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SC Court of Appeals

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IN RE: SEEKING APPLICATION TO INDIVIDUAL JUSTICES, TO CHIEF JUSTICE ROBERTS, SEEKING LEAVE TO USE AND FILE THIS APPLICATION TO INDIVIDUAL JUSTICES AS A "SUPPLEMENT" TO THE PENDING MOTION(S) FOR REHEARING UNDER CASES 22-5805 AND 21-8066 DUE TO NEW UNITED STATES SUPREME COURT RULING THAT WAS NOT AVAILABLE AT THE TIME THE INITIAL PETITIONS SEEKING WRIT OF CERTIORARI AND MOTIONS FOR REHEARING WERE FILED WITHIN BOTH CASES 22-5805 AND 21-8066.

TO: THE HONORABLE UNITED STATES SUPREME COURT CHIEF JUSTICE, JUSTICE ROBERTS,

SIR, THE PETITIONERS WITHIN THE CASES CAPTIONED ABOVE RESPECTFULLY SEEK TO FILE APPLICATION TO INDIVIDUAL JUSTICES SEEKING TO ADD THIS APPLICATION TO THE U.S. SUPREME COURT RECORD WITHIN BOTH CASES CAPTIONED AS A SUPPLEMENT TO SEEKING REHEARING IN BOTH CASES 22-5805 AND 21-8066 DUE TO RECENT UNITED STATES SUPREME COURT HOLDINGS THAT DIRECTLY IMPACT AND OR BEAR ON

ESSENTIAL ISSUES AND OR CLAIMS THAT ARE ARGUED WITHIN THE PETITIONS SEEKING WRIT OF CERTIORARI AS IT PERTAINS TO THE ISSUE OF SUBJECT MATTER JURISDICTION, AND WHETHER THERE ARE TWO PRONGS AND OR ELEMENTS TO SUBJECT MATTER JURISDICTION THAT VOIDS THE COURTS JURISDICTION UNDER EITHER PRONG AND OR ELEMENT TO SUBJECT MATTER JURISDICTION, EVEN IN CRIMINAL CASES.

THE UNITED STATES SUPREME COURT ADJUDICATED ON MARCH 6, 2023, WHICH RULING WAS NOT AVAILABLE AT THE TIME THE INITIAL PETITIONS SEEKING WRIT OF CERTIORARI OR MOTIONS FOR REHEARING WERE FILED UNDER THE CASE OF CITY OF OCALA, FLORIDA v. ROJAS, 598---U.S.---, 2023 WL 2357328 (U.S.2023) THE FOLLOWING:

"IT THUS MAKES NO DIFFERENCE THAT THE COURT BELOW REMANDED BASED ON KENNEDY, AND IT MAY MAKE NO DIFFERENCE IF THE DISTRICT COURT HOLDS FOR PETITIONER ON THE MERITS. COURTS HAVE NO CONSTITUTIONAL AUTHORITY TO PASS ON THE MERITS (WHICH INCLUDE ANY MOTION FOR SUMMARY JUDGMENT AS THE SOUTH CAROLINA STATE COURTS AND S.C. DISTRICT COURT DID) OF A CASE BEYOND THEIR JURISDICTION---"TO DO SO IS, BY VERY DEFINITION, FOR THE COURTS TO ACT ULTRA VIRES", 523 U.S. AT 102, 118 S.Ct. 1003. "MUCH MORE THAN LEGAL NICETIES ARE AT STAKE HERE. THE STATUTORY AND (ESPECIALLY) CONSTITUTIONAL ELEMENTS (PRONGS) OF JURISDICTION (SUBJECT MATTER JURISDICTION) ARE AN ESSENTIAL INGREDIENT OF SEPARATION AND EQUILIBRATION OF POWERS, RESTRAINING THE COURTS FROM ACTING AT CERTAIN TIMES, AND EVEN RESTRAINING THEM FROM ACTING PERMANENTLY REGARDING CERTAIN SUBJECTS", ID AT 101, 118 S.Ct. 1003. THIS TENET IS AS SOLID AS THE BEDROCK AND ALMOST AS OLD, CROSS-SOUND FERRY SERVS., INC. v. ICC., 934 F2d. 327, 339 (C.A.D.C.1991)."

INSOMUCH, IT DEFIED "JUSTICE AND FAIRNESS" FOR THE HONORABLE UNITED STATES SUPREME COURT NOT TO HAVE GRANTED THE WRITS OF CERTIORARI IN BOTH CASES 22-5805 AND 21-8066 WHERE THIS VERY JUDICIAL DETERMINATION NOW RENDERED BY THE HONORABLE UNITED

STATES SUPREME COURT IS AT THE VERY HEART OF THE LEGAL ISSUES ARGUED WITHIN THE PETITIONERS CASES, AND THE PETITIONERS, FROM WHAT IT APPEARS, HAD THIS LEGAL CONTROVERSY BEFORE THE HONORABLE UNITED STATES SUPREME COURT PRIOR TO THE PARTIES IN THE CITY OF OCALA, FLORIDA v. ROJAS CASE FILING THEIR PETITION BEFORE THE UNITED STATES SUPREME COURT. THUS, TO FAIL TO HEAR AND OR GRANT THE WRITS OF CERTIORAI OF THE PETITIONERS WITH THIS ESSENTIAL AND KEY ISSUE ARGUED WITHIN THE PETITIONS, NOW OFFICIALLY ADJUDICATED BY THIS U.S. SUPREME COURT, EVEN ON REHEARING WOULD PRODUCE AN EGREGIOUS MISCARRIAGE OF JUSTICE AND VIOLATE THE PETITIONERS RIGHTS UNDER THE EQUAL PROTECTION OF THE LAWS CLAUSE, WHERE THIS VERY FUNDAMENTAL PRINCIPLE OF LAW, THIS "TENET" AS SOLID AS THE BEDROCK PRINCIPLE OF LAW, APPLIES TO ALL COURTS ON RECORD, EVEN ALL STATE COURTS, AS IT PERTAINS TO CONVICTIONS DEMONSTRATING THAT THE STATE v. GENTRY CASE IS UNCONSTITUTIONAL AND VOID BY THE FRAUD THAT PRODUCED IT AS THE PETITIONERS HAVE ARGUED. THIS "TENET" AS SOLID AS THE BEDROCK APPLIES TO THE SOUTH CAROLINA AND STATE OF MISSOURI STATE CRIMINAL AND PCR COURTS, THE S.C. U.S. DISTRICT COURT, THE NEW JERSEY DISTRICT COURT AND OR THE 4TH. CIRCUIT COURT OF APPEALS AND OR THE STATE OF OHIO BY THE LITIGATION PRESENTED BEFORE ALL COURTS INVOLVED. IT APPLIES TO ALL COURTS ON RECORD BY THE UNITED STATES CONSTITUTION. THE PETITIONERS WERE THE FIRST TO BRING THIS ISSUE AND CONTROVERSY BEFORE THE HONORABLE UNITED STATES SUPREME COURT, NOT THE FLORIDA PARTIES. THEREFORE, THE PETITIONS FOR WRITS OF CERTIORAI SHOULD HAVE BEEN GRANTED AND NOT DENIED. WE RESPECTFULLY SEEK THIS ON REHEARING. THUS, WE ALSO RESPECTFULLY SEEK LEAVE TO ALSO USE THIS APPLICATION AS A MEANS TO SUPPLEMENT THE MOTIONS FOR REHEARING UNDER BOTH CASES 22-5805 AND 21-8066 TO ADDRESS THIS EGREGIOUS MISCARRIAGE OF JUSTICE AND TO MAINTAIN THE UNIFORMITY OF THE UNITED STATES SUPREME COURT DECISION AS IT PERTAINS TO THIS SPECIFICS OF THESE MATTERS.

AN ADDITIONAL REASON WHY LEAVE AND REHEARING SHOULD BE GRANTED TO DO SO, IS THAT IT IS MATERIAL IN ESTABLISHING CAUSE

FOR THE DISQUALIFICATION OF THE S.C. U.S. DISTRICT COURT AND SEEKING THE § 1407 TRANSFER TO THE STATE OF NEW JERSEY. WITHIN THE ATTACHED (2) TWO DOCUMENTS, THE PETITIONERS HIGHLIGHTED THE FRAUD AND OBSTRUCTION CONTINUOUSLY GOING ON INVOLVING THE S.C. DISTRICT COURT AND PARTIES, EVEN CONSPIRING ACROSS MULTIPLE STATE AND FEDERAL JURISDICTIONS WITH EVEN THE STATE OF MISSOURI PCR COURT NOW. BUT WHAT THE PETITIONERS DIDN'T DISCOVER UNTIL MARCH 13, 2023 IS THE RECENT UNITED STATES SUPREME COURT RULING IN CITY OF OCALA, FLORIDA v. ROJAS, 598 U.S.---S.Ct.---, 2023 WL 2357328 (U.S.2023) DECIDED ON MARCH 6, 2023, ESSENTIALLY THE SAME EXACT DATE THE S.C. DISTRICT COURT DISMISSED CASE 1:22-cv-1204-TLW-SVH AND THE MISSOURI STATE PCR COURT DISMISSED THE ROBERT JEFFERIES CASE, CASE 2316-CV-01722 WHO'S FINAL ORDERS ARE NOW MOTIONED VACATED FOR EGREGIOUS ACTS OF FRAUD UPON THE COURT, CRIMINAL CONSPIRACY AND OBSTRUCTION OF JUSTICE VIOLATING THEIR OATHS OF OFFICE TO UPHOLD THE U.S. CONSTITUTION.

IT IS THE PETITIONERS POSITION THAT THE CASES IN QUESTION WERE NOT DISMISSED SOLELY BECAUSE THE EXISTENCE OF BOTH THE CASES REFERRED TO IMPLICATED THE RIGHT TO INVOKE THE FEDERAL COURT'S ORIGINAL JURISDICTION THAT WOULD NOT BE SUBJECT TO STATUTE OF LIMITATIONS TIME BAR, UNCONSTITUTIONAL AS THOSE STATUTES ARE BY THE LITIGATION PRESENTED. THE CASES REFERRED TO WERE DISMISSED IN FRAUD UPON THE COURT AND OBSTRUCTION OF JUSTICE BECAUSE THE CONSPIRING JUDGES AND PARTIES ACTING BEHIND RELIGIOUS AND RACIAL HATRED REALIZED THAT THE UNITED STATES SUPREME COURT RULING CAME OUT ON MARCH 6, 2023, AND DUE TO THE NEW RULING THE PETITIONERS COULD NOT POSSIBLY BE CONSIDERED "TIME BARRED", WHICH BOTH THE COURT INVOKED IN EGREGIOUS ACTS OF FRAUD UPON THE COURT AND OBSTRUCTION WAS ASSERTED BY THEM. DUE TO THE NEW SUPREME COURT RULING, THE PETITIONERS WOULD HAVE ONE YEAR FROM THE DATE OF THE NEW U.S. SUPREME COURT RULING TO GET THE MATTER BEFORE THE COURTS INVOLVED BASED UPON THIS NEW RULING CLEARLY DEMONSTRATING THAT NO SUCH STATUTE OF LIMITATIONS BAR EXISTED, SO THE CONSPIRING JUDGES DISMISSED THE CASE TO PREVENT THE PETITIONERS FROM BRINGING THIS

NEW U.S. SUPREME COURT RULING INTO THE COURT RECORD WITHIN THE COURTS INVOLVED. THE PETITIONERS QUOTE THE HONORABLE U.S. SUPREME COURT AGAIN:

"THIS TENET IS SOLID AS THE BEDROCK AND ALMOST AS OLD."

THEREFORE, THIS ESTABLISHES THE DEFAULT EMERGING FROM CASES 2006-CP-400-3567, 3568, 3569; 2013-CP-400-0084, 2294 WITH ALL RIGHTS, TITLES, PRIVILEGES, IMMUNITIES RELATED THERETO WHICH INCLUDE LEGAL NAME CHANGE SOUGHT BEFORE THE LOWERS COURTS, AND THE RIGHT TO ESTABLISH TRUSTEE IN THE FORM OF JUDGE AUSTIN IN THE S.C. DISTRICT COURT AND PERMIT US TO INVOKE THE MAGISTRATE STATUTE FOR THIS PURPOSE; AND ANY LUDICROUS CLAIM BY THE SOUTH CAROLINA SUPREME COURT AND S.C. ATTORNEY GENERAL ASSERTING WITHIN THE STATE v. GENTRY CASE, THAT SUCH FUNDAMENTAL PRINCIPLES, "TENET", NO LONGER APPLY TO OUR MODERN DAY COURTS IS TANTAMOUNT TO CRIMINALITY, "KIDNAPPING", FRAUD, CRIMINAL CONSPIRACY AND OBSTRUCTION OF JUSTICE, VIOLATING THEIR OATHS OF OFFICE TO UPHOLD THE U.S. CONSTITUTION AND MUST BE REMEDIED AND THE NEW RULING BE DEEMED TO APPLY TO ALL CRIMINAL CASES RETROACTIVELY SINCE THE TENET IS SOLID AS THE BEDROCK AND ALMOST AS OLD. THEREFORE, THE PETITIONERS SEEK LEAVE FROM YOU JUSTICE ROBERTS TO PERMIT THIS DOCUMENT TO BE ALSO ADDED TO BOTH CASES 22-5805 AND 21-8066 AS A SUPPLEMENT TO THE MOTION FOR REHEARING DUE TO NEW UNITED STATES SUPREME COURT RULING THAT DIRECTLY IMPACT OUR ISSUES THAT WAS NOT AVAILABLE AT THE TIME THE INITIAL PETITIONS AND MOTIONS FOR REHEARING WERE FILED.

RESPECTFULLY,
RON SANTA McCRAY

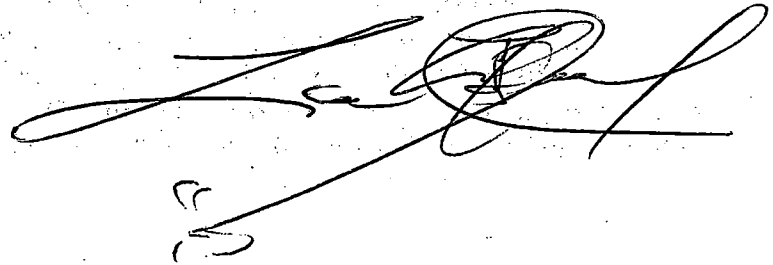
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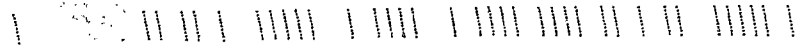
SC Court of Appeals

JONAH THE TISHBITE



MARCH 13, 2023


CC: THE S.C. U.S. DISTRICT COURT
THE STATE OF MISSOURI PCR COURT
THE S.C. ATTORNEY GENERAL
THE MISSOURI ATTORNEY GENERAL
THE S.C. SUPREME COURT
THE S.C. COURT OF APPEALS
THE 4TH. CIRCUIT COURT OF APPEALS
THE 3rd. CIRCUIT COURT OF APPEALS
THE 1st. CIRCUIT COURT OF APPEALS
THE S.C. DEPT. OF CORRECTIONS
THE KERSHAW COUNTY COURT OF GENERAL SESSIONS
THE NEW JERSEY DISTRICT COURT
THE FEDERAL ATTORNEYS FOR THE STATE OF NEW JERSEY
THE RICHLAND COUNTY COURT OF COMMON PLEAS
THE LAW FIRM OF DuBOSE-ROBINSON
THE OHIO STATE COURT
ALL STATE PCR COURTS INVOLVED



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