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MAY 17 2021  
SC Court of Appeals

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

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**APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas**

**Marvin H. Dukes III, Master in Equity & Special Circuit Court Judge**

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**Appeal Case No. 2021-000434  
Circuit Court Case No. 2019CP0702178**

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**JOSEPH CHAKYING SUN, Individually  
and JOSEPH CHAKYING SUN, as Trustee  
of The 2009 Sun's Family Trust in  
South Carolina, USA** ..... **Appellants**

**v.**

**BLUFFTON PARK COMMUNITY  
OWNERS' ASSOCIATION, INC.** ..... **Respondent**

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**MOTION TO RECONSIDER, OR IN THE  
ALTERNATIVE, FOR EXTENSION OF TIME**

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Appellant Joseph Sun filed his pauper's affidavit as a motion to proceed in forma pauperis in this appeal. This court entered an order on May 05, 2021 denying his motion and requiring him to pay the filing fee within fifteen days.

Upon checking with the clerk of court, Appellant was told that the filing fee is now \$250.00. In it's denial, the court cited the case of *Ex parte Martin*, 321 S.C. 533, 471 S.E.2d 134 (1995) where an inmate had repeatedly filed about 20 frivolous civil suits in forma pauperis therefore this court disallowed all his filings. Appellant Sun submits that this is the only appeal case he has filed to proceed as pauper after the respondent obtained a judgment against him purportedly by serving him with publication in March/April 2020 during the period of Covid

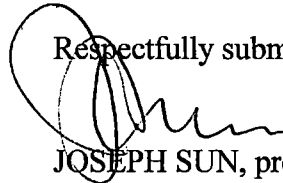
pandemic when record shows they knew Appellant's physical address but chose to ignore it. Respondent served Appellant by publication in a newspaper in Beaufort County when there was a total lock down and there was no newspaper delivery and all libraries were closed indefinitely at the time. Appellant residing in Jasper County had no knowledge about the publication.

Numerous subsequent denial of Appellant Sun's right to due process by the respondent and ignored by the circuit court are the facts shown in Beaufort Public Index that respondent has not filed a motion for default judgment but simply use the default signed by the clerk of court as a judgment and scheduled a foreclosure hearing. Circuit court did not afford a trial on the damages claimed by the respondent, but simply allowed the respondent to file a verified statement and affidavit of debt with numerous unexplained items as its proof of damages with no question from the Appellant allowed. Appellant was not allowed discovery before his home was foreclosed.

Appellant prays the court to reconsider that his case is not the same as *Ex parte Martin*. In the alternative, Appellant prays for an extension of 30 days to pay the \$250.00 filing fee or be allowed to pay it the same time with his initial brief.

This 13th day of May, 2021.

Respectfully submitted,

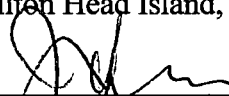


JOSEPH SUN, pro se  
P. O. Box 2543  
Bluffton, SC 29910  
843-226-8788

#### CERTIFICATE OF SERVICE

This is to certify that I have this date served the Respondent a copy of Appellant's Motion to Reconsider or extension of time, by sending a copy of same to:

Scott M. Wild, Esq. P. O. Box 6867, Hilton Head Island, SC 29931  
and by email to: [scott@wildlawfirm.com](mailto:scott@wildlawfirm.com)  
This 13th day of May, 2021.

  
\_\_\_\_\_  
JOSEPH C. SUN

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**THE STATE OF SOUTH CAROLINA  
 Transcript Request Form**

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Requestor's Information			
<b>Full Name</b> Joseph Chakyng Sun	<b>Phone Number</b> 843-226-8788	<b>Email Address</b> ossunn1095@yahoo.com	
<b>Mailing Address</b> P. O. Box 2543	<b>City</b> Bluffton	<b>State</b> SC	<b>Zip Code</b> 29910
Transcript Information			
<b>Docket Number</b> 2019CO0702178	<b>Case Caption</b> (i.e. State v. John Doe or Smith v. Smith) Joseph Sun & 2009 Suns Family Trust v. HBluffton Park Community Association		
<b>Date(s) of Proceeding</b> July 16, 2020, August 4, 2020, Feb. 18, 2021	<b>Circuit</b> <input checked="" type="checkbox"/> <b>Family</b> <input type="checkbox"/>	<b>County</b> Beaufort	
<b>Presiding Judge</b> Marvin H. Dukes, III	<b>Expedited</b> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
<b>Court Reporter(s)</b> Deborah Thomas	<b>Opposing Counsel</b> Scott Wild		

**Requestor's Signature:** Joseph Sun  
 (Typed name will serve as signature)

**Date:** May 3, 2021

**Note:** If you are ordering a transcript pursuant to Rule 207(a)(1), SCACR, you must contemporaneously furnish all parties, the Office of Court Administration, and the clerk of the appellate court with copies of all correspondence with the court reporter.

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on, SC 29910

P.O. Box 2543

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South Carolina Court of Appeals  
P. O. Box 11629  
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