

Designation of Matter To Be

- Included In The Record On Appeal
- The State of South Carolina
- In the Court of Appeals
- Appellate Case Number 2020-00110
- ~~Mikell~~ Appeal From Charleston County
- Court of Common Pleas

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DEC 03 2021

SC Court of Appeals

Micell R Scarborough Master in Equity Judge

Deutsche Bank National Trust
 Company as Indenture Trustee
 For New Century Home Equity Loan
 Trustees Successors

Respondents

Rashawn L Dawson

Appellants

Sanguinette Elmore

I certify that this designation contains no matter which is irrelevant to this appeal.

Tyehimba Sallim Grant Amar Bey

Designation of Matter To Be Included on the Record of Appeal

Appellant Propose the Following be included on Record of Appeal

1. Order of November 19, 2020
2. Order and Judgement April 5, 2021~~2020~~ Hearing
3. Transcript of Hearing April 5, 2021~~2020~~, 2021 ~~1-24~~
4. Table of Authorities, Bill of Exceptions
5. Prayers
6. Transcripts From Hearing November 10, 2020 Pg 1-25
7. Tioder for Stamp Duties Tax Act
8. Affidavit of truth and facts
9. 20 Maxims of Equity
10. Acceptance of Deeds and exemplified copies
11. Affidavits, motions
12. Notice of Intent
13. Notice of Objections

670 P.O. Box 40755
 North Charleston
 South Carolina 29423

Tyehimba Bey
 843-224-6392

Designation of Matter

- The designation of this matter is to settle the accounts and return all Res, Interests, Rents, profits, Collateralls, attachments, bonds, funds attached to the Veronica Dawson Estate, and docket numbers ~~2020cp100~~ 354 and docket number 2020-007102 ^{to the beneficiaries}
- Appellants are Tychimba Selim Grant Amar Bey, Sanguinette Elmore, Rashawn L Dawson.
- To establish the true beneficiaries of the decedent's 1999 Estate

~~Affidavit and Notice of Objections~~ Pg 43

Appellants Argument

1. Appellants object to the finding of Facts whereas Deutsche Bank and its trustee never properly served Rashawn L Dawson or Sanguinette Elmore any Lis Pendens or any paperwork pertaining to a mortgage foreclosure thus the courts never had proper Jurisdiction to Proceed in the foreclosure as none of the Appellants were ever served or serviced hand to hand. As Stated on Page 12 of the Master in equity order for foreclosure fact number 3
2. Veronica Dawson being the original mortgagor Rashawn L Dawson Sanguinette Elmore now Tyehimba Salim Grant Amar Goy Expressed an affidavit prior to the foreclosure sale that intent of the Note was to satisfy the mortgage and the rents title and interest be returned to the true owner. Equity imputes an Intent to fulfill an obligation Equity sees the beneficiary as the true owner. pg 2 fact # 1
3. Veronica Dawson never waived her right to the equity of redemption under the rules of exclusive equity. Upon the delivery of the note ~~an~~ trust was created due to the exchange of collateral. Appellants are the beneficiaries Tyehimba Salim Grant Amar Goy is the beneficiary of the trust as expressed without objections at the hearing on April 13, 2010

4. Appellants object to Deutsche Bank ever being a real party of interest as Deutsche Bank was assigned the note on a statutory assignment. Deutsche Bank never gave valuable consideration. Deutsche Bank is a mere volunteer attempting to claim equitable interest in the note. Equity will not aid a volunteer. Fact is pg 3
5. Appellants object to being barred of the equity of redemption. As the equity of redemption lies against a king and is a right that is inseparable from a mortgage in exclusive equity. (see conclusion of law page 5 number 5)
6. Appellants object to being in default as ~~the~~ intentional default came about ~~to~~ due to poverty and financial hardship
7. Appellants object to sale of the property proceeding as a tender of payment was ~~not~~ delivered and executed to Deutsche Bank and their trustee the credits were never appropriated

~~As~~ s

Appellants Argument

= Whereas on Page 8-9 of the Transcripts of the hearing on April 5, 2021 The courts have admitted that a Tender of payment was delivered and executed to them to appropriate the funds for credit on account. Appellants would have been discharged as sureties for had the courts appropriated the credits on account under the rules of equity ~~not at law~~ refusal of Tender is discharge. Appellants Pray that ~~the~~ relief be granted and that all rights title interest ~~from~~ the note and the mortgage be returned to them as the true owner and lawful titleholder in fact. There was no objection as to whether a Tender was executed and delivered to the courts and the Plaintiff. Appellants demand the courts and Deutsche Bank show cause why they are not entitled to such.

- Whereas on Page 7 of the Transcripts an admission of A private trust was entered into the record The courts or Deutsche Bank trustees did not disclaim the trust.
- Equity sees what ought to be done as done

Prayers Pg 46 Pg 47

Appellants Pray that the following prayers be answered and granted.

^{Plaintiff's} Prayers for damages That the Complainant recover of the defendant the damages he has suffered by reason of the failure of the defendant the damages he has suffered by reason of the defendant to comply with said contract to make good his said covenants and warranty to perform his said agreements that appellants recover the damages he has sustained by reason of said breaches of trust by the defendants. also all the cost of the cause.

Prayer for an account of Rents and Profits that the said defendants set forth in their answers a full true, just and particular account of each and every money received by them or any other person by their order as rents and profits of said land.

Prayers Part 2

- Prayers for an account of Veronica Dawson Estate And that the said defendant discover and set forth in their answer a full true, just and particular account of all and singular the personal estate and effects of every item and part thereof which has come into defendant's possession or control, or into the hands possession or control, ~~or into the hands possession or control~~ of any other person or persons by his order or ~~possession~~ permission or for his or their use, and that the defendant set forth all accounts of testators.
- Prayers for ^{private} in camera hearing with Chancellor. to present private proprietary evidence on the record.

Conclusion

~~Pg 50~~

Pg 48

In Conclusion Appellants are praying that a court of competent jurisdiction see the equities in this matter.

- Appellant ~~say~~ ask that an order be granted for the restoration of possession of the property located at 2622 Ferrara Drive North Charleston South Carolina 29405

- Appellants ~~ask~~ wish that an order be granted for a full forensic accounting to appropriate the credits and the credits be returned to the beneficiaries and true owners of the

Veronica Dawson Estate

- Given that Appellant Tyehimba Salim Grant Amar Bey Tended for the stamp duty tax got and the excise tax involved in the transaction that the courts set up a constructive trust in favor of Tyehimba Salim Grant Amar Bey

• as beneficiary. Given the courts refused tender as well as the trustee for the bank Ryan Pasquini has acted in bad faith and had not delivered the Tender to Deutsche bank causing harm and homelessness, poverty on appellants Appellant Tyehimba Salim Grant Amar Bey ask the courts Deutsche Bank and Ryan Pasquini to show cause why he is not entitled to a full accounting of the rents titles, interest, debentures, chattels and bonds connected to Case # 2020-CP-10-0354 and Case # 2020-007107.

• Tyehimba Salim Grant Amar Bey hereby give notice of interest and make claim to docket number 2020-CP-10-0354 and docket number 2020-007107 and all rents interest funds, chattels and attachment in connection with those docket numbers.

• Appellants seek an order stating that Tyehimba Salim Grant Amar Bey is the sole exclusive Heir and beneficiary of the decedant's legal estate as it was intended for him.
intended

- Appellant pray in order be granted to disburse the funds bonds res titles, rents interest and attachments to the true owner and beneficiary Tyehimba Salim Grant Amir Bey
- Appellants pray that the Defendants come with clean hands as their refusal to deliver the tender, has caused harm to appellants. As equity sees what ought to be done as done so shall it be.
- ~~Equity~~ Appellants ask that the equities in this matter be balanced as equity will not suffer a wrong to be without a remedy.
- Appellants pray a hearing with the the master be granted as some of their rights and remedies cannot be seen at law.
- Appellants pray that an order be granted allowing them to present new evidence
- Appellants pray that the courts do not allow a statute to be used as a cloak for fraud

Certificate of Service

The State of South Carolina

~~In the Court of Appeals~~

South Carolina Court of Common Pleas

Case # 2020 CP-10-60354

Deutsche Bank National

Trust Company, as Indenture Trustee
for New Century Home Equity Loan
Trust 2005-2

A Plaintiff

v.

Rashawn L Dawson, Sanguinette Elmore,
Tyehimba Salim Grant Amar Bey

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SC Court of Appeals

Certificate of Service

I certify that defendants Rashawn Dawson, Sanguinette Elmore,
Tyehimba Salim Grant Amar Bey, have served motion for extension
of times for initial brief and designation of points,
on Plaintiffs by depositing a copy of it in the
United States Mail postage prepaid, on 1761 E South Andrew Place
Santa Anna, CA, ~~92705~~

92705
United States

From: Heirs of Veronica Dawson
Tyehimba Salim Grant Amar Bey
c/o P.O. Box 40755 North Charleston
South Carolina 29423

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To: SC Court of Appeals
Attn Clerk
Appellate case Number 2020-001702
Money order for motions initial briefs

1 Corinthians 1:4
I give thanks to my God always for you
because of the grace of God that was given
you in Christ Jesus.