Armando Despaigne Zulveta

P.O. BOX 24892

Winston-Salem, NC 27114

Email: acere1296@gmail.com Phone: (864) 305-9480

June 08, 2016

David B. Marvel, Attorney at Law

Marvel Et Al, LLC

49 Calhoun Street, Suite A

Charleston, SC 29401

RE: Armando Despaigne Zulveta , Plaintiff-Appellant vs. Charter Communications, LLC, Defendant-Respondent Case No. 2015-CP-23-05171, Appellate Case No. 2016-000229, Alternative Dispute Resolution (ADR). NO ADR AGREEMENT

Dear Mr. Marvel:

This is in response to your letter date May 05, 2016 (SEE EXHIBIT "A") regarding the Notice of Alternative Dispute Resolution in which Greenville County Court of Common Pleas placed you as appointed mediator for this case.

Plaintiff-Appellant Zulveta appreciate your letter and work ressume. At the same time with regret Appellant Zulveta rejects your mediation service due to: a) Plaintiff-Appellant Zulveta Pro Se presented substantive evidences indicating that South Carolina Judicial System has allowed Defendant Charter Communications LLC and their attorney Gallivan, White and Boyd, P.A., to take command over its courtroom (See Greenville County Court of Common Pleas Civil Case No. 2015-CP-23-05171 in which its Roster has been tampered by Steve Lopez Non-Jury Coordinator and Shawn at said court above along with disappearance of a party to the proceedings' motions, deprivation of hearing requested to Judge Garrison Hill, judicial ambush against Plaintiff Zulveta by judge Hill in behalf of said firm and therefore, defraudation of taxpayers and Plaintiff-Appellant Zulveta's money in behalf of Charter Communications LLC and their attorney Gallivan

** INBOUND NOTIFICATION : FAX RECEIVED SUCCESSFULLY **

TIME RECEIVED June 7, 2016 at 9:14:35 PM EDT | REMOTE CSID | DURATION 189 | PAGES 8 | STATUS Received

06/07/2016 21:14 FAX 001

White and Boyd, b) Gallivan, White and Boyd, P.A., is a law firm that can not be trusted conducting business since their recommendation of you Sir to Plaintiff-Appellant Zulveta is suspicious (SEE federal civil actions No.: 15-2561, Armando Despaigne Zulveta Plaintiff-Appellant vs. State Automobile Mutual Insurance Co., Case No.: 6:15-2880-HMH-KFM) in which as usual said law firm above engage in a culture of default, inattention to court business because SC Judicial Department gave them a license to do so against a Pro See. In addition, Charter and their attorney Gallivan White and Boyd, with impunity they engage in permissible and unlawful acts inside of SC courtrooms in behalf of my employer's and his insurance carrier State Auto who along with South Carolina Workers Compensation Chairman T. Scott Beck and Commisioner Mike Campbell they have defrauded Plaintiff Zulveta of my rightful payckeck since Feb. 02, 2015 in which by substantive evidences (and more to come) it clearly appears an act of bias, prejudice, deprivation of constitutional rights, etc., and other terrible words applied defrauding Plaintiff Zulveta in behalf also of Greenville Health system in which Judge Garrison Hill was a member of a branch of its Board of Trustees Director. For personal motive he is interested on the disposal of this case so behind doors he (judge Hill) work hard for, c) until June 03, 2016 this case was on appeal therefore by appeal and default exempted from circuit court but Judge Hill for personal interest and in behalf of Greenville Health System which in January 25, 2016 hearing he should recuse himself after learning GHS is a defendant in a federal civil case above against Steadman Hawkins of the Carolina (Greenville Hospital System) in which he was in its Board of Director and Gallivan White and Boyd as usual is involved in fraud while said judge Hill wanting to dispose this case, d) seeking disposal of this case judge Hill ordered Mediation, e) Your price for Mediator Mr. Marvel is of $175 per hour (See Exhibit "A" letter sent by you Sir), f) prior to the receiving of your letter Chatter's attorney Gallivan, White & Boyd, P. A. recomended you for Mediator (SEE Exhibit "B"), g) with obscure maneuvers and broken promises Charter's attorney Gallivan White and Boyd P.A. tried to lure Plaintiff into a mediation in which you Sir is the only one who would make money and meanwhile Plaintiff is defrauded again by said Judge Hill's order of Mediation (See Exhibit "C" contrary to what they have promised Plaintiff only would obtain $500 from the settlement, less than what already this civil case has cost (Unbellevable and only with Judge Hill), h) Charter's attorney Gallivan White and Boyd's in conjuction with Judge Hill as usually they tried to defraud Paintiff Zulveta (See Exhibit "D" overcharged of 250 to 300 for your service of mediator unlike your stated cost) i) all of these manuevers of judge Hill in conjuction with defendant and their attorney it has for purpose to financially bankrupt a Pro Se. Therefore, financial bankruptcy is the weapon Judge Hill and associates use as a Pro Se's Jim Crow law preventing he/she to

06/07/2016 21:14 FAX 002

participate in SC Judicial's proceedings and pursuit a civil case against corporation, insurance carrier, employer, powerful figures, etc. After bankruptcy, in behalf of Charter and their attorney Gallivan White and Boyd the Pro Se is denied his/her request to proceed in Forma Pauperis by Judge Hill, and judge Stilwell who also served at Greenville Hospital System Board of Directors so he also has his personal interest trying to dispose this case.

(SEE BELOW).

IN THE UNITED STATES COURT OF APPEALS

FOR THE FOURTH CIRCUIT

No.: 15-2561, Armando Despaigne Zulveta Plaintiff-Appellant

vs.

State Automobile Mutual Insurance Co., Steadman Hawkins Clinic of the Carolinas, Tim Case, Wilson Jones Carter & Baxley, PA, Philpot Law Firm, P.A., TC Unlimited, Inc., Curtis Elliot, Robert P. Restrepo, Jr., Stephen R. Bruner, Irvin H. Philpot, III, and Wesley J. Shull, Defendants-Appellees, Case No.: 6:15-2880-HMH-KFM

a) State Automobile Mutual Insurance Co., insured carrier for which SC workers Compensation Chairman and Commissioner Beck they conduct fraudulent hearings so they can defraud SC injured workers of their rightful worker benfits in behalf of said carrier insurance above, b) Steadman Hawkins Clinic of the Carolinas (Greenville Hospital System) which Dr. Elliot and Baumgarten work for and tamper with SC injured workers's medical records having Chairman Beck and Commissioner Campbell great deal of support in this fraudulent scheme in behalf of all defendants mentioned above in civil case, c) TC Unlimited Inc., owned by Tim Case, a landscape company that labor force is composed by 99.99 of illegal immigrants that Tim Case uses for the purpose of unlawfully enriching himself while in the process take jobs from American people and devalue the Job market while pay illegal imigrants well below of what the job performed requires, avoid pay taxes, work in deplorable and hazzard condition causes of my accident, also in retaliation fired after filed a claim with SC Workers Compensation (illegal immigrants get fired after the accident which is common while working for TC Unlimited Inc., of course that company pay no tax to Uncle Sam, etc. d) Attorney Wesley Shull is the attorney for employer and his insurance carrier. He directly

06/07/2016 21:15 FAX 003

do obscure and unlawful maneuvers with South Carolina Workers Compensation defrauding injured workers with their rightful beneffits. South Carolina Workers Compensation Title 42 and 67 at the Commissioner hearing are used by those as the South Carolina Workers Compensation's injured workers' Jim Crow Law.

Thank you for your time. Sincerely;

06/08/2016

Armando Despaigne Zulveta

CERTIFICATE OF SERVICE

This is to certify that a true copy of Appellant-Plaintiffr Zulveta NO ADR AGREEMENT is served upon Charter's Attorney MICHELLE D. YARBROUGH at: (864) 271-7502.

On this date of June 08, 2016

06/08/2016

Armando Despaigne Zulveta

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Winston-Salem, NC 27114

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06/07/2016 21:15 FAX 004

EXHIBIT "6"

Gallivan, White & Boyd, P.A.

On Mon, Apr 25, 2016 at 6:07 PM, Michelle Yarbrough <myarbrough@gwblawfirm.com> wrote:

Armando,

Mediation is a way to determine if the parties can reach a settlement agreement. Sometimes the parties are not able to reach an agreement. If you intend to demand anywhere near $65K or $75K, we will not be able to reach a settlement agreement. If you want to settle for somewhere in the range of $500, we should be able to reach an agreement. I will call Mr. Marvel tomorrow to ask about May 5, 20, and 25 as possible mediation dates. It is my understanding that this mediation will take place via telephone since Mr. Marvel works in Charleston, SC. You will be responsible for ½ of the mediation fees and I will be responsible for the other ½ of the fees.

Thank you,

Michelle Yarbrough

Michelle DeLuca Yarbrough

Partner myarbrough@GWBlawfirm.com

Gallivan, White & Boyd P.A.

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06/07/2016 21:16 FAX 005

EXHIBIT "D"

Gallivan, White & Boyd, P.A.

On Wed, Apr 13, 2016 at 4:51 PM, Michelle Yarbrough <myarbrough@gwblawfirm.com> wrote:

Armando,

Mediation is mandatory in this case and must be done by July 12th. Mediators usually charge $250 to $300 per hour and their fee will be split between us. I am happy to consider any qualified mediators that you recommend. Please let me know when you want to mediate and which mediators you recommend so that we can get the mediation set.

Thank you,

Michelle Yarbrough

Michelle DeLuca Yarbrough

Partner

myarbrough@GWBlawfirm.com

Gallivan, White & Boyd P.A.

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vCard | BioURL | Website

This message is from the law firm Gallivan, White & Boyd, PA and may be a confidential and privileged legal communication to the named recipient(s). If you receive this message in error or are not the named recipient(s), please notify the sender and delete this email. Thank you.

EXHIBIT "B"

Gallivan, White & Boyd, P.A.

Michelle Yarbrough <myarbrough@gwblawfirm.com>

Apr 24 (2 days ago)

to me

Armando,

We can either use a mediator of your choosing or we can use one of the two mediators listed on the mediation notice. Because the mediators or the mediation notice are out of town, it may be possible to do the mediation by phone. Please let me know who you want to use. You may want to consider a bilingual mediator so you do not have to bring an interpreter. Please let me know your choice of mediator and we will get it set up at a time convenient to everyone.

Thank you,

Michelle

Michelle DeLuca Yarbrough

Partner

myarbrough@GWBlawfirm.com

Gallivan, White & Boyd P.A.

Office 55 Beattie Place | Suite 1200 | Greenville SC 29601

864 271 5349 Direct | 864 271 9580 Main | 864 271 7502 Fax

EXHIBIT "A"

DAVID B. MARVEL

Attorney at Law • Proctor in Admiralty
Certified Civil and Federal Court Mediator
Admitted to Practice in South Carolina and Georgia

www.marvel.lawyer

May 5, 2016

Michelle Deluca Yarbrough
P.O. Box 10589
Greenville, SC 29603-0589

Armando Despaigne Zulveta
P.O. Box 24892
Winston Salem, NC 27114

Re: Armando Despaigne Zulveta vs. Charter Communications Inc
Case No. 2015-CP-23-05171

Dear Ms. Yarbrough and Mr. Zulveta,

I hope this letter finds you all well. I have received notice from the Greenville County Court of Common Pleas that I have been appointed to serve as an alternate mediator in this case.

While you are always free to select another mediator, I would be pleased to serve in this matter. Pursuant to Rule 9(b), SCADR, appointed mediators may charge no more than $175 per hour, which is split between the parties. Noting that the Plaintiff appears to be *pro se*, I would be willing to discuss a lower fee or a flat fee if circumstances make that appropriate.

I have enclosed my C.V. for your review. Over fifteen years of practice, I have appeared in nearly every forum where one can file a claim in South Carolina, representing a wide variety of clients. I am hopeful that I can assist with the resolution of your case.

Please call me at your convenience to discuss the scheduling of mediation. My office is in Charleston, but I would be happy to schedule a convenient location in Greenville County. I look forward to hearing from you soon. With best regards, I remain

Sincerely,

David B. Marvel

/DBM
Enclosure