

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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DEC 12 2008

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA)
)
IN THE SUPREME COURT)
)
PATRICIA BELLAMY &)
NICOLE KENION,)
PETITIONERS,)
V.)
CHARLENE TAYLOR,)
CHARLES WILLIAMS, IRENE)
ARMSTRONG, ATTORNEY)
AMANDA BAILEY, SANDY)
MARTIN, HORRY COUNTY)
ELECTION COMMISSION)
GARY BAUM, SOUTH)
CAROLINA ELECTION)
COMMISSION)
DEFENDANTS.)

TEMPORARY OR PERMANENT
INJUNCTION WITH THE HORRY
COUNTY CIRCUIT COURT AND
DECLARATORY JUDGMENT
DECLARING COUNCILWOMAN
RETHEA PIERCE THE WINNER OF
THE DECEMBER 2, 2008 MAYORAL
ELECTION IN THE TOWN OF
ATLANTIC BEACH

PRO SE

TO: THE HONORABLE JEAN KOAL, CHIEF JUSTICE OF THE SOUTH CAROLINA
SUPREME COURT AND THE HONORABLE ASSOCIATE JUSTICES OF THE STATE OF
SOUTH CAROLINA SUPREME COURT.

The Petitioners in this matter pray that you will please hear this matter on an emergency
basis and to issue a temporary or permanent injunction with the Horry County Court and a
Declaratory Judgment declaring Councilwoman Rothea Pierce the winner of the December 2,
2008 Mayoral election in the Town of Atlantic Beach by a vote of 37 to 2. "As to the parties
concerned."

We want to thank you all in advance for your consideration of this matter. We asked friends extremely knowledgeable about election law and law enforcement to help us sort through the issues in Atlantic Beach that affect us as voters. Nicole and I wish to go pro se to the S.C. Supreme Court to address this matter. Maybe Ms. Pierce and her attorney will file something in the Horry County Circuit Court but we are seeking help from the Court that handed down the order. We need your assistance with format for the following. It may not matter to the Court but we would like more than a Dear John letter.

Our request is for a temporary or permanent injunction with the Horry County Circuit Court to stop the run-off election in Atlantic Beach. Also, please ask for a declaratory judgment that Councilwoman Retha Pierce is the winner of the election of December 2, 2008 with 37 votes to Armstrong's 2 votes.

Court ordered Candidates

The run-off election violates the order of the Supreme Court and would do irreparable harm to not only Ms. Pierce but to those of us that have respected the laws of the State of South Carolina and voted twice for Ms. Pierce. A run-off election would cause further deterioration of the electoral process in Atlantic Beach. The last two elections in Atlantic Beach have been protested and required decisions from the South Carolina Supreme Court. The Supreme Court is aware of this and in its wisdom limited the election to the candidates that were before the court.

Run-off Election

A run-off election is fostering the very harm the court sought to prevent. Clearly the Supreme Court knew as it wrote its response that the question of a de nova election was before the Court. Ms. Armstrong had already sought to open the process to new candidates. The court responded by saying it was not to be a de nova election. Armstrong devised a scheme to open up the election to write-in candidates, a willful and direct violation of the Court's order that undermines the spirit and intent of the laws seeking to bring finality to the matter of the election. There can be no run-off between Taylor and Pierce as Taylor is not one of the parties referenced in the Supreme Court order.

Armstrong Selects Taylor As Her Proxy or Replacement in the Election

Ms. Armstrong, Mayor Pro Tem Charlene Taylor, Councilman Jake Evans, the brother of James Armstrong, former town manager, Charles Williams, and attorneys for the election commission Amanda Bailey, Jessica Stokes, David J. Canty, Sandy Martin of the Horry County Election Commission, and Gary Baum of the S. C. State Election Commission were all fully aware of the questions before the Court and the Supreme Court's order when they decided to assist Armstrong in her scheme to bring in Charlene Taylor as proxy for her in the mayoral election.

Williams announced in the Sun News, "we have a write-in candidate." Williams is not a registered voter in the town and has no authority to circumvent or interpret the Supreme Court's order in his capacity as town manager on contract from the South Carolina Municipal Association.

In order to advance Armstrong scheme to violate the court's order, she would need assistance in getting the space for a write-in candidate on the ballot, to prevent a discussion of the matter before

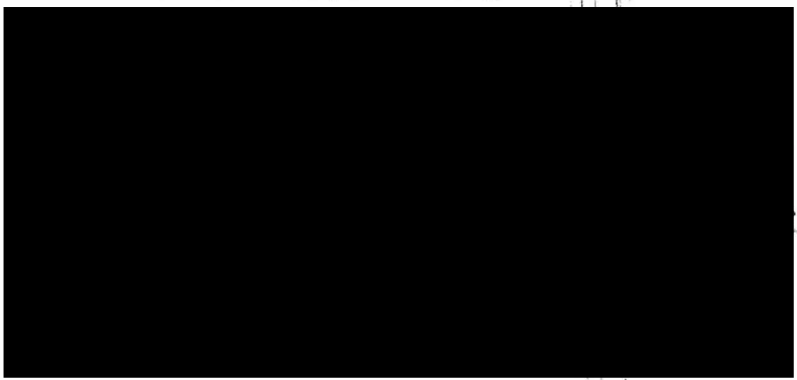
names of the persons to be elected is the reason why the vote does not count.

Conclusion

A case could be made against the parties involved for tampering with an election. All of them were aware of the legislative and judicial spirit and intent of the law to bring finality to the matter of the election in Atlantic Beach. Instead they schemed to reopen the election to all candidates, a willful violation with full knowledge of the Court's order. It was a willful violation of the order and blatant disregard for the S. C. Supreme Court. A run-off election would punish us and those who voted for Ms. Pierce and reward Armstrong and those who participated in the scheme to violate the Court's order. A run-off election between Charlene Taylor and Ms. Pierce not only changes, but violates the Supreme Court's order. There is no reason why all of these parties should not be held in contempt of Court.

Patricia Bellamy
 PATRICIA BELLAMY, PETITIONER
 107 E. 30th AVENUE S
 ATLANTIC BEACH, SC 29582
Nicole Kenion
 NICOLE KENION, PETITIONER

Dated: December 10, 2008



I Certified that Copies of A Temporary
 OR PERMANENT injunction with the Noezy
 County Circuit Court and AN Declaratory
 Judgment Declaring Councilwoman Rebecca
 Pirelli the WINNER OF THE DECEMBER 2, 2008
 MAYORAL ELECTION IN THE TOWN OF ATLANTIC
 BEACH will be hand delivered today
 December 12, 2008 ON ALL LISTED
 DEFENDANTS, IRBY WALKER, DAVID GANTY
 AND THE ATLANTIC BEACH MUNICIPAL ELECTION
 COMMISSION AND THE MUNICIPAL ASSOCIATION OF S.C.



BENNY L. WEBER

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