

**To: Court of Appeals
1220 Senate Street
Columbia, SC 29201**

4-22-20

**From: Jody Charpia
106 Axtell Drive
Summerville, SC 29485**

**Re: Appellant Case # 2019-001516
McMasters v. Charpia**

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APR 27 2020
SC Court of Appeals

Court;

Received the Court's letter dated April 16, 2020 pertaining to submission of the Order from Judge Keesley on this appeal. In H. Wayne Charpia's experience with the judicial system in Dorchester County thru the past 18 years , most Judges don't issue Orders , but just a Form 4.

As most Judges in Dorchester do not adhere to the statutes and or Laws of the Court , but make them up as they seem. In this appeal and "Motion to Disburse Homestead Exemption " , Judge Keesley did not submit an Order.

No Order with findings of fact nor conclusions of law , just a Form 4 and a letter to the Clerk's office . Please see attached , I have enclosed the " Motion to Disburse" and his letter.

I submitted the motion and paid the required fee of \$ 25.00 .

I have requested the transcript on 2 occasions from Court Admin. with no reply , as I filed both letters with the appeals Court.

We know that Pro Se litigants do not have the same constitutional rights thru the Court system as attorneys. We have always adhered to the Court's orders and requests.

Please accept the documents sent and please contact Court Admin. pertaining to my requests for transcript .

With regards,


Jody E. Charpia

**cc: H. Wayne Charpia
Attorney Frank Cisa**

Fayed & MAIA
4-23-20
CC

STATE OF SOUTH CAROLINA

COUNTY OF Dorchester

FILED-RECORDED

IN THE COURT OF COMMON PLEAS

First JUDICIAL CIRCUIT

CASE NO. 2009 -CP- 18 - 2200

2020 JAN 21 PM 2:49

McMASTERS

**MOTION AND ORDER INFORMATION
FORM AND COVERSHEET**

vs.

Charpiā, Judy

OPHELIA GRAHAM
CLERK OF COURT
DORCHESTER COUNTY

Defendant.

Plaintiff's Attorney: _____, Bar No. <u>CISA</u> Address: _____ Phone: _____ Fax _____ E-mail: _____ Other: _____	Defendant's Attorney: _____, Bar No. <u>PRO SE</u> Address: _____ Phone: _____ Fax _____ E-mail: _____ Other: _____																
<input checked="" type="checkbox"/> MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III) <input type="checkbox"/> FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III) <input type="checkbox"/> PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)																	
SECTION I: Hearing Information Nature of Motion: <u>Homestead Exemption</u> Estimated Time Needed: <u>20 minutes</u> Court Reporter Needed: <input checked="" type="checkbox"/> YES / <input type="checkbox"/> NO																	
SECTION II: Motion/Order Type <input checked="" type="checkbox"/> Written motion attached <input type="checkbox"/> Form Motion/Order I hereby move for relief or action by the court as set forth in the attached proposed order. <u>Lady E. Ly-</u> Signature of Attorney for <input type="checkbox"/> Plaintiff / <input checked="" type="checkbox"/> Defendant Date submitted <u>1-17-2020</u>																	
SECTION III: Motion Fee <input checked="" type="checkbox"/> PAID - AMOUNT: \$ <u>25.00</u> <input type="checkbox"/> EXEMPT: (check reason) <table border="0"> <tr> <td><input type="checkbox"/> Rule to Show Cause in Child or Spousal Support</td> <td><input type="checkbox"/> Domestic Abuse or Abuse and Neglect</td> </tr> <tr> <td><input type="checkbox"/> Indigent Status</td> <td><input type="checkbox"/> State Agency v. Indigent Party</td> </tr> <tr> <td><input type="checkbox"/> Sexually Violent Predator Act</td> <td><input type="checkbox"/> Post-Conviction Relief</td> </tr> <tr> <td><input type="checkbox"/> Motion for Stay in Bankruptcy</td> <td><input type="checkbox"/> Motion for Publication</td> </tr> <tr> <td><input type="checkbox"/> Motion for Execution (Rule 69, SCRPC)</td> <td><input type="checkbox"/> Proposed order submitted at request of the court; or,</td> </tr> <tr> <td colspan="2">reduced to writing from motion made in open court per judge's instructions</td> </tr> <tr> <td colspan="2">Name of Court Reporter: _____</td> </tr> <tr> <td colspan="2"><input type="checkbox"/> Other: _____</td> </tr> </table>		<input type="checkbox"/> Rule to Show Cause in Child or Spousal Support	<input type="checkbox"/> Domestic Abuse or Abuse and Neglect	<input type="checkbox"/> Indigent Status	<input type="checkbox"/> State Agency v. Indigent Party	<input type="checkbox"/> Sexually Violent Predator Act	<input type="checkbox"/> Post-Conviction Relief	<input type="checkbox"/> Motion for Stay in Bankruptcy	<input type="checkbox"/> Motion for Publication	<input type="checkbox"/> Motion for Execution (Rule 69, SCRPC)	<input type="checkbox"/> Proposed order submitted at request of the court; or,	reduced to writing from motion made in open court per judge's instructions		Name of Court Reporter: _____		<input type="checkbox"/> Other: _____	
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Name of Court Reporter: _____																	
<input type="checkbox"/> Other: _____																	
JUDGE'S SECTION <input type="checkbox"/> Motion Fee to be paid upon filing of the attached order. <input type="checkbox"/> Other: _____	JUDGE CODE _____ Date: _____																
CLERK'S VERIFICATION Collected by: _____ Date Filed: _____ <input type="checkbox"/> MOTION FEE COLLECTED: \$ _____ <input type="checkbox"/> CONTESTED - AMOUNT DUE: \$ _____																	

STATE OF SOUTH CAROLINA COURT OF COMMON PLEAS
FIRST JUDICIAL CIRCUIT
COUNTY OF DORCHESTER CASE # 2009-CP-18-2200

FILED-RECORDED

2020 JAN 21 PM 2:49

RENE McMASTERS
Plaintiff,

vs.

HOWARD W. CHARPIA and)
JODY E. CHARPIA)
Defendants,)

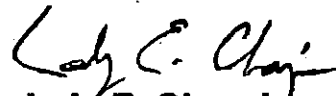
CHERYL GRAHAM
CLERK OF COURT
DORCHESTER COUNTY

MOTION TO DISBURSE
HOMESTEAD EXEMPTION

The Defendant , Jody E. Charpia , will move before this Court
for a hearing on an Order to Disburse the Homestead Exemption pursuant
to SC Code 15-41-30 (1)(a) , et al ; being a "multiple owner.

Jody E. Charpia prays for the opportunity to be heard.

The Defendant has attached an exhibit.



Jody E. Charpia
106 Axtell Drive
Summerville, SC 29485

cc: Attorney Frank M. Cisa
Howard W. Charpia

STATE OF SOUTH CAROLINA
COUNTY OF Dorchester
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NO. 2009CP1802200

Rene McMasters
PLAINTIFF(S)

H Wayne Charpia et al
DEFENDANT(S)

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled); Other
- ACTION STRICKEN (CHECK REASON):** Rule 40(j), SCRPC; Bankruptcy; Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; Other
- STAYED DUE TO BANKRUPTCY**
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
 Affirmed; Reversed; Remanded;
 Other

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APR 27 2020
SC Court of Appeals

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court:

On January 21, 2020, Mrs. Jody E. Charpia filed a motion seeking issuance of a Rule to Show Cause. The court declines to issue a Rule to Show Cause. The motion is dismissed, administratively, without a hearing for the reasons set forth below.

ORDER INFORMATION

This order ends does not end the case. See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 01/23/2020 .

Finance of America Reverse LLC
H Wayne Charpia for H Wayne Charpia
Case Party Info Protected
Jody E (indexed 8-20-09) Charpia for Jody E Charpia
Jody E Charpia for Jody E (indexed 8-20-09) Charpia
Howard W Charpia
H Wayne Charpia for H Wayne Charpia

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

Court Reporter:

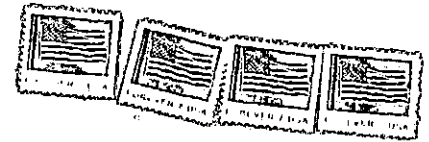
E-Filing Note: The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCF.

The motion is another in a series of repetitive efforts by the Charpias to file claims on the same issue: a homestead exemption from the judicially ordered sale of their home. A hearing was held in May 2018 wherein Mrs. Charpia withdrew her motion to assert entitlement to homestead exemption funds. An order was filed on May 15, 2018, dismissing her prior motion for homestead exemption, with prejudice, based on her withdrawal of that claim. Orders entered in this case have decided the homestead exemption issues at the circuit court level. All funds held by the Clerk of Court have been distributed. ~~This case is on appeal.~~ The pending motion and accompanying letters assert that the court should issue a Rule to Show Cause, in part, because a Rule to Show Cause had previously been issued at the request of opposing counsel. The situation here is not the same as the one that prompted the issuance of those Rules to Show Cause. There being a final order whereby Mrs. Charpia withdrew her claim for homestead exemption, she can no longer assert it. There is no basis for the court to issue a Rule to Show Cause.

2017-000834 TS on Appeal

ROGER D. CHARPIA: "Homestead Exemption"
"Dependent of the Debtor"

J. CHARPICK
106 AXTELL DR.
SUMMERVILLE SC
29485



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APR 28 2020
SC Court of Appeals

Attys
2019-006516

SC Court of Appeals
1220 Senate Street
Columbia, SC
29201

