

Jenany A. Kitchens/ Clerk

P.O. Box 11629

Columbia, S.C. 29211

January 20, 2023

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JAN 27 2023

Mrs. Kitchens,

SC Court of Appeals

please file these with the Court and forward to the appropriate office I am more than able to help my case. S.C. Code of law § 40-5-10 to 40-5-80 allows any citizen to defend own cause, and is not limited to one type of aid or Council (hence the Second Chair) I ask as before to be named Co-Council to my own defense the Greenville office of Public defenders have over hundreds of case per person, and cannot devote the required amount of time to investigate a case, so I am asking in my own defence "not Pro-se", but as Co pro-se Council, and I have that right legally according to S.C. Const. ART V § 4, we recognize the validity of the principle found and any person may represent another and aid in self. Before any tribunal if: (1) tribunal approves. (2) the representative is not compensated by a monetary gain. please add me as Co-Council to my own defense. I have that right

Thank you.

James Tyler #999

26 Mcgee St.

Greenville, S.C. 29601

1-20-23

Tyler.

a Crime, (Defendant is innocent until proven guilty) in a Court of law inacting both substantive and procedural law. I have been sentenced to 120 days by a general sessions Court, I completed that sentence in April of 2021, the "double jeopardy" clause prohibits me from being sentenced again. I've continually asked to be appointed Co-Council of record to help prepare my defense, my case has had no in-depth study. This public defenders office is so overwhelmed with cases that no attorney can devote his or herself to fully work out a case, I ask for a bond hearing as my last one by Judge Alex Kinlaw was unlawfully done ~~obtained~~, I have the right to have that overturned due to his unethical, biased decision I have the transcripts to prove it, I have written everyone I know, and I can't get fair lawful treatment, and this Appellate plea for judgment in my favor is respectfully submitted.

P.S.\* This may not be a professional letter. But it does cover the lack of due process, I was even indicted without the Grand Jury convened. (at least there is no proof - no signature by for person, and no date.)

I have not been officially true Bill indicted and it's been over 32 months since this case began, and I have been in jail now for 20 months now. J. Tyler

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Dear Sir's,

SC Court of Appeals

Under the fourteenth amendment, and due to selective incorporation, I have the right, or rights afforded me by the I<sup>st</sup> amendment "Redress of Grievance" and also amendment V "Due process right" the VI amendment "assistance of Counsel" and the X amendment reserves the powers to the state," and my right to aid in the development of my defense of my case, should allow me to file motions that help my defense. if I am allowed to file a "section 1983" form and conduct a civil, or federal law suits. then by the same right I have to file the "1983 Section". I should be allowed to file any motion and it be observed by the jurisdiction it was under at the time. I have filed many motions only to have them sent to my public defender. He does not have the time to address my motions and all of my work and study goes right down the drain, I have not seen my atty in 7 months. I have had only 3 meetings total and each meeting totted less than 2 1/2 hours in a matter of 3 YEARS. I want to be named co-counsel to my own defense so I can have Due process of law. I am being denied that Right (V amendment) please consider this a writ for you to order the lower court to grant me Bond (Hearing) without surety.

James Tyler # 999  
20 McGehee St.  
Greenville, S.C. 29601

## Court News ...

## The Supreme Court of South Carolina

DONALD W. BEATTY  
CHIEF JUSTICEPOST OFFICE BOX 3543  
SPARTANBURG, SOUTH CAROLINA 29304-3543

## MEMORANDUM

TO: Magistrates, Municipal Judges, and Summary Court Staff

FROM: Chief Justice Beatty

RE: Coronavirus

DATE: March 16, 2020

As the number of coronavirus cases has increased in South Carolina, and a state of emergency has been declared, the South Carolina Judicial Branch continues to consider all aspects of court operations.

As the situation continues to develop, we will provide further information and direction if and when circumstances so warrant. In the meantime, please review the following directives for your courts.

- All jury trials are postponed. Non-jury trials and other hearings may continue to be held, but only attorneys, their clients, and necessary witnesses will be allowed to appear.
- All roll calls and any other large gatherings such as traffic court are cancelled until further notice.
- If you deem it necessary to curtail operations beyond the scope of this memorandum,
  - courthouses should remain available for the following critical functions:
    - Acceptance of filings and payments (including bonds)
    - Emergency hearings (including, but not limited to: restraining orders, orders of protection, bond revocation/modification, and vacating of bench warrants)
    - Transmission of necessary information to SLED and/or NCIC
    - Compliance with the Financial Accounting Order
  - Any person charged with a non-capital crime shall be ordered released pending trial on his own recognizance without surety, unless an unreasonable danger to the community will result or the accused is an extreme flight risk.
  - Bench warrants for failure to appear shall not be issued at this time.
    - At a minimum, bond hearings should be held at least once per day.
      - The court shall continue to conduct probable cause determinations if a defendant is arrested and incarcerated on a Uniform Traffic Ticket.
      - The bond court shall continue to unseal bench warrants, or inform defendants of right to counsel and new court dates, and vacate bench warrants.
      - Victim's rights must be upheld. A victim advocate/notifier must be available for bond hearings.
      - If a defendant has been in jail as a pre-trial detainee for the maximum possible sentence, the court shall convert the bond to a personal recognizance bond and release the defendant.
  - Court dates may be rescheduled as is necessary and prudent.
  - To the extent possible and circumstances warrant, hearings that can be held by video may be held remotely. Telephonic hearings may be held remotely as a last resort.
  - Counties/municipalities with orders in place whereby the Chief Magistrate may appoint magistrates to serve as municipal judges should do so as necessary if the current municipal judge(s) becomes unable to hold court.
  - If a magistrate's court temporarily closes, there should be adequate signs posted directing persons to the nearest other magistrate's court(s) within the county where filings and payments may be

tendered. The court should include this information on its voicemail and website/social media if possible.

- The courts must maintain a 24-hour judge on-call schedule and provide it to jails and law enforcement. Amend the schedule as necessary.

The SCJB's Crisis Management Team will continue to monitor this situation and provide further information as received. We remain committed to the safety of the state court system and to the public. Thank you for your assistance in implementing these measures.

James Tyler # 999  
20 Mcgee st  
Greenville, S.C. - 29607

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