

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable Deadra Jefferson
And
The Honorable Maite Murphy

RECEIVED
MAY 20 2020
SC Court of Appeals

Case No. 2019-CP-10-00067

Alan G. Nix, Norma J. Nix, and the Estate of Norma J. Nix

Appellants,

v.

Churchill Park, Churchill Park HOA, Churchill Park Homeowners' Association, Inc., Churchill at Park West Association Inc., Churchill Property Owners Association, Churchill Park Property Owners Association, Churchill Park at Parkwest, Inc., Churchill Park at Park West Association Inc., Churchill Park @ Park West Association, Inc., Southern Community Services, LLC, Park West Development Corp., LPPM, Inc., McCabe, Trotter & Beverly, PC, Dobson Builders, Stephanie Trotter, Ryan McCabe, Jamie McSweeney, Larry Ridlehoover, Mike Hurd, Sheri Cothran, David Brown, Catherine Brown, Stephen Sumner, Richard Riccoboni, Rick Cumberland, Park West Master Association, Inc., Park West Amenity Association, Inc., C. Richard Dobson Builders, Inc., D.R. Horton, Inc., Brian Gardner, Venture Management of South Carolina, Inc., Dodds & Hennessey LLP, Kim Atkeson, Jennifer Williamson, Jessica Turner, Kevin Steelman, Landtech Development LLC., Landtech Incorporated of South Carolina, Land Tech Charleston LLC., Rogers Townsend & Thomas PC, Henry Munn, Charleston County (Christine Smith), Judge Mikell Scarborough, Sandlapper Reporting, LLC, William H. Sloan, Sloan Law Firm, Individual Agents, Assigns, Attorneys, Accountants, Employees, Officers, Directors, Independent Contractors, Investors, Successors Predecessors, Insurers, Representatives, Parents, Sister and Affiliated entities, Partners, Members of all Persona who might be liable

Respondents.

Appellate Case Number 2019-001951

**APPELLANT'S RETRUN TO AND MEMORANDUM IN QUASI SUPPORT OF
DEFENDANT'S MOTION TO DISMISS**

**REASON'S TO GRANT DEFENDANT'S MOTION TO DISMISS WITH ONE MINOR
LITTLE MODIFICATION**

In support of the Defendant's Motion to Dismiss, Appellant quasi supports Defendant's Motion with the one minor little change of modifying "with prejudice" to WITHOUT prejudice". Appellant states that:

1. Appellant has been very busy working on Federal actions which includes all the parties involved in this appeal. Related to the notification Nix sent this court in late April. Without the misconduct of numerous judges, Clerks of Court, attorneys and law enforcement, this appeal would never have been necessary to begin with.
2. There are no facts involved in this action to give any judge jurisdiction to dismiss with prejudice.
3. When Judge Jefferson willingly and knowingly chose to include false statements in her order of 17 October 2019, she knowingly and willfully committed fraud upon the Court by the court. Hence, her orders are null and void as a matter of Law. Can such "Orders" be appealed if they don't technically exist?
4. When Judge Jefferson willingly and knowingly chose to include false statements in her order of 17 October 2019, she knowingly and willfully joined a conspiracy which the Defendant's attorneys are involved in, and which this Court is involved in based on this Court's own obstruction of justice in cases 2018-000056 and 2018-000174.
5. These actual crimes and allegations are still awaiting to be added to case 2014-CP-10-05407 when the Charleston County Clerk of Court / Charleston County (if they ever do!!!) schedules the hearings for the 60(b) motions filed on 9 Nov 2018 (2017-CP-

10-04031) and 13 Nov 2018 (2014-CP-10-05407). Eg. Filed almost two months prior to this matter.

6. By virtue of this Court being involved in obstruction of justice related to appeals 2018-00056 / 00174, (of the two cases listed immediately above) which is based on the original criminal conduct by Scarborough and Charleston County, which Countryman and Wood joined by recruiting Jefferson to knowingly and willfully write and file as true knowingly and willful false statements, this court has no jurisdiction to rule on this case since it is obviously a coconspirator of the Defendant's attorneys and Judge Jefferson.
7. Furthermore, given Wood and Countryman have committed various criminal acts by knowingly and willfully extorting Appellant to pay them by threatening to file false claims against the Bond held by US Fire Insurance Company, related to appeals 2018-000056 and 2018-0000174, Appellant, just as a courtesy, not as the illegal practice of law, cautions this court to tread very lightly so as not to obviously further implicate itself in the Wood, Countryman McCabe Trotter "Churchill Park" crimes, obviously of a Federal nature. (wire, mail, conspiracy, insurance, extortion, etc.)
8. This appeal should be remanded to the lower court with a right to bring the appeal back, if necessary, since a motion to dismiss hearing by Mims, Luzuriaga and McNair, scheduled for 31 Oct 2019 didn't occur because Charleston County and Jefferson conspired to end the case rather than putting Mims, Luzuriaga and McNair in further legal jeopardy by showing up to argue their motion for Stephen Sumner, "Churchill Park", Churchill Park at Parkwest, Inc., and Churchill Park at Park West Association, Inc.. "Churchill Park" is now conclusively known to have been fraudulently created and utilized by Southern Community Services, nka Chucklehoover, LLC and Appellant's motion of 21 October 2019 to require Luzuriaga Mims and McNair to disclose the state Churchill Park at Park West Association, Inc. is incorporated in was refused by the Charleston County Clerk of Court Deputy Robert Duncan, citing this Appellant's apparent harassment of judges apparently documented in Wilson's and Murphy's fraudulent order of 20 September 2019 entitled "ORDER ENJOINING THE PLAINTIFF FROM RE-FILING THIS MATTER AND IMPOSING SANCTIONS UPON THE PLAINTIFF". Given the

only factual statement Appellant can state about Churchill Park at Park West Association, Inc. is that it IS NOT incorporated in South Carolina, nor has been granted rights to operate in South Carolina; clearly this matter involves interstate commerce and, thus is a Federal matter, not a State of South Carolina matter.

WHEREFORE, Appellant Alan Nix respectfully requests this Court:

1. Grant the Defendant's / Respondents' request to dismiss the appeal, but obviously without prejudice and a right to restore if and whenever it is appropriate, since with prejudice just creates all kinds of additional issues for this Court and it's Attorney, Mr. Wilson and the various coconspirators named, and unnamed, in this Return.
2. Any other and further relief as the Court deems just, prudent, and proper.

15 May 2020

Respectfully submitted,



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Respondents.

PROOF OF SERVICE

The undersigned certifies that a copy of the Return to Motion (and ironically quasi in support of the Defendant's motion) has been served upon the individuals listed below by mailing a copy of the same, postage prepaid, in the United States Mail, addressed as shown below this 16th day of May 2019 to:

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Judge Jefferson
100 Broad St.
Charleston, SC 29401

Dated: May 15, 2020

Respectfully submitted,

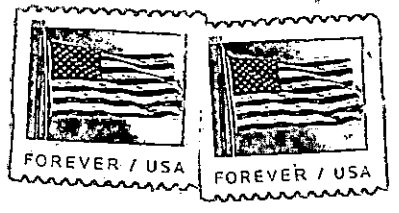
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COLUMBIA, SC 29201