and never paid a dollar or invested any time in the matters relating to this property and extending my court date until we can get a better resolve will not hurt them but it could make a world of difference to me!

The Plaintiff is asking the court to place a judgment on the heirs of this property in the amount of one hundred thousand dollars (\$100,000) for negligence of their responsibilities as cotenants and allow the plaintiff to recover reimbursements owed. Tens of thousands have been spent just in taxes alone and there are other expenses relating to this property.

The Plaintiff is asking for this judgment amount to get reestablished financially and to grant reimbursement for the taxes spent on the property, for all the expenses related to the property, for legal fees encountered, for the upkeep of the property, for the redemption of the property, for the money stolen by the heir while handling the rental property and for the hardship intentionally inflicted upon the plaintiff by the cotenants/heirs.

The Plaintiff is asking the court to grant me more time to purchase the properties and to move my deadline from the March 31, 2020 and allow me an additional time to get a judgment and an opinion from this court and to help her to redeem all of her money and not bit and pieces of it. There are too many details being left out in order to finalize this lawsuit. There are credits owed to the plaintiff and she should be granted credit to reduce her liability.

The Plaintiff is asking the court to allow her to purchase each property individually as she can afford and not be force to purchase it as a bundle. The plaintiff is asking the court to stop this land from being exploited and stripped from the plaintiff totally if the plaintiff cannot purchase all of the property, she should have the opportunity to hold to some portion of the land she honors.

The Plaintiff is asking the court to grant her, her mother's dilapidated house and the land it sits on and allow that to be used as credit toward what is owed the plaintiff and allow this to be a part of the settlement requested. This is the same property the lawyer sought for the plaintiff originally. This is same piece of property the lawyer didn't turn the appraisal in for consideration for his client. This is the same property the judge told me to get the appraisal for while in court back in December 2017 hearing. And finally this is the same property that one of the heir's said he thought I shouldn't get since this was the one she love.

The Plaintiff is asking this court to allow her to continue to manage the properties until they're purchased or sold. And stop the person that replaced plaintiff from using my filing paperwork and receiving the benefits that I requested from the court in my filing. I am also asking the appeals court to make sure she is unable to capitalize off property that she does not own. If she only owns one piece there is no reason for her to benefit from three pieces. I am asking the appeals court to consider the fact that she never cared enough for her own one piece of property to pay a dollar toward the taxes. The plaintiff would like to continue to manage and oversee all the details regarding the property until it is brought or sold and the right to choose an independent agent to sell the property should the need arise. This was also the request

made by her prior the attorney and it was not rejected by the court and there is no need to change that position now.

The Plaintiff is asking the court for a judgment against the heirs for the property taxes that are due in the amount of \$11,666 prior to closing the purchase, along with the other monies owed to the plaintiff. This request made request to the court three times and went unanswered.

The Plaintiff is asking for this amount of money because the plaintiff couldn't save or invest her own money to make a difference in her own life or gain interest on her money. As it was tied up in the property for 10 ten years and she would like the court to consider these facts in honoring the plaintiff's request for the items mentioned throughout this appeal. She was forced to pledge that money and interest to the county tax office, the creditors, the workers for the upkeep of the property, and the auction for redemption of the property. The plaintiff had everything going out and nothing coming in to cover those extra expenses and was living off her savings and other resources and was forced to make vital sacrifices in order to protect the land.

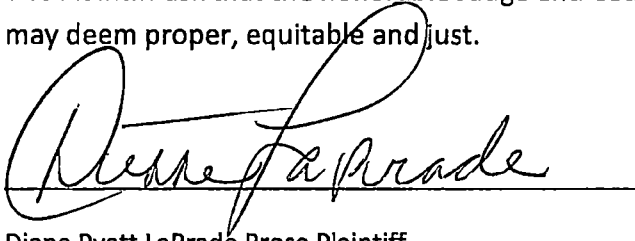
The Plaintiff is asking you to consider the fact that she was unable to carry any of these expenses on her taxes, not even these overgrown heirs as dependents. Every dollar I saved and borrowed, a portion of it had to be considered for the property and should be totally reimbursed and I am asking the court to make a decision in my favor and to honor me because I did work for them unpaid and kept their interest safe.

The Plaintiff would like to be reimbursed for legal fees to retain an attorney and there still outstanding debts related to the property legally, such as court required fees, home inspection, expensive transcripts, appraisals, guardian ad litem, advertisements etc. and the list goes on and on. It was free to them but not for me and I am seeking reimbursement to recover all my losses so I can finally have a better life. They had all these years of freedom and enjoyment and I am asking for the right to enjoy the remainder of my years just like they did.

The Plaintiff is asking for a judgment for the financial losses from sustained from first executor concerning the rental income, along with reimbursement amount from inventory that was sold and divided among the heirs gained tax free to all of them. The Plaintiff is asking that these debts start to be paid after judgment is made. The plaintiff is also asking that the heir that rented out the property be denied of his interest in all the properties because he has already been paid!

The Plaintiff is asking for reimbursement to be awarded for cost to bring this litigation past, present. These are just a few of the burdens that were placed upon the second executor, manager and caregiver for ten years.

The Plaintiff ask that the honorable Judge and Court grant such other and further relief as it may deem proper, equitable and just.

A handwritten signature in cursive script, reading "Diane Pyatt LaPrade", written over a horizontal line.

Diane Pyatt LaPrade Prose Plaintiff  
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Date: March 4, 2020