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SC Court of Appeals

TO: The South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201


File No.: 20140012.07

RE: SRP 211-6 LLC v. Alluette K. Jones. Et al
Case No. 2018-CP-10-02344

To whom it may concern:

Enclosed please find two affidavit to be entered as exhibits for the above name case.

Thank you,


Alluette K. Jones

cc: Clawson and Staves,
Timothy A. Domin



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
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COLUMBIA, SOUTH CAROLINA 29201
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March 24, 2021

Mr. Andrew Michael Sullivan, Esquire
123-C Library Hill Lane
Lexington SC 29072

Re: SRP 2011 6 LLC v. Alluette Karen Jones
Appellate Case No. 2019-001838

Dear Counsel:

Upon reviewing your motion to dismiss, the following deficiency has been noted under the South Carolina Appellate Court Rules (SCACR), and each deficiency must be corrected within ten (10) days of the date of this letter or your motion will not be considered:

- The required filing fee has not been submitted. The correct filing fee is \$50.00.

Very truly yours,

V. Claire Allen

CLERK

cc: Alluette Karen Jones

**CLAWSON
AND
STAUBES**
LLC

Timothy A. Domin
Licensed in SC
tdomin@clawsonandstaubes.com

March 16, 2021

File No.: 20140012.007

VIA US MAIL

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: SRP 2011-6, LLC v. Alluette K. Jones, et al
Case No.: 2018-CP-10-02344

Dear Ms. Kitchings:

Enclosed please find for filing, an original and one copy of the **Respondent's Motion To Dismiss Appeal Based On Lack Of Compliance With Appellate Rules Regarding Record On Appeal Or In The Alternative, To Require Appellant To Serve A Correct Record On Appeal And To Stay The Respondent's Time To File A Final Brief Pending A Dismissal Or Receipt Of A Correct Record On Appeal.**

Thank you very much for your attention to this matter.

Very truly yours,

CLAWSON and STAUBES, LLC

s/Timothy A. Domin
Timothy A. Domin

TAD/crk
Enclosures

cc: Alluette Jones (via US Mail)

County of Charleston
Charleston, South Carolina

March 28, 2021

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AFFIDAVIT

I **Freddie Whaley, Jr** formerly of 142 Coming Street, Charleston South Carolina, 29403, duly affirm that this statement is true to the best of my ability of the occurrences on May 10, 2018. On Thursday, May 10, 2018, I arrived at 142 Coming Street, Charleston, South Carolina at about 5:35 p.m. to find Alluette Karen Jones (Alluette) and Elfreda Lottie Smalls (Freda), in a disagreement. Alluette proceeded to inform me of the cause of the disagreement, as Freda went into the rear smaller bedroom, being used as a closet. We began to smell smoke, Alluette and I ran to the room to find Alluette's clothing on fire. I began to fight the fire and Alluette tries to get water out of the bathroom, in which Freda had locked herself inside and would not open the door. Alluette, ran downstairs to get bottle water and water from the kitchen sink to throw onto the burning clothes. I was able to smother the fire with other clothing, water, stumping and beating the flames. While I was fighting the fire Alluette called 911. The Coming Street fire station is on block away. The Charleston Fire Unit and Charleston Police arrive immediately. They entered the house and put the fire out. The smoke was very thick and consumed the entire second floor of the house. I was overcome by the black smoke and the Firemen told me to go outside, which I did! They asked Alluette and I how the fire started and while Alluette began to tell the firemen, Freda walked out of the bathroom and told the firemen she started the fire.

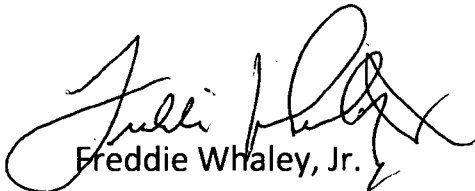
Alluette began to talk with the police about the incident and informed the officers of the issues she was having with her daughter. Freda was incredibly angry and told the policemen why she started the fire and wanted to burn the house down and kill herself. The policemen decide to call in a mental health expert with the department. At the same time, the Charleston County Ambulance with two paramedics arrives to treat Alluette, Freda and me. Freda was very agitated and

disagreeable with the paramedics. The paramedics and police officers began to talk with Alluette about a potential crime as well as mental health issues with Freda. They agreed that she should go to the hospital, to which Freda agreed after the officers and paramedic informed her of possible crimes and other issues. Alluette did not want to press charges if she would go to the hospital for help.

The paramedics took Freda to the Medical University of South Carolina (MUSC) emergency room. They would not let Alluette ride in the ambulance, therefore after talking with the paramedics, police officer and the recently arriving Fire Marshall, she decided to drive to the hospital to be with Freda. I stayed at 142 Coming street to talk with the Police Officers and Fire Marshall about what I saw and knew about the incident. The police officers were waiting for the firemen to give the all-clear of the house of any further fire. The firemen began to bring fans into the house to clear out the smoke. I went outside to talk with the other policemen and some guy came up asking for Alluette. I told him she was not at home due to fire, and I did not know when she would return because her daughter was going to the hospital. I saw him get into a car and I continue to talk the police officers. I decided to make a video for the damages for insurance and potential legal issues due to Freda setting the fire. The Fire Marshal asked me some additional questions about the incident. The policemen and firemen stayed at the house until the smoke cleared. Then everyone left! I called Alluette to see How Freda was doing, and she told me that she was still at the emergency room. She informed that they still had not let her be with Freda, but the physician told her they would admit Freda to the psychological ward. She told me she would stay at the hospital until Freda was transferred and then she would return. We discuss going some place to stay for the night due to the fire damage and smoke smell. I called my sister (Rommarie Elaine Whaley) and asked her if we could come stay with her for tonight. I did not get into the reason at the time, but she said, sure come on! I began to gather some clothes and toiletries for the over night stay for both of us.

I met Alluette at the hospital about 6:30 p.m. or there-after, to which we discuss not saying anything about what happen to my sister or anyone, to protect Freda from public shaming! We departed for Romney's house about 6:45 p.m.

I, Freddie Whaley, Jr. affirm that the statement above is true to the best of my ability, to recall the events of May 10, 2018, so help me God!



Freddie Whaley, Jr.

fwhaleyjr@gmail.com

843-647-9139





County of Charleston
Charleston, South Carolina

March 28, 2021

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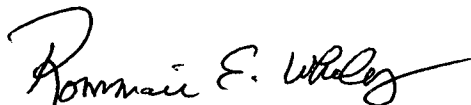
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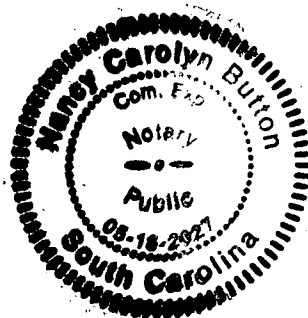
I Rommarie Elaine Whaley, of 4995 Hale Bale Court, Summerville, South Carolina, 294, duly affirm that this statement is true to the best of my ability of the occurrences on May 10, 2018.

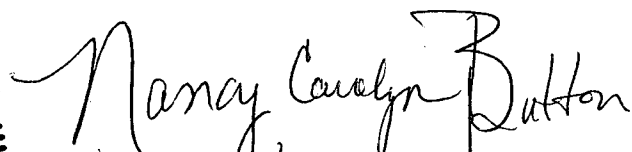
To my recall of May 10, 2018, my brother (Freddie Whaley, Jr., referred to as "Rusty") called me about 6:00 p.m. asking me if Alluette Karen Jones (Al) and he could come and spend the night at my home at 4995 Hale Bale Court, Summerville, South Carolina. Me being the free spirit loving mind your business sister, I said, Rusty you do not have to explain to me what happen, Al and you can come spend the night anytime. I hung up the phone and began to prepare my guest room.

About 7:30 or 7:45 p.m., Al and Rusty arrived at my home. We began to talk about what is going on in the world. I told Al where the toiletries were and asked if she wanted any snack. They are both healthy vegetarians, so I did not have to much healthy snack. We talked a little more and I went to be. Rusty got up early the next morning and went to work at the South Carolina Department of Motor Vehicles, on Lockwood Drive, Charleston. Alluette woke up later, we talk a little and Alluette made some breakfast. She is a chief and I am not a good cook! So, the breakfast was welcomed! Alluette left about noon and I went to work at Marshall in Summerville at 1:45 p.m.

I, Rommarie Elaine Whaley, affirms that the above state is true to the best of my ability to recall the events of May 10, 2018, so help me God.


Rommarie Elaine Whaley




3/28/2021

Alleuette K. Jones

P.O. Box 21132

Charleston, South Carolina
29413

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