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OCT 04 2021

S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA

In The Supreme Court

APPEAL FROM RICHLAND COUNTY
Probate Court

Amy W. McCulloch, Probate Judge

CASE NUMBER: 2010-ES40-00048

IN THE MATTER OF:
ESTATE OF FRANKLIN ALSTON
(Decedent)

Stefan Joseph Romero Sr.
PERSONAL REPRESENTATIVE,
Respondent.

Yona Renee Davis, Pamela D.
Teasley and Franklin K. Alston,
Appellants,

NOTICE OF APPEAL

Yona Renee Davis, Pamela D. Teasley and Franklin K. Alston appeal the Order of the Honorable Amy W. McCulloch dated August 24, 2021. Appellants received no written notice of entry of this order, but received an email copy on August 24, 2021. The Appellants show that they had timely filed their request for a hearing in the matter pursuant to the Court's instruction and the request was then ignored by the Court.

September 22, 2021

s/ Stephen D. Morrison Jr. 

Stephen D. Morrison Jr.
State Bar of Georgia No. 525180
THE MORRISON LAW FIRM, LLC
3535 Roswell Road, Suite 34
Marietta, GA 30062
(770) 235-5846
steve@morrisonlawfirmllc.com

Applying for Pro Hac Vice in this
Matter

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

IN THE MATTER OF THE ESTATE)
OF Franklin Alston)
)
Stefan Joseph Romero, Sr.)
PERSONAL REPRESENTATIVE.)

IN THE PROBATE COURT
Estate Number: 2020 BS4100484 **FILED**

AUG 24 2021


RICHLAND COUNTY
PROBATE COURT

**ORDER APPROVING
PROPOSAL FOR DISTRIBUTION**

THIS MATTER IS BEFORE THE COURT upon the filing of a Proposal for Distribution, Final Accounting, Application for Settlement, and Notice of Right to Demand a Hearing on July 21, 2021. A Proof of Delivery was filed on July 21, 2021 showing that the above documents were mailed or hand delivered to all interested parties on July 21, 2021.

The thirty (30) day time period to demand a hearing has expired and no interested party has demanded a hearing. Therefore, the Personal Representative is authorized to distribute the estate assets per the Proposal for Distribution.

IT IS SO ORDERED.



Amy W. McCulloch
Richland County Probate Judge

August 24, 2021
Columbia, South Carolina

CERTIFICATE OF SERVICE

COMES NOW THE UNDERSIGNED and shows that they have served counsel for the respondents in this matter electronically and by FIRST CLASS U.S. MAIL WITH PROPER POSTAGE sending the foregoing NOTICE OF APPEAL to:

Angela Kirby, Esq.
828 Woodrow Street
Columbia, SC 29205
Phone: (803) 256-6401
Fax: (888) 519-2645
Email: info@kirbylawsc.com
Email: Angela@kirbylawsc.com

This 22nd day of September 2021.



STEPHEN D. MORRISON JR.
State Bar of Georgia No. 525180
(Applying for Pro Hac Vice Status for this matter in South Carolina)

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3535 Roswell Road, Suite 34
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S.C. SUPREME COURT

STATE OF SOUTH CAROLINA)
)
COUNTY OF: RICHLAND)
)
IN THE MATTER OF:)
ESTATE OF FRANKLIN ALSTON)
(Decedent))

IN THE PROBATE COURT

DEMAND FOR HEARING (ESTATES ONLY)
Pursuant to Notice of Right to Demand Hearing

CASE NUMBER: 2010-ES40-00048

Pursuant to SCPC 62-3-1001, Yona Renee Davis, Pamela D. Teasley and Franklin K. Alston, "the requesting heirs," demand a hearing in the above-referenced estate.

The estate issues they request that the Court inquire into and address are:

1. The reimbursement for Maria and Steven Romero from the decedent's estate;
2. Maria Romero took \$500,000 out of a bank in New York, and this money should be accounted for;
3. there have been two different proposals slash recapitulations and not all banks used by the decedent were listed on both;
4. for the property belonging to the decedent in New York, the requesting heirs want to know where the proceeds went and how those proceeds were handled;
5. there are over 200 collectible coins of great age that were taken and the name of pamelia Teasley was forged on the receipt;
6. The day after the decedent died, money was drawn out of his account at Heritage Bank, and a safe deposit box was cleaned out at the same institution without proper authority;
7. There should be an accounting for all of the transactions undertaken by Maria Romero after she had been appointed conservator for the decedent prior to his death. There has been no such accounting;
8. the requesting heirs wish for the court to require all canceled checks that were issued to Steven Romero from Heritage Bank, Palmetto bank, and Wells Fargo to be explained an all amounts accounted for. In addition, there should be an accounting for all monies paid out of the estate by producing canceled checks or other receipts;
9. there should be a proper explanation in an accounting for the proceeds from any sale property in Chesterfield County New York; and
10. The court should inquire into and examine any additional questions that may be raised by the examination of the above issues.

WHEREFORE, the requesting heirs respectfully urge the Court to convene a hearing on this matter, and if possible, allow a discovery period to inquire into the recapitulation so as to frame and narrow issues for the hearing.

Executed this 19th day of August, 2021.

"The Requesting Heirs"

Yona Renee Davis, Decedent's Daughter
5657 Walnut Mill Lane
Powder Springs, GA 30127

Pamelia D. Teasley
115 Willowdell Drive
Toccoa, GA 30577

Franklin K. Alston
700 Rosewood Street, Apartment 7G
Bronx, NY 10467

STEPHEN D. MORRISON JR.
Georgia State Bar No. 525180
Attorney for "The Requesting Heirs"
(Applying for Pro Hac Vice Status for this matter in
South Carolina)

THE MORRISON LAW FIRM, LLC
3535 Roswell Road, Suite 34
Marietta, GA 30062
(770) 235-5846
steve@morrisonlawfirmllc.com

In re: Franklin Alston, Deceased Estate No. 2020-ES40-00048 Richland County Probate Court

From: Stephen Morrison Jr. (steve@morrisonlawfirmllc.com)

To: angela@kirbylawsc.com

Date: Wednesday, September 22, 2021, 06:58 PM EDT

Dear Angela,

Attached please find our notice of Appeal in this matter. Please review and let's discuss as soon as possible.

Thanks for your time.

Stephen D. Morrison Jr.

Attorney at Law

THE MORRISON LAW FIRM, LLC

3535 Roswell Road, Suite 34

Marietta, GA 30062

Direct: (770) 235-5846

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Letter to Angel Kirby with Notice of Appeal 09222021.pdf
3.5MB

THE MORRISON LAW FIRM, LLC

3535 ROSWELL ROAD, SUITE 34 • MARIETTA, GEORGIA 30062 • (770) 235-5846 • STEVE@MORRISONLAWFIRMLLC.COM

September 22, 2021

Angela Kirby, Esq.
828 Woodrow Street
Columbia, SC 29205

RE: In re: Franklin Alston, Deceased
Estate No. 2020-ES40-00048
Cobb County Probate Court

Dear Angela,

Enclosed please find a service copy of the notice of appeal in this matter.

Also please find a copy of our request for hearing, containing a list of the topics to discuss. I look forward to discussing them with you, and hopefully we can do so before I am required to file the notice. Please let me know when you are available.

Thank you for your time in this matter and please let me know if you have any questions or concerns.

With kindest regards, I am

Very truly yours,



Stephen D. Morrison Jr.

Enclosures