

AFFIDAVIT OF SERVICE

State of South Carolina

County of Horry

Magistrate Court

Case Number: 2025-CV-26-1090095

Plaintiff:
John Paul Miller

vs.

Defendant:
Tracy Ann Hermes

For:
John Paul Miller
4869 Hwy 17 Bypass
Myrtle Beach, SC 29577

MYRTLE BEACH
MAGISTRATES OFFICE
2025 JAN 27 AM 11:47
DISTRICT #6

Received by VPS Solutions, LLC to be served on Tracy Ann Hermes, [REDACTED] Myrtle Beach, SC 29579.

I, Anthony Marlowe, being duly sworn, depose and say that on the 16th day of January, 2025 at 8:30 am, I:

SUBSTITUTE served by delivering a true copy of the **Summons and Complaint, Affidavit and Itemization of Accounts, Instructions for Defendant, Form Answer** with the date and hour of service endorsed thereon by me, to: [REDACTED] as **Co Resident** at the address of: [REDACTED] Myrtle Beach, SC 29579, the within named person's usual place of **Abode**, who resides therein, who is fifteen (15) years of age or older and informed said person of the contents therein, in compliance with state statutes.

Military Status: The person served with said documents refused to state whether or not the Defendant is in the Military Service of the United States of America.

Marital Status: Based upon inquiry of party served, they refused to state whether or not the Defendant is married.

I certify that I am over the age of 18, have no interest in the above action, and am in good standing, in the judicial circuit in which the process was served.



Anthony Marlowe
Process Server

VPS Solutions, LLC
1318 N Main St #1445
Summerville, SC 29483
(843) 817-3886

Our Job Serial Number: VPL-2025000089

Subscribed and Sworn to before me on the 16th day of January, 2025 by the affiant who is personally known to me.


NOTARY PUBLIC

STATE OF SOUTH CAROLINA)
)
COUNTY OF HORRY)
)
)
)
)

2025CV261090095
CIVIL CASE NUMBER

IN THE MAGISTRATE'S COURT

SUMMONS

John Paul Miller
4869 hwy 17 bypass
Myrtle Beach, SC 29577

PLAINTIFF(S)

Vs

Tracy Ann Hermes
[REDACTED]
Myrtle Beach, SC 29579-7030
DEFENDANT(S)

TO THE DEFENDANT(S) NAMED ABOVE:

YOU ARE SUMMONED and required to answer the allegations of the attached complaint and present any appropriate counterclaims/crossclaims to the attached Complaint within THIRTY days from the first day after receipt of this summons. Your Answer must be received by the:

Myrtle Beach Magistrate Court
1201 21st Avenue North
Myrtle Beach, SC 29577
Phone: (843) 915-5293
Fax: (843) 444-6131

If you fail to answer within the prescribed time, a judgment by default may be rendered against you for the amount or other remedy requested in the attached complaint, plus interest and costs. **If you desire a jury trial, you must request one in writing at least five (5) working days prior to the date set for trial.** If no jury trial is timely requested, the matter will be heard and decided by the Judge.

Given under my hand:

JUDGE

READ ATTACHED INSTRUCTIONS CAREFULLY

January 10, 2025

2025 01/16/090095

CIVIL CASE NUMBER

STATE OF SOUTH CAROLINA)
)
 COUNTY OF HORRY)
)
JOHN PAUL MILLER)
 _____)
 PLAINTIFF)
 _____)
 STREET ADDRESS)
 _____)
 CITY, STATE ZIP)
 _____)
 TELEPHONE)

VS.)

TRACY HERMES)
 _____)
 DEFENDANT(S))
 _____)
 STREET ADDRESS)
Myrtle Beach, SC 29579,)
 _____)
 CITY, STATE ZIP)
 _____)
 TELEPHONE)

IN THE MAGISTRATE'S COURT

COMPLAINT

I, John Paul Miller, the plaintiff in this civil action do make the following claims:

1. I believe the defendant, TRACY HERMES, is a resident of Horry County, and resides at _____ Myrtle Beach, SC 29579 which is within Judge Arakas's magisterial jurisdiction or this Complaint is properly filed in Horry County.

2. I make this complaint on the following:

See Attached Facts and Causes of Action (Attach supplement if necessary)

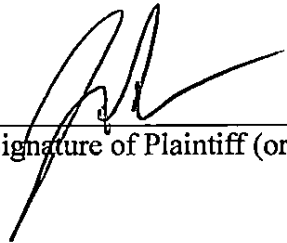
3. I believe, because of the above information, that I am entitled to and do request a judgment for \$7,500.00 and/or other relief as below requested:

Damages not to exceed Seven Thousand Five Hundred

including any costs resulting in this action.

I state under penalty of perjury that the above is correct and truthful, except those based on my information and belief.

Dated: January 10, 2025



 Signature of Plaintiff (or his attorney)

SUPPLEMENT TO PLAINTIFF'S COMPLAINT

FACTS COMMON TO ALL COUNTS

1. Defendant has posted false and defamatory videos or comments about Plaintiff on social media causing Plaintiff severe emotional distress and public humiliation.
2. Defendant does not know Plaintiff but has decided that Plaintiff murdered his late wife.
3. Defendant posted a comment on Facebook wherein she stated that "JP Miller killed Mica," who is the Plaintiff's late wife.
4. Defendant's conduct and post were intended to harm Plaintiff.
5. Defendant's dissemination of false information has interfered with Plaintiff's ability to live his life without interference from Defendant or others who are influenced by Defendant's words.
6. Defendant's actions have created a dangerous environment for Plaintiff, placing him in fear for his safety and the safety of others.
7. Nothing being posted or stated about Plaintiff by Defendant is newsworthy or in the public interest.

AS AND FOR A FIRST CAUSE OF ACTION (Defamation)

8. Plaintiff incorporates by reference all preceding paragraphs as if fully set forth herein.
9. Defendant made false and defamatory statements concerning Plaintiff, specifically: Defendant posted a comment that Plaintiff killed his late wife.
10. Defendant published these statements to third parties by posting the comment on Facebook.

11. The statement was false when made, and Defendant knew or should have known they were false, or were made with reckless disregard for the truth.

12. The statements were defamatory per se in that they imputed to Plaintiff the commission of a crime.

13. Plaintiff is entitled to damages against Defendant in an amount not to exceed \$7,500 for this case.

COURTESY OF
LUNA SHARK MEDIA

2025 CV 261090095

CIVIL CASE NUMBER

STATE OF SOUTH CAROLINA)
)
 COUNTY OF HORRY)
)
 JOHN PAUL MILLER)
)
 PLAINTIFF(S))
)
 VS.)
)
 TRACY HERMES)
)
 DEFENDANT(S).)

IN THE MAGISTRATE'S COURT

AFFIDAVIT AND ITEMIZATION OF ACCOUNTS

Plaintiff, JOHN PAUL MILLER, personally appearing before me, who, being duly sworn, states that he is the plaintiff in this action, and that the itemization of accounts which follows is true and correct.

He further states that no part of the sum included in the itemization below has been paid or satisfied in any fashion, and is today due and owed to him.

ITEMIZATION OF ACCOUNTS

LOSS OF INCOME	\$7500
	\$
	\$
	\$
	\$
TOTAL	<u>\$7,500.00</u>

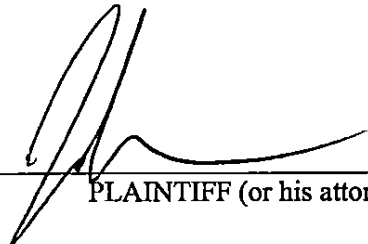
(Copies of bills, papers or other proof of any of the above accounts should be attached to this document.)

Sworn to and Subscribed before me
this 10th day of January, 2025.

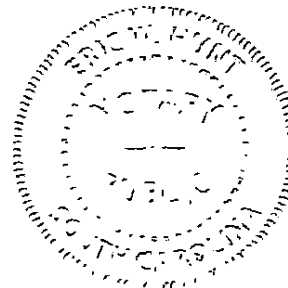

Magistrate or Notary Public for South Carolina

My Commission expires 10-13-2030

ERIC W. HUNT
 Notary Public, State of South Carolina
 My Commission Expires
 OCTOBER 13, 2030



PLAINTIFF (or his attorney)



HORRY COUNTY
MYRTLE BEACH SUMMARY COURT

CASE INFORMATION SHEET

CIVIL LAWSUIT

DATE FILED: 1-10-25

PLAINTIFF (YOU)

NAME/ADDRESS: John-Paul Miller HOME PHONE: _____
4869 Highway 17 bypass EMPLOYER: _____
MB SC 29577 FAX#: _____
WORK PHONE: _____
ATTORNEY: _____ CELL PHONE: _____

DEFENDANT (THEM)

NAME/ADDRESS Tracy Hermes HOME PHONE: _____
[REDACTED] EMPLOYER: _____
MB SC 29579 FAX #: _____
WORK PHONE: _____
ATTORNEY: _____ CELL PHONE: _____

Amount of Suit: \$ 7500⁰⁰
(Maximum \$7500)

*** RETURN THIS AND ALL ATTACHED FORMS TO THE CIVIL CLERK ***

Myrtle Beach Magistrate
1201 21st Avenue North
Myrtle Beach, SC 29577
843-915-5293