

(Plus proof
of service)

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Motion to Reinstate

1900 Boiling Rd Ext 4/12/23
Taylors SC 29687

Saria Walker
VS

Apt 26F

Saria Walker

R. Castriotta and The Carolina
Center for Behavioral Health

As stated before the court has not allowed the appropriate time to receive a response via mail before sending the remitter (It takes 4 days to receive a response via mail) i just received a response via mail on 4/6/23 from the defendants and responded 4/7/23 to that and received a letter in the mail on 4/11/23 dated for 4/7/23 with the ORDER mentioned **Rule 242(a)(c) - Certiorari to the Court of Appeals do NOT apply in this case** due to my cover sheet page 1 / 60 clearly states APPEAL and Saria Walker v.s. R. Castriotta and The Carolina Center for Behavioral Health I just wanted to add some of my points i made in my original writ of Certiorari in which i sent to the WRONG courthouse(I just didnt want to make any more scribbles on the papers i don't have any white out which is why it was still in the same format on some pages) and this was and APPEAL NOT a writ of Certiorari i took out the index and other pages to insure it was not in order as a certiorari would be in these pages was added to support my APPEAL ; This is an APPEAL for the remitter that was sent 2/7/23 ; this cases is a clear example of deprivation of my rights any judge that cannot see that is in error of the law and intentionally overlooking the injustices done according to the constitution that ensures every citizen is entitled to due process which i was deprived of on two occasions intentionally on June 10,2020 at 11am and 8/ 10/22 - 8/22/22 this was able to happen a second time to me due to the courts/ judges not holding the defendants accountable the first time in 2020 and conspiring with them to cover up the injustice done to me and retaliating against 8/8/22 - 8/22/22 me instead of giving me justice on Sept 23,2022 my Constitutional Rights and Civil Rights have been violated i was held against my will and called racial slurs and drugged and threatened no faciliaty is premitted under no state law to legally do any of the things that was done to me in this faciality for 33 days

This was illegal and its clear that it was illegal and unconstitutional this cases should have never been DISMISSED under no circumstances this is Judicial misconduct and Judicial Bias i deserve justice and NO citizen should have to endure what i have endured this is obscene and i will see that all that is involved with covering up this injustice done to me will lawfully be held accountable for breaking oaths and bonds and not upholding the constitution which does NOT support the way i have been treated June 10 2020 and 8/8/22 and committing judicial Bias and Judicial Misconduct this is clear violation of my rights any judge that don't see that is in opposition of the constitution and is in error of the law upholding his / her personal views over the law which would make him/her a trespasser of the law ; I have the Right to a fair unbiased trial which i didn't receive due to the judge being aware of a pending lawsuit against the Greenville County Clerk and refused to rescue/ disqualify herself after i asked her to due to a conflict of interest and she ignored the law and Case Law also states that when a judge acts as a trespasser of the law , when a judge does not follow the law , he then loses subject matter jurisdiction and the judges orders are void of no legal force or affect ; This is Judicial Courrption and intentionally being done to me because its being overlooked as " NOTHING " and attempted to be dismissed by all judges desk it run across when its CLEAR that this is a violation of my Constutional Rights and this cases should have NEVER been dismissed and this an intentional thing being done to me because it occurred again on 8/8/22-8/22/22 The Order states the "writ of Certiorari " has been dismissed when it was an APPEAL and the Rules 242(a)(c) are in NO effect because this is and APPEAL not a " Writ of Certiorari

Appeal / Saria Walker

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1 (3)

V.S.

R: Castriotta and The Carolina Center for Behavioral Health

I Filed a Appeal at the wrong Supreme Court I Filed it at supreme court of the united states instead of Supreme Court of South Carolina I sent the Appeal within (30) days just to the wrong Courthouse And didnt receive the letter until March 17th which is dated March 10th 2023 I have been in communication with the Supreme Court of the United States office of the Clerk Washington, DC 20543-0001 since Feb 18 2023 regarding my Appeal For the remitter sent 2/2/23 The parties was served Notice of this Appeal

3/18/23

X Saria Walker

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**SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001**

March 10, 2023

Saria Walker
1900 Boiling Rd. Ext., Apt. 26F
Taylors, SC 29687

RE: Walker v. SC Dept. of Social Serv.; Walker v. Castriotta, et al.
SCCA Nos. 2022-001607 & 2022-001575

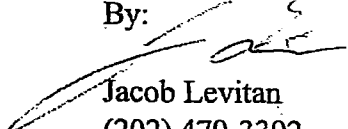
Dear Ms. Walker:

The above-entitled petition for a writ of certiorari was originally postmarked February 18, 2023 and received again on March 10, 2023. The papers are returned for the following reason(s):

Your case(s) must first be reviewed by the highest state court in which a decision could be had. 28 USC 1257. Unless the Supreme Court of South Carolina has denied discretionary review (in which case, that order must be appended), this Court lacks jurisdiction to review of the dismissal(s) by the South Carolina Court of Appeals.

Sincerely,
Scott S. Harris, Clerk

By:


Jacob Levitan
(202) 479-3392

Enclosures

APPENDIX A

STATE OF SOUTH CAROLINA
COUNTY OF Greenville
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

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CASE NO. 2022CP2302309

Saria Walker
PLAINTIFF(S)

R Castriotta et al
DEFENDANT(S)

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT. This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT. This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON): Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled);
 Other
- ACTION STRICKEN (CHECK REASON): Rule 40(j), SCRPC; Bankruptcy;
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;
 Other
- STAYED DUE TO BANKRUPTCY
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):
 Affirmed; Reversed; Remanded;
 Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court:

This matter comes before the Court on September 23, 2022, by way of Defendant Carolina Center for Behavioral Treatment's Motion to Dismiss. After careful consideration of all relevant filings, arguments of the Plaintiff and Defendant's counsel, along with the facts set forth in the Summons and Complaint taken in the light most favorable to the Plaintiff, this Court hereby grants Defendant's Motion to Dismiss.

ORDER INFORMATION

This order ends does not end the case.

See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 10/03/2022.

Saria Walker for Saria Walker
Saria Walker for Saria Walker

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

~~XXXXXXXXXX~~ SW

Appendix B



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The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

February 02, 2023

The Honorable Paul B. Wickensimer
Courthouse
305 E North St
Greenville SC 29601-2121

REMITTITUR

Re: Saria Walker v. R. Castriotta
Lower Court Case No. 2022CP2302309
Appellate Case No. 2022-001575

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

CLERK

Enclosure

cc: Saria Walker
Barbara A. Chesley, Esquire
Christopher Roberts McKeown, Esquire
Mitchell D. Appleby, Esquire
David Lee Williford, II, Esquire

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R Castriotta And The Carolina Center For Behavioral Health

- Didn't have any acknowledgement of my court Date 6/10/2020 its was held in my absence and waived my right to due process
- Didn't have to attend court in 2014 was unaware of court in a mental hospital because i was a minor 16 years old first hospitalization and didn't have to deal with court just stayed 4 days and came home despite being very violent when needles arrose and other then that i went to sleep and gained sanity once i rested a couple days which is what i assumed would happen during this hospitalization
- Right to Appeal within 15 days 6/25/2020(was still being held at hospital against will)
- I had signs of insomnia NOT Self harm or trying harm myself or anyone else
- Didn't know when i would go home fear for my Life
- Felt i was being held hostage / Retaliation slip & Fall (woke up to ems saying she could've really sued us and stuck a needle in my back and thats when i became combative as noted in medical records)
- I thought i was going to be in the hospital for 3 days they Held me 33 days without notice of court date , tormented by staff by over medication and slamming of doors (all night so i couldn't sleep) & being called racial slurs through calls being clicked over as i was trying to call grandma, family members
- They told my family members i wasn't there would give them the ID number required to contact me
- No one told me treatment plan or court order never knew we had to actually attend a hearing because i didn't in 2014 because i was under the age of 18
- Dr Castriotta & staff was making all decisions i had No RIGHTS OR VOICE I WAS SCRIPPED of all constitutional rights & was terrified which was added as symptoms to psychosis rather then in fear and wanting to go home to daughter and family
- Didn't meet lawyer(Elterrice Farley affirmed she never met me when i called her)
- Met DSS to sign child away didn't have a choice i WAS FORCED TO SIGN HER OVER
- Couldn't sign myself out hospital or Attend Court Date
- I was scared of the Dr who wouldn't let me go home i told him i was having nightmares (which was of him) he prescribed me meds for them
- My mother and daughter was there they me told i would be there 72 hrs or 3 days i was only sleep deprived which is what i told my mother to take me there for sleep medicine i told mother to bring me to hospital after them agreeing to take care of my daughter while i get treatment i placed my daughter in the care of my mother and grandmother for what i thought would be 3 days turned to 33 days away from my life , daughter , and family

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- Dr Castriotta failed to report mental state status got better after 3 days which i was functioning better and sleeping regularly despite the combative altercation i didn't know where i was and felt kidnapped because the never told me they were moving me after giving me meds at saint francis eastside i went to sleep soon as i got to room & because they woke me up by sticking me with needles (i was able to return home after 4 days in 2014 despite fighting symptoms where a lot worse and also i was hospitalized in 2022 and they still let me out and notified me of my court date and i was released before my court date which was the 8/22/22 i was admitted there 8/15/2022 and my court day was scheduled on 8/24/22 there was NO logical reason to keep someone in a facility for 33 days that was no harm to myself he was trying to cover for his negligence (over medicating , and false imprisonment) he knew i was fully functional which is why i wasn't notified of court date or able or meet lawyer because he knew
- He didn't put me on meds i took in the past he experimented new medications on me which was unethical and they made me physically sick and worsened my mental state and aided in the deterioration of both i was swollen from mood stabilizer (which happened again in hospital 8/15/22 admission they had to discontinue those meds and i was reacting negatively to anxiety and sleep meds like shortness of breath , weight gain , blurred vision , ect i have discontinue all meds GAF score was 60 after first hospitalization and was -13 after second hospitalization
- His motive was NOT to help me but to hurt me i was traumatized after hospitalization , i lost all my friends and some family he ruined my life and reputation left me broken even more i was addicted to meds this caused strife in my family because they were made to uphold a court order i knew NOTHING about due to not being able to see lawyer or attend trial they took my daughter from me and wouldn't allow me to take her to get a simple ice - cream cone alone i cried every night i couldn't bring my child home with me had to leave her with my sister this was emotional distress to the highest degree
- I Stated in interview with hospital after release from carolina behavioral center ' i had to follow guidelines of the hospital had me follow meaning Dr.castriotta and staff " i was traumatized in them 33 days and was in fear also my roommate stated to me she was rapped i feared the same would happen to me
- I use to could keep a job for at least a month or two at the most i have had 30 jobs since 2014 which is why i applied for disability where Dr Castriotta and other facilities stated in paperwork that i am able to adjust to work despite my mental health and physical health (falling down 8-10 ft of stairs causing back injury still to this day and ptsd and if there was NOTHING wrong with me why did he keep me in there 33 days straight)

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- I ask that they ALL be held accountable for the things that happened and is still happening in this facility to violate and co-sign on behalf of dr castriotta and the other people abusing their power taking advantage of people that is mentally ill and seeking help I needed to be protected from the ones i seeked help from and i am still and getting retaliated against and my voice is still being shut down and silenced they have also dismissed 3 of my cases due to me NOT having money to pay for them and the dismissed my fee waiver this is breaking bonds and oaths and judicial corruption and also they allowed dr castriotta , csbh and scdss to MOTION DISMISS but denied all my fee waivers and trying to stop justice

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STATE OF SOUTH CAROLINA

COUNTY OF GREENVILLE

IN THE PROBATE COURT

Patient Copy

EX PARTE:

TINA CHASTAIN BSW,
(Petitioner/Applicant)

IN THE MATTER OF:

SARIA BRENNIA WALKER,
(A Person Alleged to be Mentally Ill)

NOTICE OF HEARING
APPOINTMENT OF COUNSEL
APPOINTMENT OF GUARDIAN AD LITEM
APPOINTMENT OF DESIGNATED EXAMINERS

Never met lawyer or knew
about hearing

NOTICE OF HEARING

FILED

JUN 02 2020

GREENVILLE COUNTY
PROBATE COURT

TO: Petitioner/Applicant
Person Alleged to Mentally Ill
Counsel of Record
Guardian ad Litem
Designated Examiners
Other Interested Persons Known to the Court

YOU ARE HEREBY NOTIFIED that, based on the Petition filed in this matter and upon the report of a designated examiner or certificate of a licensed physician following an examination of the above-named person alleged to be mentally ill, finding that said person is mentally ill, a hearing will be held on **June 10, 2020, 11:00 AM at CAROLINA CENTER BHS** for the purpose of taking testimony as to the mental condition of said person alleged to be mentally ill, at which you may appear, testify and within the discretion of the Court, present and cross-examine witnesses and have an opportunity to present to the Court any and all relevant and material evidence bearing on this matter, appearing either in person or by counsel. If the patient is released from the hospital prior to the hearing date, then the hearing will be canceled.

YOU ARE FURTHER NOTIFIED that the person's detention at CAROLINA CENTER BHS, a facility for the mentally ill, is based on conclusions and the underlying facts as contained in either the Petition for Judicial Admission and Report of Designated Examiner or the Application for Emergency Admission and the Certificate of Licensed Physician.

YOU ARE FURTHER NOTIFIED that you have the right to request the names of the designated examiners and such other persons who will be called to testify and the substance of their proposed testimony.

YOU ARE FURTHER NOTIFIED that it must be proved by the presentation of clear and convincing evidence that said person alleged to be mentally ill is mentally ill, needs treatment and because of his/her condition:

- (1) Lacks sufficient insight or capacity to make responsible decisions with respect to his/her treatment; or
- (2) There is a likelihood of serious harm to himself/herself or others.

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Appendix

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VIOLATIONS OF INCIDENT ON 8/8/22 at Greenville County Clerk

- 44-23-240
 - 16-17-410
 - 16-17-560
 - 8-27-30
 - 16-9-10
 - 16-5-20
 - 1-6=70(A)
 - 16-5-10
 - 44-81-70
 - 16-3-910
1. Didn't see a bond judge until 3 days later and i spent those 3 days in the shoe under evaluation mentally when sc law require you see a judge within 24 hours and i didnt get a call to talk to my family
 1. Double Jeopardy - Going through probate court(confinement for mentally incompetent) and criminal (confinement For mentally Sane) court for the SAME INCIDENT on 8/8/22 even though i signed a PR bond (i signed a PR bond in 2021 an was released afterwards) and went and got mentally evaluated prior to going to jail and was told i was fit to go to jail and i would receive treatment in jail and a judge DO NOT let you sign a PR bond if your a threat to yourself or others and he did not sentence me to go nowhere he was a bond judge it dont make sense to let someone sign their own bond to be confined AGAIN
 2. Its kidnapping since they had NO legal right to take me after signing my own bond to go home
 3. Tormented and mocked while in custody
 4. Denied me medical care
 5. Waived my right to due process they cannot punish me (Confine me in a facility in probate court) unless i seen a sentencing judge and had a trial this was a illegal act and this the SECOND time my right to due process has been waived and i have been held captive in a mental hospital without DUE PROCESS prior
 6. Retaliation - assaulted while in custody
 7. Racial discrimination
 8. Religious discrimination
 9. 18 us code 208
 10. 5CFR2635.402
 11. I was harassed for exercising my 1st Amendment right to petition the government and my political and religious beliefs on 8/8/22 this was done by a cop and i was mobbed by 5 officers in front of my daughter

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