

Exhibits - A-F

2021-CP-21-1711
"Explanation"

Sic code ann,
27-2-30, 4-3-260
and 4-3-170.

"CONVICTION IN VIOLATION OF LAW OF THIS STATE, MY S.C. & U.S. CONSTITUTIONS"

MALICIOUS PROSECUTION, INEFFECTIVE COUNSEL, INVALID PLEA, CONVICTION & SENTENCE

James E. Hutchinson

IN THE South Carolina Supreme COURT

INVALID CONVICTION CASE NO. 1989 -GS-21- 927

V. State of South Carolina POST-CONVICTION CASE NO. 2021 -CP-21- 1711

**"PETITIONER HUTCHINSON REQUESTS THE HONORABLE COURT
ALLOW HIS SUBMITTED PRO SE ARGUMENTS BE HELD TO A LESS STRINGENT
STANDARD IN PRESENTING ISSUES & CLAIMS OF CONSTITUTIONAL VIOLATIONS.**

"HAINES V. KERNER 92SCT.594(1972), GORDON V. LEEKE 574F2D.1147(4TH CIR.1978)"

RECEIVED

THE NATURE OF THE CHARGE THAT UNDERLINES THE NEED FOR COUNSEL. IN A TRIAL OF THIS KIND OF
LABYRINTH OF THE LAW IS, OR MAY BE TOO INTRICATE FOR THE LAYMAN TO MASTER.

JUN 14 2022

"THOMPkins V. MISSOURI 65SCT.370(1945)"

VALIDITY OF ANY PRIOR CONVICTIONS USED TO BRING MULTIPLE-OFFENDER CHARGE INTO PLAY MAY BE
QUESTIONED. I HAVE BEEN UNCONSTITUTIONALLY CONVICTED AND IMPRISONED AS A BURGLAR...

"WILLIAMS V. KAISER 65SCT.363(1945)" "JACKSON V. VIRGINIA 99SCT.2781(1979)"

FAILURE TO RAISE INEFFECTIVE ASSISTANCE OF COUNSEL CLAIM ON DIRECT APPEAL DOES NOT BAR CLAIM
FROM BEING BROUGHT IN A LATER APPROPRIATE COLLATERAL PROCEEDING.

"MASSRO V. U.S. 123SCT.1690(2003)" "PARKE V. RALEY 113 SCT.517(1993)"

INEFFECTIVE ASSISTANCE OF COUNSEL WILL EXCUSE A WAIVER UNDER THE [PCRA], AS LONG AS THE APPELLANT
HAD A CONSTITUTIONAL RIGHT TO COUNSEL IN STATE PROCEEDINGS WHERE COUNSEL'S INEFFECTIVENESS
RESULTED IN A WAIVER OF CLAIMS.

"CHRISTY V. PENNSYLVANIA 116SCT.194(1995)"

I WOULD NOT HAVE PLEAD GUILTY WITHOUT THE COUNSEL & PROSECUTOR'S ILLUSORY THREATS.

**"ALEXANDER V. STATE 402SE2D.484(1991)", "HAMMOND V. U.S. 528F2D.15(4TH CIR.1975)", "GIL V.
TURNER 443F2D.1064(10TH CIR.1971)", "TURNER V. LASSITER 91SCT.47(1970)" &**

"SMITH V. STATE 631SE2D.260(2006)"

I DID NOT KNOW AND WAS NEVER TOLD THAT I BELONGED TO A CERTAIN CLASS OF FELONS OR THAT I HAD
THE BURDEN OF PROOF TO SHOW PRIOR ARE INVALID IN ORDER TO PREVENT THE STATE FROM USING PRIOR
CONVICTIONS FOR ENHANCEMENT PURPOSES.

"STATE V. PAYNE 504SE2D.335(1998), GREER V. UNITED STATES 141SCT.2090(2021)"

COUNSEL'S IGNORANCE ON CRITICAL ASPECTS & POINTS OF LAW WAS FUNDAMENTAL TO MY CASE.

"CARTHORNE V. U.S. 134SCT.1326(2014), U.S. V. CARTHORNE 878F3D.458(4TH CIR.2017)"

ERROR HAS BEEN DEEMED "STRUCTURAL" WHEN ERROR RESULTS IN A FUNDAMENTAL UNFAIRNESS.

"U.S. V. CRONIC 104SCT.2039(1984)"

BUT FOR COUNSEL ERRORS & ERRONEOUS ADVICE, I WOULD NOT HAVE PLEAD GUILTY & INSISTED ON A TRIAL.

"STRICKLAND V. WASHINGTON 104SCT.2052(1984), HILL V. LOCKHART 106SCT.366(1985)"

"MOUNTS V. BOLES 83SCT.298(1962), STATE V. EX REL BOLES 126SE2D.393(1962)"

"VOL.13. A PRECEPT OR WARNING "SYNONYMS LISTED: "COUNSEL, ADVICE, WARNING, ADMONITION."

HUTCHINSON SHOULD HAVE BEEN TOLD OF RIGHT TO CHALLENGE PRIOR CONVICTIONS BEFORE SENTENCING...

'STATE SMITH 531SE2D.294(2008), SMITH V. U.S. 304A2D.28(D.O.C.1973), SMITH V. U.S. 94.SCT.846(1973)'

"STATE RULINGS SHOULD NOT BE CONTRARY TO SUPREME COURT PRECEDENT"

"PROVISIONS ARE CONSTRUED AND APPLIED BY THE SUPREME COURT OF THE UNITED STATES"

"WILLIAMS V. TAYLOR 120SCT.1495(2000)"

RESPECTFULLY SUBMITTED ON THIS _____ DAY OF _____

JAMES EDGAR HUTCHINSON #258003

2022 *James E. Hutchinson*

Nonhearsay Evidence

"2021-CP-21-1711 Explanation"

Exhibit-ABCDEF
pages-1-7
maps
H

"AFFIDAVIT OF MERITS"

James Edgar Hutchinson

AFFIDAVIT OF MERIT

v.

"JUDICIAL NOTICE"
IN THE COURT OF COMMON PLEAS

State of South Carolina

COUNTY OF FLORENCE

2021-CP-21-1711

CASE NO

EVIDENCE RELATED TO CASE NO. 1989-GS-21-927. INVALID CONVICTION OBTAINED IN VIOLATION THE S.C. AND U.S. CONSTITUTIONS, THAT IS STILL CAUSING PREJUDICE AND PERSISTENT LINGERING EFFECTS, USED FOR ENHANCEMENT PURPOSES DETERRING PAROLE, WORK-RELEASE, CUSTODY-LEVEL, GOVERNMENT ASSISTANCE, & LEGAL ELIGIBLE GOV. PRIVILEGES AT TIME OF LIBERTY...

"JUDICIAL NOTICE"

"RULE 201. JUDICIAL NOTICE OF ADJUDICATIVE FACTS"

"RULE 902. SELF-AUTHENTICATION"

SCRE-201. (A.) SCOPE OF RULE. (B.) KINDS OF FACTS. (C.) WHEN DISCRETIONARY. (D.) WHEN MANDATORY. (E.) OPPORTUNITY TO BE HEARD. (F.) TIME OF TAKING NOTICE. (G.) INSTRUCTING JURY. SCRE-902. (1.) DOMESTIC PUBLIC DOCUMENTS UNDER SEAL. (2.) DOMESTIC PUBLIC DOCUMENTS NOT UNDER SEAL. (3.) FOREIGN PUBLIC DOCUMENTS. (4.) CERTIFIED COPIES OF PUBLIC RECORD. (5.) OFFICIAL PUBLICATIONS. (6.) NEWSPAPERS AND PERIODICALS. (7.) TRADE INSCRIPTIONS AND THE LIKE. (8.) ACKNOWLEDGED DOCUMENTS. (9.) COMMERCIAL PAPER AND RELATED DOCUMENTS. (10.) PRESUMPTIONS UNDER STATUTE.

See S.C. Code Ann. 27-2-30

S.C. Coordinate System

S.C.R.E. EVIDENCE RULE 201. JUDICIAL NOTICE. S.C.R.E. EVIDENCE RULE 902. AUTHENTICATED EVIDENCE FACTS TO PROVE MAY BE AIDED BY JUDICIAL NOTICE OF GEOGRAPHICAL FACTS, MATTERS OF COMMON KNOWLEDGE, MAPS IN COMMON USE, DEFECTS AND INELIGIBLE PRIOR CONVICTION ADJUDICATIONS... COURTS TAKE JUDICIAL NOTICE OF SUBJECTS AND FACTS PROVED AND MAY AIDED BY MATTERS OF COMMON KNOWLEDGE... JUDICIAL NOTICE OF GEOGRAPHICAL FACTS, OR MAPS IN COMMON USE... STATE V. ODOM 772SE2D.149(2015), WILLIAMS V. COMM. 771SE2D.675(2015), McCLAIN V. COMM. 55S.E.49(1949), WEST V. COMM. 109S.E.82(1921), U.S. V. WILKINSON 444FED.APPX.710(2001)...

SEE ATTACHED EXHIBITS' A THROUGH F. JUDICIAL NOTICE OF AUTHENTICATED EVIDENCE...

RESPECTFULLY SUBMITTED ON THIS ^{31st} May DAY OF 2022 James E. Hutchinson

JAMES EDGAR HUTCHINSON #258003LEE, C.I. F6A-1125 990. WISACKY HWY. BISHOPVILLE, S.C. 29010

Please see the following Evidence of Exhibits in the following pages as proof, by maps, statements from witnesses and Non hearsay Evidence in transcripts from Court to show why my prior convictions were not challenged was ago by PCR- or evidentiary hearings by being told I did not have to prove anything.

See Exhibits contained herein...

2021 CP-21-1711 "Explanation"

Rt. 8, Box-143 Florence, S.C. &
 344, R. Bar M. Ranch Rd.
 Darlington, S.C. 29532 ← same →
 Both over the same location

Rt. 8, Box-140 Florence, S.C. &
 325, R. Bar M. Ranch Rd.
 Darlington, S.C. 29532
 Both over the same location.



This Bridge on MSR Rd. crossing I-95 is the same one that a boy was charged in Darlington County for throwing a brick off of the overpass that injured a girl in his car going down the interstate. Defendant was Sydney T. Sgoff, a Darlington Jurisdiction.

See S.C. Code ann. 27-2-30
 S.C. Code ann. 4-3-26
 and S.C. Code ann. 4-3-17.

S.C. Code ann, 27-2-30, 2021-CP-21-1711
r bar m ranch rd "Explanation"

Northersun
Evidence
Page 2

The residence that
I lived at during
the 80's & 90's.

Exhibit - B

county
line

Red in Florence County



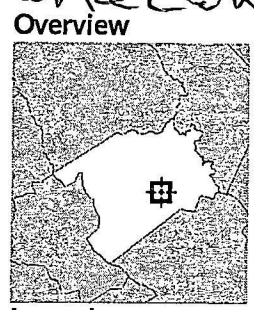
Locality of the offense, clearly
03/04/2018 in Darlington County.
S.C. Code ann, 4-3-170.

county
line

S.C. Code ann,
4-3-260,
Florence, SC



qPublic.net™ Darlington County, SC Louisiana v. Mississippi, 26 Sct. 408 (1906), Disputes in respect to a true boundary line is a controversy within original jurisdiction of Supreme Court,



Legend
□ Parcels
— Roads

S.C. Code
ann,
27-2-30,
S.C. Code
ann,
4-3-260,
&
S.C. Code
ann,
4-3-170.

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The emergence of I-95 in the middle 1900s did not create an Interstate boundary.

Exhibit - C

US, V. Coronado Beach Co, 41 Sct. 378 (192), maps were properly admitted for purpose of illustration of property, minor v. Ray 177 S.E.2d 442 (1970)

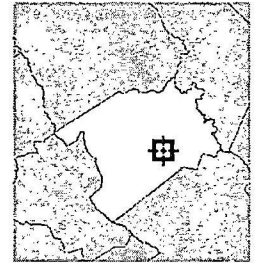
City of Cincinnati v. Dryden 694 N.E.2d 538 (1998). Hamilton county granted a motion to dismiss for lack of jurisdiction for offense occurring on bridge.



The Road has since been paved to the point where it meets Vivian Ln. and William Ln. by Florence Public Works



Overview



Legend

- Parcels
- Roads

S.C. Code
ann,

27-2-30

S.C. Code
ann,

4-3-260

S.C. Code
ann,

4-3-170

Date created: 4/21/2021
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Darlington County still maintains the other side of county line with Motorgrader's by Darlington Public Works.

Exhibit

1A

Florence County can't assert dominion or any acquiescence over this land by an inaction on Darlington County's part,

Georgia V. S.C.,
110 Sct 2903



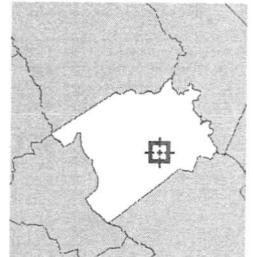
Darlington County, SC

In this vicinity is a Trucking Company called ABF. It used to be called Thurston Trucking in 1980-1990's.

Road to Jimmy Turner's house



Overview



Legend

- Parcels
- Roads

S.C. Code ann. 27-2-30

S.C. Code ann. 4-3-260

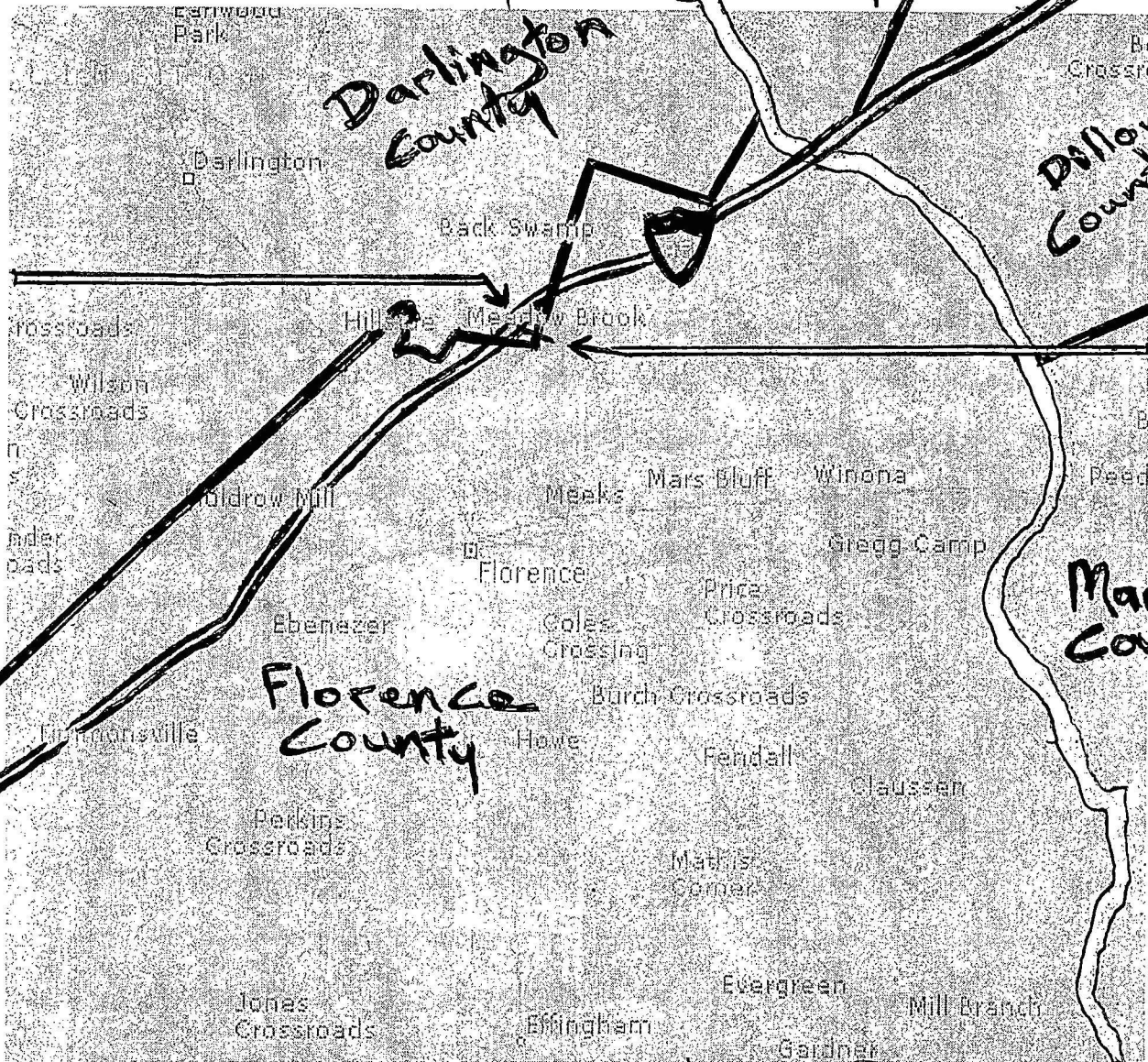
S.C. Code 4-3-170

This Jimmy Turner lived on same Frontage Rd. He and two others got caught for Burglary of the Trucking company and were charged in Darlington County.

Exhibit - [Redacted]

He is the same one that got me in trouble in the 1995 case where the checks were panned off and the charges were dropped. Because his girlfriend Katina Adams told the law about the checks being cashed at Brendle's.

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Last Data Uploaded: 4/21/2021 11:06:26 AM
Developed by Schneider GEOSPATIAL



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S.C. Code ann. 27-2-30.

See S.C. Code ann. 4-3-260,
and S.C. Code ann. 4-3-170.

Florence County,
Darlington County.

as for proof of venue, judicial notice may be taken of matters which are either so commonly known within the community to be undisputed among reasonable men or which are capable of certain verification through recourse of reliable authority, United State v. Mendell 92 Sct. 535 (1971). There is no dispute that the land is not in Darlington County and Florence County has no proof that it has ever acquired sovereignty over these plats of land.

a county line between states or provinces, as between private persons, which has been run out, located and marked upon the earth and recognized & acquired by the parties for a long course of years is conclusive as to the true and ancient boundary, see Georgia v. S.C. 110 Sct. 2903 (1990), citing Comm. v. Tennessee 13 Sct. 724 (1893)