

93448

**THE STATE OF SOUTH CAROLINA**  
In The Court of Appeals

**RECEIVED**

OCT 23 2020

SC Court of Appeals

**APPEAL FROM JASPER COUNTY**

Court of Common Pleas

The Honorable Carmen T. Mullen, 14<sup>th</sup> Circuit Court Judge

Trial Court No 2017CP2700386

Appellate Case No. 2018-002186

Greg Hackney.....Appellant

V:

First Team Hyundai, LLC d/b/a Hilton Head Hyundai .....Respondent

**MOTION**

**Case No 2017CP2700386, Request for Immediate Dismissal**

To the South Carolina Court of Appeals, I, Greg Hackney - Appellant request an immediate Dismissal of my case. I am an American Citizen born in Port Arthur Texas and request the court to consider such rights as stated above an American Citizen.

I have provided the South Carolina Court of Appeals clear evidence the Jasper County Court mishandled my documents after the hearing and improperly filed documents resulting in the exclusion of 27 Documents. One of the documents filed by the court October 31, 2020 is an affidavit from another case, noted, I am not an attorney thus the improper filing was

NOT a result of my submitting such document to the court.

I have illustrated the October 31st, 2018 filings error in my motion to extend the time to submit my Record of Appeal case as such provided a copy of the error that occurred.

These missing documents cannot be used based per Rule 210© thus preventing me from completing my documents to be included in my defense, Appellant Case Record Of Appeal.

One Document, the key focus of my case; the Respondents Security Guard followed me off their premise to another location as such I called the police and was given a Victim Notification Form that included incident Type: Harassment/Assault and Battery by Intimidation.

I have illustrated each document, regardless the fact is clear that documents submitted were not filed properly; as such Rule 210© prevents me from using them because they are not in the Jasper County Publix Index where the Documents are filed and used for the Court Of Appeals.

I am not a Lawyer but my request is simple, factual and clear, if i cannot use documents that were used in my hearing how can I be given a fair - Honest chance to defend myself in your Court? If is not a fair and equitable appeal.

The court did extend the Record of Appeal timeline by 4 months; time allowed to address the facts to the Jasper County Court but my request fell on Deaf Ears. No response, to my UPS documents sent to the court requesting a hearing, filed with The South Carolina Court Of Appeals.

It is my belief the Ole Home Court Advantage for the Respondent; I was and am confident a higher court would rule in my favor as the Court is away from Jasper County. Factually clear they are now attempting to impact my Appellant Court Case.

**Other Points of Reference:**

1. I was Denied my request for Trial by Jury and found Guilty by a Single Court and Judge.
2. I was not given enough time to prepare for the Hearing including request to call witnesses.
3. Upon Guilty verdict, not by a jury of my peers but by a local Judge, key Documents to be used in my case in the Court of Appeals cannot be used because they were deleted from the documents I submitted. (Evidenced by the Jasper County Index and Judge Mullens order there were 220 documents)

How can this happen in the United States of America? I was found guilty by a judge after requested in court documents trial by jury? In the same Jasper County Court Database, missing documents required to defend myself in a fair NON-LOCAL Court of Appeals? One might think I was in the Kremlin Court System.

I ask the court,

1. Reference Judge Mullens order as she states 220 Documents in the hearing on October 31st, 2018. *Copy Provided*
2. Reference Exhibit 1-10 confirming documents filed NOT in Order and included documents from another case. (Copy Provided) Noted, these filing should have been filed as pleading not exhibits but since I had titles "Tabs" they assumed Exhibits. Good Grief! Copy Provided

These two actions will confirm missing documents, thus preventing completion of my Defense as such request dismissal of my case. If my motion is ordered I also request new hearing, if applicable in another County.

I provided a copy of documents per Above.

**NOTED: I have filed a Provisional and Contested Record of Appeal to adhere to the Court of Appeals Order extending 4 months the time to submit Record of Appeal. Unfortunately the time allowed did not result in the Jasper County Court addressing the missing documents. The Court would not even respond as such not surprised.**

I have included the following Documents.

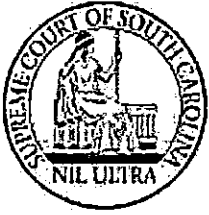
1. Copy of the Jasper County Publix-Index illustrating 10/31/18 filing and missing documents including 31 other filing errors.
2. Explanation of missing documents including the one sent to Judge Mullen. Previously filed.
3. Copy of a Key Document missing, Harassment/Assault and Battery by Intimidation
4. Copy of another case filing that was filed improperly to my case on October 31, 2018.
5. Judge Mullen's order, stating 220 pages submitted.

Greg Hackney



10/09/2020

6125 Roswell Road #145  
Sandy Springs, Georgia 30328  
678-855-2975  
Self-Represented  
Appellant



# Jasper County Fourteenth Judicial Circuit Public Index



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Switch View

<b>First Team Hyundai, Llc Db a Hilton Head Hyundai VS Gregory Hackney</b>					
Case Number:	2017CP2700386	Court Agency:	Common Pleas	Filed Date:	09/22/2017
Case Type:	Common Pleas	Case Sub Type:	Slander/Libel 380	File Type:	Mediator - Jury
Status:	Judgment	Assigned Judge:	Clerk Of Court C P, G S, And Family Court		
Disposition:	Judgment	Disposition Date:	11/13/2018	Disposition Judge:	Mullen, Carmen Tevis
Original Source Doc:		Original Case #:			
Judgment Number:		Court Roster:			

















### Case Parties

Click the  icon to show associated parties.












Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
<input checked="" type="checkbox"/> First Team Hyundai, Llc Db a Hilton Head Hyundai					Plaintiff		11/16/2018
Hackney, Gregory	6125 Rosewell Road, #503 Sandy Spring GA 30328	White	M		Defendant		07/31/2019
Kahn, Richard Michael	Attorney At Law 134 Lake Bowen Dr. Inman SC 29349				Mediator		04/18/2018
<input checked="" type="checkbox"/> Martin, Bradford Neal	PO Box 10410 Greenville SC 29603				Plaintiff Attorney		09/22/2017
<input checked="" type="checkbox"/> Teer, Laura Wilcox Howle	PO Box 10410 Greenville SC 29603				Plaintiff Attorney		09/22/2017
Youngblood, Chad P	Chad Powell Youngblood, Attorney at Law 501 Wellington Road Easley SC 29642				Alternate Mediator		01/23/2018

### Actions











Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Hackney, Gregory	Address Change and Proof of Service	Filing		07/31/2019-13:46		
First Team Hyundai, Llc Db a Hilton Head Hyundai	Exhibit/Filing of Exhibits	Filing		07/09/2019-11:40		
First Team Hyundai, Llc	Exhibit/Filing of Exhibits	Filing		07/09/2019-11:40		

<b>Db</b>	<b>Head</b>					
<b>Hyundai</b>						
<b>First Team Hyundai, Llc</b>	<b>NEF(12-17-2018 10:39:52 AM)</b>	<b>Filing</b>		<b>12/17/2018-10:40</b>		
<b>Db</b>	<b>Remittitur From Court Of App...</b>					
<b>Head</b>						
<b>Hyundai</b>						
<b>First Team Hyundai, Llc</b>	<b>Remittitur From Court Of Appeals</b>	<b>Filing</b>		<b>12/17/2018-10:39</b>		
<b>Db</b>						
<b>Head</b>						
<b>Hyundai</b>						
<b>First Team Hyundai, Llc</b>	<b>NEF(11-14-2018 10:32:26 AM)</b>	<b>Filing</b>		<b>11/14/2018-13:37</b>	<b>11/13/2018-13:37</b>	
<b>Db</b>	<b>Service/Certificate Of Servi...</b>					
<b>Head</b>						
<b>Hyundai</b>						
<b>First Team Hyundai, Llc</b>	<b>Service/Certificate Of Service</b>	<b>Filing</b>		<b>11/14/2018-10:32</b>	<b>11/13/2018-10:32</b>	
<b>Db</b>						
<b>Head</b>						
<b>Hyundai</b>						
<b>First Team Hyundai, Llc</b>	<b>NEF(11-13-2018 04:44:20 PM)</b>	<b>Filing</b>		<b>11/13/2018-16:44</b>	<b>11/13/2018-16:44</b>	
<b>Db</b>	<b>Order/Summary Judgment</b>					
<b>Head</b>						
<b>Hyundai</b>						
<b>First Team Hyundai, Llc</b>	<b>Order/Summary Judgment</b>	<b>Order</b>		<b>11/13/2018-16:44</b>	<b>11/13/2018-16:44</b>	
<b>Db</b>						
<b>Head</b>						
<b>Hyundai</b>						
<b>First Team Hyundai, Llc</b>	<b>NEF(11-13-2018 04:43:07 PM)</b>	<b>Filing</b>	<b>Text</b>	<b>11/13/2018-16:43</b>	<b>11/13/2018-16:43</b>	
<b>Db</b>	<b>Order/Other</b>					
<b>Head</b>						
<b>Hyundai</b>						
<b>First Team Hyundai, Llc</b>	<b>Order/Other</b>	<b>Order</b>		<b>11/13/2018-16:43</b>	<b>11/13/2018-16:43</b>	
<b>Db</b>						
<b>Head</b>						
<b>Hyundai</b>						
<b>First Team Hyundai, Llc</b>	<b>NEF(10-31-2018 09:21:13 AM)</b>	<b>Filing</b>		<b>11/01/2018-08:19</b>	<b>11/13/2018-08:19</b>	
<b>Db</b>	<b>Certificate/Certificate</b>					
<b>Head</b>						
<b>Hyundai</b>						
<b>Hackney, Gregory</b>	<b>Exhibit/Filing of Exhibits</b> Pages 153-183	<b>Filing</b>		<b>10/31/2018-11:40</b>		
<b>Hackney, Gregory</b>	<b>Exhibit/Filing of Exhibits</b> No Pages	<b>Filing</b>		<b>10/31/2018-11:40</b>		
<b>Hackney, Gregory</b>	<b>Exhibit/Filing of Exhibits</b> Pages 144-147	<b>Filing</b>		<b>10/31/2018-11:40</b>		
<b>Hackney, Gregory</b>	<b>Exhibit/Filing of Exhibits</b> Pages 144-147	<b>Filing</b>		<b>10/31/2018-11:40</b>		
<b>Hackney, Gregory</b>	<b>Exhibit/Filing of Exhibits</b> Affidaviddt Cost not related tthis case	<b>Filing</b>		<b>10/31/2018-11:40</b>		
<b>Hackney, Gregory</b>	<b>Exhibit/Filing of Exhibits</b> 118-124 135-143	<b>Filing</b>		<b>10/31/2018-11:40</b>		
<b>Hackney, Gregory</b>	<b>Exhibit/Filing of Exhibits</b> 107-117 125-133	<b>Filing</b>		<b>10/31/2018-11:40</b>		



First Team Hyundai, Llc Dbal Hilton Head Hyundai	Exhibit/Filing of Exhibits Duplicate letter to Brad Martin from below. Noted wrong dates as 8/22 set for 9/21.	Filing	10/05/2018-16:43	11/13/2018-10:35	
First Team Hyundai, Llc Dbal Hilton Head Hyundai	Exhibit/Filing of Exhibits Sept 21st Partial Motion Hearing moed from 10/11 to 10/31 original a was 9/21/18	Filing	10/05/2018-16:43	11/13/2018-10:31	
First Team Hyundai, Llc Dbal Hilton Head Hyundai	Exhibit/Filing of Exhibits Letter to Ms Bostic, Clarificatipns and Publix ines Errors	Filing	10/05/2018-16:43	11/13/2018-10:27	
First Team Hyundai, Llc Dbal Hilton Head Hyundai	Exhibit/Filing of Exhibits Confirmation ADR meeting scheduled	Filing	10/05/2018-16:43	11/13/2018-10:26	
First Team Hyundai, Llc Dbal Hilton Head Hyundai	Exhibit/Filing of Exhibits FOIA AND 911 all /Asked Court for help	Filing	10/05/2018-16:43	11/13/2018-10:22	
First Team Hyundai, Llc Dbal Hilton Head Hyundai	Exhibit/Filing of Exhibits Letter to court as on 8/22/18 notified of 9/21 Motion for Parital Judgement hearingl Less than 30 days	Filing	10/05/2018-16:43	11/13/2018-10:19	
First Team Hyundai, Llc Dbal Hilton Head Hyundai	Exhibit/Filing of Exhibits ADR Information	Filing	10/05/2018-16:43	11/13/2018-10:13	
First Team Hyundai, Llc Dbal Hilton Head Hyundai	Exhibit/Filing of Exhibits ADR letter information	Filing	10/05/2018-16:43	11/13/2018-10:08	
First Team Hyundai, Llc Dbal Hilton Head Hyundai	Exhibit/Filing of Exhibits Letters to Judge Apologizing for having the wrong court time	Filing	10/05/2018-16:43	11/13/2018-10:04	
First Team Hyundai, Llc Dbal Hilton Head Hyundai	Exhibit/Filing of Exhibits Letter to B Martin questing Partial Motion Summary Judgement date set for 30 days of Notice	Filing	10/05/2018-16:43	11/13/2018-09:59	
First Team Hyundai, Llc Dbal Hilton Head Hyundai	Exhibit/Filing of Exhibits Letters to Govenor, SCAD and Sheriff with 10 Letters to Sherrif for information on cases	Filing	10/05/2018-16:43	11/13/2018-09:55	
Martin, Bradford Neal	10/31/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action	10/02/2018-16:30	11/13/2018-16:30	
Teer, Laura Wilcox Howle	10/31/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action	10/02/2018-16:30	11/13/2018-16:30	
Teer, Laura	10/11/2018_MOTION_Roster/Notice	Action	09/05/2018-	11/13/2018-	

Wilcox Howle	of Motions Roster Publicatio			12:57	12:57	
Martin, Bradford Neal	10/11/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action		09/05/2018-12:57	11/13/2018-12:57	
First Team Hyundai, Llc Dba Hilton Head Hyundai	NEF(08-24-2018 09:52:17 AM) Service/Certificate Of Servi...	Filing		08/24/2018-12:47	11/13/2018-12:47	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Service/Certificate Of Service	Filing		08/24/2018-09:52	11/13/2018-09:52	
First Team Hyundai, Llc Dba Hilton Head Hyundai	NEF(08-23-2018 06:07:45 PM) Motion/Summary Judgment	Filing		08/24/2018-09:31	11/13/2018-09:31	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Motion/Summary Judgment	Motion	Exhibits, 10/24/17 Add	08/23/2018-18:07	11/13/2018-18:07	   
Martin, Bradford Neal	8/22/2018_MOTION_Roster/Notice of Motions Roster Publication	Action		08/02/2018-11:02	11/13/2018-11:02	
Martin, Bradford Neal	8/22/2018_MOTION_Roster/Notice of Motions Roster Publication	Action		08/02/2018-11:02	11/13/2018-11:02	
Teer, Laura Wilcox Howle	8/22/2018_MOTION_Roster/Notice of Motions Roster Publication	Action		08/02/2018-11:02	11/13/2018-11:02	
Teer, Laura Wilcox Howle	8/22/2018_MOTION_Roster/Notice of Motions Roster Publication	Action		08/02/2018-11:02	11/13/2018-11:02	
First Team Hyundai, Llc Dba Hilton Head Hyundai	NEF(06-19-2018 03:39:48 PM) Memo/Memo in Opposition	Filing		06/20/2018-08:27	11/13/2018-08:27	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Memo/Memo in Opposition	Filing	Add	06/19/2018-15:39	11/13/2018-15:39	
Hackney, Gregory	Motion/Stay	Motion		06/14/2018-15:01	11/13/2018-15:01	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Motion To Stay Could not complete Discovery, not response from Sheriffs Office	Motion		06/14/2018-14:59	11/13/2018-15:37	
First Team Hyundai, Llc Dba Hilton Head Hyundai	ADR/Alternative Dispute Resolution (Workflow)	Action		04/20/2018-11:17	11/13/2018-11:17	
First Team Hyundai, Llc Dba Hilton	Other	Filing		02/20/2018-12:28	11/13/2018-15:35	

<b>Head Hyundai</b>						
<b>First Team Hyundai, Llc Dba Hilton Head Hyundai</b>	<b>Archived Document</b>	<b>Filing</b>		<b>01/23/2018-00:00</b>	<b>11/13/2018-00:00</b>	
<b>Martin, Bradford Neal</b>	<b>Archived Document</b>	<b>Filing</b>		<b>01/23/2018-00:00</b>	<b>11/13/2018-00:00</b>	
<b>Teer, Laura Wilcox Howle</b>	<b>Archived Document</b>	<b>Filing</b>		<b>01/23/2018-00:00</b>	<b>11/13/2018-00:00</b>	
<b>Kahn, Richard Michael</b>	<b>Archived Document</b>	<b>Filing</b>		<b>01/23/2018-00:00</b>	<b>11/13/2018-00:00</b>	
<b>First Team Hyundai, Llc Dba Hilton Head Hyundai</b>	<b>NEF(12-20-2017 01:38:57 PM) Reply/Reply to Counterclaim</b>	<b>Filing</b>		<b>12/21/2017-07:17</b>	<b>11/13/2018-07:17</b>	
<b>First Team Hyundai, Llc Dba Hilton Head Hyundai</b>	<b>Service/Certificate Of Service</b>	<b>Filing</b>		<b>12/20/2017-13:38</b>	<b>11/13/2018-13:38</b>	
<b>First Team Hyundai, Llc Dba Hilton Head Hyundai</b>	<b>Reply/Reply to Counterclaim</b>	<b>Filing</b>	<b>Add.</b>	<b>12/20/2017-13:38</b>	<b>11/13/2018-13:38</b>	
<b>Martin, Bradford Neal</b>	<b>1/4/2018_MOTION_Roster/Notice of Motions Roster Publication</b>	<b>Action</b>		<b>12/20/2017-08:27</b>	<b>11/13/2018-08:27</b>	
<b>Teer, Laura Wilcox Howle</b>	<b>1/4/2018_MOTION_Roster/Notice of Motions Roster Publication</b>	<b>Action</b>		<b>12/20/2017-08:27</b>	<b>11/13/2018-08:27</b>	
<b>First Team Hyundai, Llc Dba Hilton Head Hyundai</b>	<b>Appeal/Notice of Appeal to Court of Appeals</b>	<b>Action</b>		<b>12/12/2017-15:29</b>	<b>11/13/2018-15:29</b>	
<b>First Team Hyundai, Llc Dba Hilton Head Hyundai</b>	<b>NEF(12-11-2017 03:29:21 PM) Appeal/Notice of Appeal to C...</b>	<b>Filing</b>		<b>12/12/2017-08:29</b>	<b>11/13/2018-08:29</b>	
<b>Hackney, Gregory</b>	<b>NEF(12-06-2017 04:11:05 PM) Order/Form 4</b>	<b>Filing</b>		<b>12/06/2017-16:11</b>	<b>11/13/2018-16:11</b>	
<b>Hackney, Gregory</b>	<b>Order/Form 4</b>	<b>Order</b>		<b>12/06/2017-16:11</b>	<b>11/13/2018-16:11</b>	
<b>First Team Hyundai, Llc Dba Hilton Head Hyundai</b>	<b>Answer/Amended Answer</b> <b>Amended Answer, Counterclaims entered into Court Documents</b>	<b>Filing</b>		<b>11/22/2017-16:31</b>	<b>11/13/2018-08:45</b>	
<b>First Team Hyundai, Llc Dba Hilton Head Hyundai</b>	<b>Reference Motion to Amend</b>	<b>Motion</b>		<b>11/15/2017-11:59</b>	<b>11/13/2018-13:32</b>	
<b>First Team</b>	<b>NEF(11-09-2017 02:52:33 PM)</b>	<b>Filing</b>		<b>11/09/2017-</b>	<b>11/13/2018-</b>	

Hyundai, Llc Dba Hilton Head Hyundai	Motion/Alter and/or Amend			15:52	15:52	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Amended Answer  Request, Trial by Jury	Filing		11/09/2017- 15:41	11/13/2018- 10:18	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Motion/Alter and/or Amend  Response to Plaintiff Motion Not a Motion	Motion		11/09/2017- 14:52	11/13/2018- 14:52	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Answer/Answer  FOIA, Complaint, Sheriff Office not Complying	Filing		10/31/2017- 17:13	11/13/2018- 15:03	
Hackney, Gregory	NEF(10-31-2017 04:51:31 PM) Order/Other	Filing		10/31/2017- 16:51	11/13/2018- 16:51	
Hackney, Gregory	Order/Other	Order		10/31/2017- 16:51	11/13/2018- 16:51	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Complaint/No Summons Filed  Response to Complaint	Filing		10/25/2017- 10:42	11/13/2018- 10:42	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Exhibit/Exhibit List	Filing		10/25/2017- 10:37	11/13/2018- 10:37	
First Team Hyundai, Llc Dba Hilton Head Hyundai	NEF(10-23-2017 01:56:30 PM) Affidavit/Affidavit of	Filing		10/24/2017- 07:46	11/13/2018- 07:46	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Affidavit/Affidavit of	Filing		10/23/2017- 13:56	11/13/2018- 13:56	
First Team Hyundai, Llc Dba Hilton Head Hyundai	NEF(10-20-2017 12:34:47 PM) Affidavit/Affidavit of	Filing		10/20/2017- 14:41	11/13/2018- 14:41	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Affidavit/Affidavit of	Filing		10/20/2017- 12:34	11/13/2018- 12:34	
First Team Hyundai, Llc Dba Hilton Head Hyundai	NEF(10-20-2017 10:41:19 AM) Affidavit/Affidavit of	Filing		10/20/2017- 11:13	11/13/2018- 11:13	
First Team Hyundai, Llc Dba Hilton Head	Affidavit/Affidavit of	Filing		10/20/2017- 10:41	11/13/2018- 10:41	

<b>Hyundai</b>						
First Team Hyundai, Llc Dba Hilton Head Hyundai	NEF(10-16-2017 02:05:08 PM) Service/Affidavit Of Service	Filing		10/17/2017-07:57	11/13/2018-07:57	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Service/Affidavit Of Service on Gregory Hackney	Filing		10/16/2017-14:05	11/13/2018-14:05	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Letter/Letter  FOIA Request	Filing		10/13/2017-16:51	11/13/2018-14:55	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Motion/Temporary Injunction	Motion		10/06/2017-17:14	11/13/2018-17:14	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Affidavit/Affidavit of	Filing		10/06/2017-17:14	11/13/2018-17:14	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Service/Affidavit Of Service on Gregory Hackney	Filing		09/25/2017-08:41	11/13/2018-08:41	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Summons & Complaint	Filing	Complaint = Add	09/22/2017-11:17	11/13/2018-11:17	
First Team Hyundai, Llc Dba Hilton Head Hyundai	Motion/Temporary Injunction	Motion		09/22/2017-11:17	11/13/2018-11:17	

**Financials**

**Summary**

Fine/Costs:	\$385.00	Total Paid for fine/costs:	\$300.00	Balance Due:	\$85.00
-------------	----------	----------------------------	----------	--------------	---------

**Costs**

Description	Cost Code	Amount	Charge Action	Disbursed Amount
Motion/Order Filing Fee \$25	MOTION	\$25.00		\$7.36
Motion/Order Filing Fee \$25	MOTION	\$25.00		\$0.00
Civil Filing Fee State 56%	CVFFST	\$56.00		\$56.00
Motion/Order Filing Fee \$25	MOTION	\$25.00		\$25.00
SCJD Filing Fee Proviso \$50 / \$25	SCJDPV	\$50.00		\$50.00
Motion/Order Filing Fee				

<b>\$25</b>	<b>MOTION</b>	<b>\$25.00</b>	<b>\$25.00</b>
<b>Civil Filing Fee County 44%/100%</b>	<b>CVFFCN</b>	<b>\$4.40</b>	<b>\$3.51</b>
<b>Motion/Order Filing Fee \$25</b>	<b>MOTION</b>	<b>\$25.00</b>	<b>\$25.00</b>
<b>Motion/Order Filing Fee \$25</b>	<b>MOTION</b>	<b>\$25.00</b>	<b>\$25.00</b>
<b>Civil Filing Fee State 56%</b>	<b>CVFFST</b>	<b>\$5.60</b>	<b>\$4.47</b>
<b>Motion/Order Filing Fee \$25</b>	<b>MOTION</b>	<b>\$25.00</b>	<b>\$19.96</b>
<b>Motion/Order Filing Fee \$25</b>	<b>MOTION</b>	<b>\$25.00</b>	<b>\$7.35</b>
<b>Motion/Order Filing Fee \$25</b>	<b>MOTION</b>	<b>\$25.00</b>	<b>\$7.35</b>
<b>Civil Filing Fee County 44%/100%</b>	<b>CVFFCN</b>	<b>\$44.00</b>	<b>\$44.00</b>

**Payments**

<b>Payment Date</b>	<b>Receipt Number</b>	<b>Entered By</b>	<b>Transaction Type Code</b>	<b>Payment Amount</b>
<b>10/08/2018</b>	<b>24054</b>	<b>c27mbosti</b>	<b>PY</b>	<b>\$25.00</b>
<b>08/24/2018</b>	<b>23811</b>	<b>C27MBOSTI</b>	<b>PY</b>	<b>\$25.00</b>
<b>06/14/2018</b>	<b>23496</b>	<b>c27mbosti</b>	<b>PY</b>	<b>\$25.00</b>
<b>11/09/2017</b>	<b>22624</b>	<b>C27GJENKIN</b>	<b>PY</b>	<b>\$25.00</b>
<b>10/09/2017</b>	<b>22437</b>	<b>C27MBOSTI</b>	<b>PY</b>	<b>\$25.00</b>
<b>09/22/2017</b>	<b>22356</b>	<b>C27GJENKIN</b>	<b>PY</b>	<b>\$175.00</b>

**I am requesting a hearing with Judge Carmen T. Mullen because I cannot complete my Records of Appeal in the Appellant Court because there are missing documents from my filing during the hearing regarding Partial Motion for Summary Judgement.**

**Points of Reference:**

**1. Per the Order (Enclosed) Judge Mullen referenced 220 Pages submitted. Entered into The Jasper County Judicial Circuit Pubic Index on 10/31/18. 11 Exhibit Entries**

- 1. 38 Page Response and pages 1-64**
- 2. Pages 87-91**
- 3. Pages 92-99**
- 4. Pages 100-106**
- 5. Pages 107-117 and Pages 125-133**
- 6. Pages 118 - 124 and pages 135-143**
- 7. Affidavit from another case? United States vs Mr Holmes**
- 8. Pages 144-147**
- 9. Pages 144-147 (Filed Twice)**
- 10. No Pages**
- 11. Pages 153-183**

**. MISSING PAGES 65-86, 134, 148-152**

**Noted (7.) United States of America vs a Mr Holmes?**

**2. Jasper County Judicial Circuit Publix Index Errors**

**I called Magaret Bostick in October 2019 inquiring about my documents being filed as I did not see them in the Index. She called back and said they are there but Filled under Actions**

in Exhibits per Jasper County County Public Index where documents are located but there is clearly an input error by Jasper County Clerks Office. Please see below and the following page Document illustrating the input error as many pages are missing from the Jasper County Public Index

Noted: I have never put Exhibit notation on any of my documents submitted to the court. My written response to Motion for Summary Judgement presented at the Hearing is (R130-167) and should remaining Pleadings. If the associated Documents referenced in my 38 response required documented - Exhibits then I will adhere to the Appellant Court.

4. Appellant has added text the first page "Response to Partial Motion for a Summary Judgement. The text should be removed  
The Document will be removed.

**Rule 210c prohibits any matter in the Record of Appeal which is not presented to the lower court. The following documents are not in the lower court record and should not be included in the Record of Appeal.**

1. Jasper County Sheriffs office Summary (R279-280)
2. Jasper County Victim Notification Information Form (R.281)
3. April 2, 2018 note from Scott Henthorn (R 282)

Please Reference the 10/31 Exhibits Filings: As noted in Carmen T Mullen's Order Granting the Plaintiff Motion for Summary Judgement, she referenced 220 Documents I submitted.

Below are the 10/31 Exhibit Filings:

1. 38 page Response and pages 1-64
2. Pages 87-91
3. Pages 92-99
4. Pages 100-106
5. Pages 107-117 and Pages 125-133
6. Pages 118-124 and Pages 135-143
7. Affidavit Cost not related to this case?
8. Pages 144-147
9. Pages 144-147
10. No Pages
11. Pages 153-183

Pages Missing: 65-86, 34, 148-152

column Hilton Head Hyundai as if they filed them as such the reason I could not find them. I should have looked because this has occurred 32 other times and 20 still remain as filed by the plaintiff Hilton Head Hyundai. I have submitted a copy of the Jasper County Index dated 10/19/19 showing the documents noted as filed by Hilton Head Hyundai and also a copy of the Jasper County Index date 4/13/20 where she made the correction to filing under Gregory Hackney. The other 20 filings I made are still under Hilton Head Hyundai.

NOTED: 10/05/18 filing is a copy of a letter I sent Ms. Bostick regarding the errors and request to change; a follow up conversation I was told it cannot be changed. Well, she made the changes to the 10/31/19.

3. I used my computer to organize the 220 pages filed at the hearing by adding each Document in order from the files saved. I then moved the document to a thumb drive and took it to a print shop to print, number and bind the pages as such there is not any possibility the following documents are not submitted and filed in the Index.

1. Jasper County office Summary

2. Jasper County Victim Notification Information Form (*I have filed over 1800 pages is documents between Jasper County Court and Appellant court and this is the single most important document to my case and now it is missing from the Filings as such noted by Hilton Head Hyundai's attorney it be remove from the Records of Appeal because it was not filed?*)


3. A letter from Scott Henthorn, Hardeeville Police Officer.

**4. The following Documents are enclosed:**

- 1. Jasper County Publix Index 10/19/19 and 04/13/20**
- 2. Copy of the Oder from Judge Mullens stating that 220 Documents were submitted yet yet 27 are missing.**
- 3. Copy of United States of America acting vs James Holes file on October 31st with my filings.**
- 4. Copy of the Victim Notification Form,**

**As stated I am requesting an immediate hearing to discuss the missing documents and as such filed a motion to Stay for 90 days to the Appellant Court prior sending my final copy of the Records of Appeal.**

**Please advise accordingly with the Expedited Date of the Hearing so I can update the Appellant**



Victims Form

JASPER COUNTY
\*Victim Notification Information Form\*
CONFIDENTIAL INFORMATION

Receiving Correctional Officer: \_\_\_\_\_

VICTIM INFORMATION (South Carolina Statute 16-3-1515) CASE # P-2176

Name of Victim: Arva Haskins Victim is: [ ] deceased, [ ] minor or [ ] Mentally Ill
Physical Address: 14204 Big Game Big Game GA 30143
Telephone #: (H) 678 955 2975 (B) \_\_\_\_\_ Emergency #: \_\_\_\_\_
Relative or Contact Person: \_\_\_\_\_
Physical Address: \_\_\_\_\_ Telephone #: \_\_\_\_\_

SUSPECT'S NAME: John Lyon / Rescue Auto Mat DATE OF INCIDENT: 9/12/17
INCIDENT TYPE: Harassment / AAB by Intimidation

In order for law Enforcement to make a reasonable attempt to contact you of the arrest and of the appropriate court proceedings or procedure, it is your responsibility to notify the appropriate agency of any change in your address or phone number.

BOND HEARING: Time: \_\_\_\_\_ TYPE OF COURT & SCHEDULE: Time: \_\_\_\_\_
Date: \_\_\_\_\_ Date: \_\_\_\_\_
[ ] Magistrate Court [ ] Magistrate Court
[ ] Municipal Court [ ] Municipal Court
[ ] General Sessions [ ] General Sessions

I do [ ] do not [ ] wish to be present for bond hearing.
I do [ ] do not [ ] wish to be contacted when the defendant is release from jail.
The following efforts were made to contact the victim:
Phone Number Called Date/Time Reason Name Of Caller Person Notified Not Notified

BOND RECOMMENDATION

As a victim of a crime, I have received a copy of the Victim Notification Information Form provided to me and I agree the victim information is correct.

Victim's Signature \_\_\_\_\_ Date \_\_\_\_\_ Officer's Signature \_\_\_\_\_ Date \_\_\_\_\_

STATE OF SOUTH CAROLINA

COUNTY OF JASPER

UNITED STATES OF AMERICA, ACTING THROUGH THE FARMERS HOME ADMINISTRATION, UNITED STATES DEPARTMENT OF AGRICULTURE,

Plaintiff,

vs.

JOSEPH HOLMES; CAROLYN B. HOLMES; and PEOPLES FINANCE,

Defendants.

IN THE COURT OF COMMON PLEAS FOURTEENTH JUDICIAL CIRCUIT

C/A #: 2015-CP-27-377

AFFIDAVIT OF ATTORNEY COSTS

CLERK OF COURT JASPER COUNTY

2016 AUG -8 PM 2:41


FILED

Personally appeared before me Edward L. Grimsley, attorney for the Plaintiff, who first being duly sworn, deposes and says as follows:


The Plaintiff, having been granted judgment in the above-captioned action, submits the following costs:

a. Abstractor Fee for Title Search and Update	\$219.00
b. Process Service Fees	\$65.00
c. Motion Fee (Order of Reference)	\$25.00
d. Reference Fee	\$300.00
e. Motion Fee (Order Substituting Counsel)	\$25.00
<b>TOTAL</b>	<b>\$634.00</b>

FURTHER AFFIANT SAYETH NOT.

  
 Edward L. Grimsley  
 GRIMSLEY LAW FIRM, LLC  
 P.O. Box 11682  
 Columbia, S.C. 29211  
 (803) 233-1177  
 Attorney for the Plaintiff

SWORN to before me this 5th day of August, 2016

  
 Name Printed: Carrie R. Tinsley  
 Notary Public for South Carolina  
 My Commission Expires: 12/21/2021

UNITED STATES DEPARTMENT OF AGRICULTURE  
RURAL DEVELOPMENT

AFFIDAVIT OF PROOF STATEMENT OF ACCOUNT AS TO:

Borrower's Name(s): Joseph Holmes & Carolyn B. Holmes  
RD Loan Number(s): 6282724

STATE OF MISSOURI  
COUNTY OF ST LOUIS

Personally appeared before me the undersigned authority, Cynthia Ball, Foreclosure Representative, Rural Development (RD) who upon oath deposes and says that she is an employee of the United States Department of Agriculture, an agency of the United States of America; and further states as follows:

1. That affiant is the RD Officer charged with legal custody of the accelerated RD loan file.
2. That affiant has personally reviewed Joseph Holmes & Carolyn B. Holmes borrower Rural Development's accelerated RD loan account and file, and according to the records maintained and kept in this office, the borrower(s) as of August 8, 2016, owe(s) the unpaid balance of \$77,836.79 which includes principal, interest accrued to date and other pending fees and charges to the account as provided by the loan Instruments and applicable law. Interest continues to accrue at the rate of \$5.80 per day as provided by the loan Instruments. The payment is due the 1st of every month and is currently delinquent for January 1, 2010 through August 8, 2016.
3. The account is delinquent as of August 8, 2016 in the amount of \$28,007.14.
4. (i) The Note(s) and Mortgage(s) are not owned, securitized or guaranteed by Federal National Mortgage Association (Fannie Mae) or Federal Home Loan Mortgage Corporation (Freddie Mac); (ii) RD is not a servicer participating in the Home Affordable Modification Program (HMP); and (iii) the Note(s) and Mortgage(s) are not subject to modification under the HMP.

Breakdown of the unpaid balance:

Loan Number	6282724
Principal Balance	\$ 24,211.03
Interest	\$ 14,173.18
Total Subsidy Granted	\$ 32,330.00
Escrow	\$ 240.90
Late Charges	\$ 704.04
Fees Assessed	\$ 6,177.64
Appraisal Costs	\$ 0.00
Escrow Credits	\$ 0.00
<b>TOTAL</b>	<b>\$ 77,836.79</b>

Affiant has personal knowledge of the above-stated facts, is competent to testify to same, and declares that the foregoing is true and correct.

*Cynthia Ball*

Cynthia Ball  
Foreclosure Representative  
St. Louis, MO  
Rural Development  
United States Department of Agriculture

Sworn to and subscribed before me this 14th day of July 2016.

*Kari Meyer*  
Notary Public for Missouri  
My commission Expires: 2/24/2018

KARI C. MEYER  
Notary Public - Notary Seal  
State of Missouri, St Louis County  
Commission # 14398578  
My Commission Expires Feb 24, 2018

CLERK OF COUNTY  
JASPER COUNTY  
2016 AUG -8 PM 2:42

FILED

UNITED STATES DEPARTMENT OF AGRICULTURE  
RURAL DEVELOPMENT

AFFIDAVIT OF PROOF STATEMENT OF ACCOUNT AS TO:

Borrower's Name(s): Joseph Holmes & Carolyn B. Holmes  
RD Loan Number(s): 6282711

STATE OF MISSOURI  
COUNTY OF ST LOUIS

Personally appeared before me the undersigned authority, Cynthia Ball, Foreclosure Representative, Rural Development (RD) who upon oath deposes and says that she is an employee of the United States Department of Agriculture, an agency of the United States America, and further states as follows:

1. That affiant is the RD Officer charged with legal custody of the accelerated RD loan file.
2. That affiant has personally reviewed Joseph Holmes & Carolyn B. Holmes borrower Rural Development's accelerated RD loan account and file, and according to the records maintained and kept in this office, the borrower(s) as of August 8, 2016, owe(s) the unpaid balance of \$8,967.05 which includes principal, interest accrued to date and other pending fees and charges to the account as provided by the loan instruments and applicable law. Interest continues to accrue at the rate of \$0.75 per day as provided by the loan instruments. The payment is due the 1st of every month and is currently delinquent for January 1, 2010 through August 8, 2016.
3. The account is delinquent as of August 8, 2016 in the amount of \$2,216.47.
4. (i) The Note(s) and Mortgage(s) are not owned, securitized or guaranteed by Federal National Mortgage Association (Fannie Mae) or Federal Home Loan Mortgage Corporation (Freddie Mac); (ii) RD is not a servicer participating in the Home Affordable Modification Program (HMP); and (iii) the Note(s) and Mortgage(s) are not subject to modification under the HMP.

Breakdown of the unpaid balance:

Loan Number		<u>6282711</u>
Principal Balance	\$	3,126.98
Interest	\$	1,830.70
Total Subsidy Granted	\$	3,921.46
Escrow	\$	0.00
Late Charges	\$	87.91
Fees Assessed	\$	0.00
Appraisal Costs	\$	0.00
Escrow Credits	\$	0.00
<b>TOTAL</b>	<b>\$</b>	<b><u>8,967.05</u></b>

Affiant has personal knowledge of the above-stated facts, is competent to testify to same, and declares that the foregoing is true and correct.

Cynthia Ball  
Cynthia Ball  
Foreclosure Representative  
St. Louis, MO  
Rural Development  
United States Department of Agriculture

Sworn to and subscribed before me this 14th day of July 2016.

Kari C Meyer  
Notary Public for Missouri  
My commission Expires: 2/24/2018

KARI C. MEYER,  
Notary Public - Notary Seal  
State of Missouri, St. Louis County  
Commission # 14398578  
My Commission Expires Feb 24, 2018

FILED  
2016 AUG -8 PM 2:42  
CLERK OF COURTY  
JASPER COUNTY

STATE OF SOUTH CAROLINA  
COUNTY OF JASPER

UNITED STATES OF AMERICA, ACTING  
THROUGH THE FARMERS HOME  
ADMINISTRATION, UNITED STATES  
DEPARTMENT OF AGRICULTURE,

Plaintiff,

vs.

JOSEPH HOLMES; CAROLYN B.  
HOLMES; and PEOPLES FINANCE,

Defendants.

IN THE COURT OF COMMON PLEAS  
FOURTEENTH JUDICIAL CIRCUIT

C/A #: 2015-CP-27-377

ACCOUNTING OF FEES ASSESSED

CLERK OF COURT  
JASPER COUNTY

2016 AUG -8 PM 2:42


FILED

I am an Attorney for the Plaintiff in this action and have been supplied with the following accounting for additional fees assessed that are due, owing, and collectable under the subject note and mortgage in this action:

<u>Date</u>	<u>Description</u>	<u>Amount</u>
03/02/09	Escrow	\$229.50
08/17/10	Escrow	\$53.56
12/13/10	Escrow	\$228.04
09/14/11	Escrow	\$200.70
02/01/12	Escrow	\$325.10
09/25/12	Escrow	\$251.85
12/21/12	Escrow	\$319.54
09/20/13	Escrow	\$251.85
01/30/14	Escrow	\$316.68
08/18/14	Escrow	\$251.85
02/09/15	Escrow	\$319.12
05/15/15	Caretaker	\$26.04
06/22/15	Caretaker	\$26.04
07/01/15	Caretaker	\$26.04
09/16/15	Caretaker	\$26.04
09/23/15	Escrow	\$252.95
10/19/15	Prior Attorney Fees/Costs	\$394.00
10/21/15	Prior Attorney Fees/Costs	\$170.00
12/14/15	Caretaker	\$26.04
12/14/15	Caretaker	\$26.43
12/29/15	Caretaker	\$26.04
01/04/16	Escrow	\$299.59
02/05/16	Caretaker	\$26.43

02/05/16	Caretaker	\$26.43
02/18/16	Escrow	\$340.00
03/22/16	Caretaker	\$26.43
04/25/16	Caretaker	\$26.43
05/20/16	Caretaker	\$26.43
06/04/16	Caretaker	\$26.43
	Fee Interest	\$998.06

The remaining balance of the fees assessed listed in Plaintiff's Affidavit of Proof Statement of Account filed herewith are Attorney's fees and costs that have already been reported by separate affidavit of the undersigned Attorney.

  
 Edward L. Grimsley  
**GRIMSLEY LAW FIRM, LLC**  
 P.O. Box 11682  
 Columbia, S.C. 29211  
 (803) 233-1177  
*Attorney for the Plaintiff*

August 5, 2016

IN THE STATE OF SOUTH CAROLINA )  
COUNTY OF JASPER )

IN THE COURT OF COMMON PLEAS  
FOR THE FOURTEENTH JUDICIAL  
CIRCUIT

First Team Hyundai, LLC dba Hilton Head  
Hyundai, )

C. A. No. 2017-CP-27-0386

Plaintiff, )

v. )

ORDER GRANTING PLAINTIFF'S  
PARTIAL MOTION FOR SUMMARY  
JUDGMENT AND DISMISSAL OF  
COUNTERCLAIMS

Greg S. Hackney, )

Defendant. )

**RECEIVED**

JUN 22 2020

**SC Court of Appeals**

THIS MATTER came before the Court on Plaintiff's Partial Motion for Summary Judgment and dismissal of Defendant's Counterclaims filed on August 23, 2018. A hearing was held on October 31, 2018. Present at the hearing were Bradford N. Martin representing Plaintiff, First Team Hyundai ("Dealership"), and Defendant, Greg S. Hackney, appearing *pro se*.<sup>1</sup> Defendant handed to the Court a 220 page response to the Motion. I have reviewed the pleadings in this matter, the relevant case law, the memoranda and exhibits filed, and have heard the arguments of the parties. For the following reasons, Plaintiff's Motion for Partial Summary Judgment is GRANTED, and Defendant's Counterclaims are DISMISSED.

**BACKGROUND**

Plaintiff is engaged in the business of automotive sales and repair and claims a good reputation in the community is crucial to its business. Defendant, is a dissatisfied customer, has been appearing for more than a year outside of Plaintiff's place of business, and admits to accusing the Dealership of

<sup>1</sup> A pro se litigant who knowingly elects to represent himself assumes full responsibility for complying with the substantive and procedural requirements of the law. *State v. Burton*, 356 S.C. 259, 265 n.5, 589 S.E.2d 6, 9 n.5 (2003)

**THE STATE OF SOUTH CAROLINA**  
In The Court of Appeals

**RECEIVED**  
OCT 23 2020  
SC Court of Appeals

**APPEAL FROM JASPER COUNTY**  
Court of Common Pleas  
The Honorable Carmen T. Mullen, 14<sup>th</sup> Circuit Court Judge  
Trial Court No 2017CP2700386

Appellate Case No. 2018-002186

Greg Hackney.....Appellant


v.

First Team Hyundai, LLC d/b/a Hilton Head Hyundai .....Respondent

**Proof Of Service**  
**MOTION**  
**Case No 2017CP2700386, Request for Immediate Dismissal**

Certify I have served Respondent Appellant Request for Dismissal by depositing a copy in the US Mail, postage prepaid, on October 22, 2020 addressed to Brad Martin, Post Office Box 10410 Greenville, South Carolina 29603.

Greg Hackney  
6125 Roswell Road #145  
Sandy Springs, Ga. 30328  
678-855-2975  
Self-Represented  
Appellant: Greg Hackney

  
\_\_\_\_\_  
10/20/2020



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