

1.
STATE OF SOUTH CAROLINA IN THE
COURT OF APPEALS
APPEAL FROM BEAUFORT COUNTY
HONORABLE ROBERT J. BONDS, CIRCUIT
JUDGE

THE STATE

RESPONDENT

VS.

RECEIVED

TYREEK L. ROBINSON

JUN 26 2023

SC Court of Appeals

APPELLANT

APPELLATE CASE NO. 2022-000874
APPELLANTS MERITORIOUS PRO SE BRIEF

TYREEK L. ROBINSON #388321
BEAUFORT - B - RM 13
RIDGELAND CORRECTIONAL INSTITUTION
P.O. BOX 2039
RIDGELAND, S.C. 29936

PRO SE BRIEF

TABLE OF CONTENTS

TABLE OF CONTENTS

TABLE OF AUTHORITIES

STATEMENT OF ISSUE ON APPEAL

STATEMENT OF THE CASE

STANDARD OF REVIEW

STATEMENT OF THE FACTS

ARGUMENT

APPELLANTS CONVICTION AND PRISON SENTENCES OF 16 YEARS, 5 YEARS AND 6 YEARS ARE VOID A NULLITY AND DOES NOT HAVE ANY LEGAL EFFECT, AND WAS BROUGHT AGAINST APPELLANT. IN VIOLATION OF APPELLANTS FEDERAL 5TH 5TH AND 14TH AMENDMENT RIGHT OF DUE PROCESS OF LAW. BECAUSE AS A MATTER OF LAW THE STATE OF SOUTH CAROLINA. FAILED TO PROVE BEYOND A REASONABLE DOUBT THE ELEMENT OF IDENTITY

ALSO APPELLANTS CONVICTION AND PRISON SENTENCES OF 16 YEARS, 5 YEARS AND 6 YEARS ARE VOID A NULLITY AND DOES NOT HAVE ANY LEGAL EFFECT, AND WAS BROUGHT AGAINST APPELLANT. IN VIOLATION OF APPELLANTS FEDERAL 5TH AND 14TH AMENDMENT RIGHT OF DUE PROCESS OF LAW. BECAUSE AS A MATTER OF LAW, THE STATE OF SOUTH CAROLINA. FAILED TO PROVE THAT APPELLANT TYREEK ROBINSON. IS GUILTY BEYOND A REASONABLE DOUBT. OF COMMITTING THE CRIME OF BURGLARY FIRST DEGREE, VOYEURISM, AND ASSAULT AND BATTERY FIRST DEGREE, AGAINST ANGELA NORCIA.

2ND ARGUMENT

APPELLANT WAS ENTITLED TO A DIRECTED VERDICT OF ACQUITTAL ON THE CRIMES OF BURGLARY FIRST DEGREE, ASSAULT AND BATTERY FIRST DEGREE AND VOYEURISM

CONCLUSIONTABLE OF AUTHORITIES

INNOVATIVE WASTE MANAGEMENT INC VS. CREST
ENERGY PARTNERS, LLC 815 S.E. 2d 780

BELL HALL PLANTATION HOME OWNERS ASSOCIATION,
INC VS. MURRY 799 S.E. 2d 310

WELLS FARGO BANK, N.A. VS. AMH ROMAN TWO
NC, LLC 859 F.3d 295

J.M. FORD, IF, and THE FIRST NATIONAL BANK OF
OF ST. JOSEPH, as TRUSTEE OF ALBERT L.
BARLETT TRUS VS. RUSSELL W. WILFITS, and
CITIES SERVICES GAS CO. 688 P.2d 1220

STATE VS. SANDEROCK 114 N.E. 3d 262

RIDGE GABRIEL VS. STATE OF FLORIDA 248 So.
3d 265

WILLIAM FIDRE VS. GREGORY WHITE 121 S. CT 712

STATE VS. BROWN 602 S.E. 2d 392

DAVID SANDSTROM VS. STATE OF MONTANA 90 S. CT 2450

STATE OF OHIO VS. JOSEPH ELLIOTT 2006 WL 252 0336

CREST ENERGY PARTNER, LLC 815 S.E. 2d 780

IN RE KIMBERLY DORNE KIMBERLY HART, DEBTOR
VS. KIMBERLY DORNE, KIMBERLY HART, and
REBECCA CONNELLY; U.S. TRUSTEE 102 Fed. APPX.
312, 2004 WL 1433436, 58 Fed. R. SERV. 3d 898

MARGARET P. WARE VS. RALPH D. WARE 743 S.E.
2d 817

WILLIAM SOLEAV, J.F. VS. LISA BOWMAN 382 S.W.
3d 883 (2,012)

MCCULLOUGH VS. HICKS, COUNTY AUDITOR 41 S.E. 761

STATE VS. SELLERS 13 S.E. 873

THE STATE VS. KEVIN CORNELIUS ODEMS 720 S.E. 2d
48

STATUTORY AUTHORITIES:

FEDERAL 5th and 14th Amendment RIGHT OF DUE
PROCESS OF LAW

STATEMENT OF ISSUE ON APPEAL

1st ISSUE

WHETHER TYREEK ROBINSON IS ENTITLED TO HAVE HIS CONVICTION AND PRISON SENTENCE VACATED AND BE DISCHARGED FROM UNLAWFUL RESTRAINT, FROM OUT OF THE CUSTODY OF SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, THE STATE OF SOUTH CAROLINA AND THE WARDEN OF RIDGELAND CORRECTIONAL INSTITUTION, BECAUSE THE CONVICTIONS AND PRISON SENTENCE OF 16 YEARS, 6 YEARS AND 5 YEARS, THAT WERE RENDERED AGAINST TYREEK ROBINSON, ARE VOID AND A NULLITY, DOES NOT HAVE ANY LEGAL EFFECT AND WAS BROUGHT AGAINST HIM, IN VIOLATION OF HIS FEDERAL 5TH AND 14TH AMENDMENT RIGHT OF DUE PROCESS OF LAW.

BECAUSE AS A MATTER OF LAW THE STATE OF SOUTH CAROLINA FAILED TO PROVE BEYOND A REASONABLE DOUBT, WHO THE IDENTITY OF THE PERSON IS, WHO ANGELA NORCIA ALLEGED BURGLARIZED INTO HER HOUSE, AND COMMITTED THE CRIMES OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER

2nd ISSUE

WHETHER TYREEK ROBINSON IS ENTITLED TO HAVE HIS CONVICTION AND PRISON SENTENCE VACATED AND BE DISCHARGED FROM UNLAWFUL RESTRAINT, FROM OUT OF THE CUSTODY OF SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, THE STATE OF SOUTH CAROLINA AND THE WARDEN AT RIDGELAND CORRECTIONAL INSTITUTION, BECAUSE THE CONVICTIONS AND PRISON SENTENCES OF 16 YEARS, 6 YEARS AND 5 YEARS IMPRISONMENT, THAT WERE RENDERED AGAINST TYREEK ROBINSON, ARE VOID AND A NULLITY, DOES NOT HAVE ANY LEGAL EFFECT AND WAS BROUGHT AGAINST HIM, IN VIOLATION OF HIS FEDERAL 5TH AND 14TH AMENDMENT RIGHT OF DUE PROCESS OF LAW.

BECAUSE AS A MATTER OF LAW THE STATE OF SOUTH CAROLINA FAILED TO PROVE THAT TYREEK ROBINSON IS GUILTY BEYOND A REASONABLE DOUBT OF COMMITTING THE CRIME OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST ANGELA NORCIA

3rd ISSUE

WAS TYREEK ROBINSON ENTITLED TO A MOTION FOR DIRECTED VERDICT OF ACQUITTAL, ON THE CRIMES OF BURGLARY FIRST DEGREE, ASSAULT AND BATTERY FIRST DEGREE AND VOYEURISM

STATEMENT OF THE CASE

APPELLANT TYREEK LORENZO ROBINSON WAS INDICTED BY THE BEAUFORT COUNTY GRAND JURY ON APRIL 15, 2021, FOR FIRST DEGREE BURGLARY, FIRST DEGREE ASSAULT AND BATTERY, AGGRAVATED VOYEURISM, AND PETIT LARCENY. R. 45, IN 2-R. 46, IN. 17; R. 499-500, 503-504, 507-508. THE CHARGES STEM FROM AN INCIDENT IN THE EARLY MORNING HOURS OF SEPTEMBER 19, 2020. R. 499-500, 503-504, 507-508.

APPELLANT'S CASE PROCEEDED TO TRIAL FROM JUNE 13TH THROUGH 15TH, 2022, BEFORE THE HONORABLE ROBERT J. BONDS AND A JURY. R. 2; R. 207; R. 400. JUAN TOLLY REPRESENTED APPELLANT, WHILE HUNTER SWANSON REPRESENTED THE STATE. R. 2; R. 207; R. 400. APPELLANT WAS FOUND GUILTY OF FIRST DEGREE BURGLARY, FIRST DEGREE ASSAULT AND BATTERY, AND AGGRAVATED VOYEURISM, BUT ACQUITTED OF PETIT LARCENY. R. 474, IN. 17-R. 475, IN. 4. THE TRIAL COURT SENTENCED APPELLANT TO CONSECUTIVE TERMS OF IMPRISONMENT AS FOLLOWS; SIXTEEN (16) YEARS FOR FIRST DEGREE BURGLARY; SIX (6) YEARS FOR AGGRAVATED VOYEURISM; AND FIVE (5) YEARS FOR FIRST DEGREE ASSAULT AND BATTERY. THE COURT ALSO GAVE CREDIT FOR 607 DAYS OF TIME SERVED, PLACED APPELLANT ON THE SEX OFFENDER REGISTRY, AND PERMANENTLY RESTRAINED HIM FROM HAVING CONTACT WITH THE COMPLAINTING WITNESS IN THE CASE. R. 496, IN. 7-R. 497, IN. 15.

STANDARD OF REVIEW

INSIDE OF THE STATE OF SOUTH CAROLINA. A VOID JUDGEMENT IS DEFINED AS A JUDGEMENT FROM A COURT THAT FAILED TO PROVIDE DUE PROCESS OF LAW. FOR PROOF REVIEW

CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA
CASE LAW OF.
INNOVATIVE WASTE MANAGEMENT INC VS. CREST
ENERGY PARTNERS, LLC 815 S.E. 2d 780 "QUOTEING"
VOID JUDGEMENTS ARE DEFINED AS THOSE FROM
COURTS THAT FAILED TO PROVIDE DUE PROCESS

CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA
CASE LAW OF.
BELL HALL PLANTATION HOME OWNERS ASSOCIATION,
INC VS. MURRY 799 S.E. 2d 310 "QUOTEING"
THE DEFINITION OF VOID UNDER THE RULE
ONLY ENCOMPASSES JUDGEMENTS FROM COURTS
WHICH FAILED TO PROVIDE PROPER DUE PROCESS

CASE LAW MERITS

UNITED STATES COURT OF APPEALS FOR THE
FOURTH CIRCUIT CASE LAW OF.
WELLS FARGO BANK, N.A. VS. AMH ROMAN TWO
INC, LLC 859 F.3d 295 "QUOTEING",
AN ORDER IS VOID IF THE COURT ACTED
CONTRARY TO DUE PROCESS OF LAW

BECAUSE TYREEK ROBINSON CONVICTION AND
PRISON SENTENCE. THAT HE RECEIVED ON INDICT-
MENT # 2020 G/0702061 AND INDICTMENT # 2020-
G/0702063 AND INDICTMENT # 2020 G/0702062
IS VOID AND A NULLITY, AND DOES NOT
HAVE ANY LEGAL EFFECT. AS A MATTER OF LAW
TYREEK ROBINSON MAY ARGUE HIS VOID
CONVICTION AND PRISON SENTENCE, AT ANYTIME
FOR THE FIRST TIME ON APPEAL. FOR PROOF REVIEW

CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF KANSAS CASE
LAW OF.
J.M. FORD, II, and THE FIRST NATIONAL BANK
OF ST. JOSEPH, as CO-TRUSTEE OF ALBERT L. BARLETT
TRUST VS. RUSSELL W. WILLIAMS, and CITIZEN
SERVICE GAS CO. 688 P.2d 1220 "QUOTEING"
A JUDGEMENT THAT IS VOID FOR LACK OF DUE
PROCESS OF LAW MAY BE SET ASIDE AT ANYTIME
DESPITE ANY STATUTE OF LIMITATION OTHERWISE
APPLICABLE TO AN ACTION TO SET ASIDE SUCH A
JUDGEMENT

INSIDE OF A CRIMINAL CASE, THE IDENTITY OF THE PERPETRATOR, IS AN ELEMENT THAT THE STATE HAS THE BURDEN OF PROOF TO PROVE BEYOND A REASONABLE DOUBT. FOR PROOF REVIEW
CASE LAW MERITS

COURT OF APPEALS OF OHIO ELEVENTH DISTRICT,
ASHTABULA COUNTY CASE LAW.
STATE VS. SANDEROCK 114 N.E. 3d 262 "QUOTING"
THE STATE HAS A DUTY TO PROVE, BEYOND A
REASONABLE DOUBT, EACH ELEMENT OF THE CRIME
SET FORTH IN THE INDICTMENT. ADDITIONALLY,
THE STATE MUST ALSO DEMONSTRATE THE IDENTITY
OF THE DEFENDANT AS THE PERPETRATOR BEYOND
A REASONABLE DOUBT

CASE LAW MERITS

DISTRICT COURT OF APPEALS OF THE STATE
OF FLORIDA CASE LAW OF.
RIDGE GABRIEL VS. STATE OF FLORIDA 248 SO.
3d 265 "QUOTING"
THE STATE'S BURDEN OF PROOF DOES NOT CHANGE,
SIMPLY BECAUSE THE DEFENDANT SPEAKS UP
AND CONTEST ONE ELEMENT, SUCH AS HIS
IDENTITY AS THE PERPETRATOR

AS A MATTER OF LAW, DUE PROCESS OF LAW
PROTECTS THE ACCUSED FROM BEING CONVICTED
UNLESS THE STATE PROVES THAT THE DEFENDANT,
IS GUILTY BEYOND A REASONABLE DOUBT, OF COMMIT-
TING EACH AND EVERY ELEMENT AND OR EACH
AND EVERY FACT NECESSARY TO COMMIT THE
CRIME CHARGED. FOR PROOF REVIEW
CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE UNITED STATES
OF AMERICA CASE LAW OF.
WILLIAM FIORE W. GREGORY WHITE 121 S.Ct
712 "QUOTING"
DUE PROCESS VIOLATED BY CONVICTION OF
DEFENDANT WITHOUT PROVING EACH ELEMENT
OF CRIME BEYOND A REASONABLE DOUBT

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF
SOUTH CAROLINA CASE LAW OF,
STATE VS. BROWN 602 S.E. 2d 392 "QUOTING"
DUE PROCESS REQUIRES THE GOVERNMENT TO
PROVE EVERY ELEMENT OF A CHARGED OFFENSE
BEYOND A REASONABLE DOUBT

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE UNITED STATES
OF AMERICA CASE LAW OF.
DAVID SANDSTROM VS. STATE OF MONTANA 90 S.Ct

2450 "QUOTE"ING
WE EXPLICITLY hold the due process clause
protects the accused AGAINST CONVICTION
EXCEPT UPON PROOF beyond a REASONABLE
DOUBT OF EVERY FACT NECESSARY TO CONSTITUTE
THE CRIME WITH WHICH he IS CHARGED

STATEMENT OF THE FACT

A.M.N. WENT TO SLEEP AROUND 10.00 P.M. ON SEPTEMBER 18, 2020, AT HER HOME IN THE WATER SIDE BY TANSY-LEAF NEIGHBORHOOD OF HILTON HEAD, SOUTH CAROLINA. R. 272, II, 7-11; R. 273, II, 14-16. SHE AWOKE TO A NOISE THE NEXT MORNING AROUND 6:00 A.M. AND SAW A MAN AT THE END OF HER BED WITH A BRIGHT LIGHT POINTING AT HER. WHEN SHE SCREAMED AT HIM, THE MAN RESPONDED, "I JUST WANTED TO LET YOU KNOW YOUR GARAGE DOOR WAS OPEN." R. 274, IN 9-R. 275, IN. 11. A.M.N. GOT UP, AND THE MAN RAN OUT OF THE HOUSE THROUGH THE GARAGE DOOR. R. 275, II, 14-21. A.M.N. CALLED HER BOYFRIEND, AND THEN 911. WHILE SPEAKING WITH 911, THE STRANGER RETURNED TO HER HOUSE AND TRIED TO OPEN THE FRONT DOOR. R. 277, II, 3-22. A.M.N. PUT IN HER CONTACT LENSES, AND WITH THE FRONT PORCH LIGHT TURNED ON SHE WAS ABLE TO GET A "PRETTY GOOD LOOK" AT THE MAN. R. 278, II, 1-14. DEPUTY NICHOLAS WHALING (DEP. WHALING) ARRIVED AT A.M.N.'S HOUSE BY 6:19 A.M. AND SPOKE WITH HER. A.M.N. PROVIDED A DESCRIPTION OF THE MAN IN HER HOUSE AND INDICATED SEVERAL ITEMS IN HER HOME WERE OUT OF PLACE, INCLUDING ENTER ALTA AN EMPTY CROWN ROYAL LIQUOR BOTTLE AND BREAKFAST SANDWICH WITH A BITE EATEN FROM IT IN THE KITCHEN, \$100 MISSING FROM HER WALLET, TWO FOOTPRINTS ON THE CARPET AT THE END OF HER BED IN THE BEDROOM, AND HER CAR IN THE GARAGE HAD BEEN RUMMAGED THROUGH. R. 278, IN. 15-R. 280, IN. 2. AS A RESULT, LAW ENFORCEMENT COLLECTED SWABS FOR TESTING DNA FROM THE CROWN ROYAL BOTTLE, THE WALLET, AND THE GARAGE DOORKNOB ENTERING THE HOUSE. R. 256, IN. 16-R. 262, IN. 11.

THE FOLLOWING DAY, INVESTIGATOR WILLIAM WTECH MET WITH A.M.N. AND SHOWED HER A PHOTOGRAPHIC LINE UP THAT CONTAINED THE PICTURE OF APPELLANT; HOWEVER A.M.N. EXCLUDED APPELLANT AS THE SUSPECT WHO SHE OBSERVED INSIDE OF HER HOUSE ON THE NIGHT OF THE ALLEGED INCIDENT. WHEN A.M.N. DID NOT PICK OUT APPELLANT FROM A PHOTO LINE UP, AS THE SUSPECT SHE OBSERVED IN HER HOUSE ON THE NIGHT OF THE ALLEGED INCIDENT. R. 367, IN. 19-R. 368, IN. 16. HOWEVER APPELLANT WAS WRONGFULLY CHARGED WITH THE CHARGES OF BURGLARY FIRST DEGREE, ASSAULT AND BATTERY FIRST DEGREE AND AGGRAVATED VOYEURISM. APPELLANT'S CASE PROCEEDED TO TRIAL BEGINNING ON JUNE 13, 2020. R. 1. THROUGH TO JUNE 15TH 2022, BEFORE THE HONORABLE ROBERT J. BONDS AND A JURY. R. 2; R. 207; R. 400. JUAN TOLLY REPRESENTED APPELLANT, WHILE HUNTER SWANSON REPRESENTED THE STATE. R. 2; R. 207; R. 400. APPELLANT WAS FOUND GUILTY OF FIRST-DEGREE BURGLARY, FIRST-DEGREE ASSAULT AND BATTERY, AND AGGRAVATED VOYEURISM, BUT ACQUITTED OF PETTY LARCENY. R. 474, IN.

17-R. 475, IN. 4. The TRIAL COURT SENTENCED APPELLANT TO CONSECUTIVE TERMS OF IMPRISONMENT AS FOLLOWS: SIXTEEN (16) YEARS FOR FIRST-DEGREE BURGLARY; SIX (6) YEARS FOR AGGRAVATED VOYEURISM; AND FIVE (5) YEARS FOR FIRST DEGREE ASSAULT AND BATTERY. THE COURT ALSO GAVE CREDIT FOR 607 DAYS OF TIME-SERVED, PLACED APPELLANT ON THE SEX OFFENDER REGISTRY, AND PERMANENTLY RESTRAINED HIM FROM HAVING CONTACT WITH THE COMPLAINING WITNESS IN THE CASE. R. 496, IN. 7-R. 497, IN. 15.

1st

11.

ISSUE ARGUED

Whether Tyreek Robinson is entitled to have his conviction and prison sentence vacated and be discharged from unlawful restraint from out of the custody of South Carolina Department of Corrections, the State of South Carolina and the Warden of Ridgeland Correctional Institution. Because the convictions and prison sentences of 16 years, 6 years and 5 years that were rendered against Tyreek Robinson are void and a nullity does not have any legal effect and was brought against him in violation of his Federal 5th and 14th Amendment right of due process of law. Because as a matter of law the State of South Carolina failed to prove beyond a reasonable doubt who the identity of the person is who Angela Norcia alleged burglarized into her house, and committed the crimes of burglary first degree, voyeurism and assault and battery first degree against her.

2nd

ISSUE ARGUED

Whether Tyreek Robinson is entitled to have his conviction and prison sentence vacated and be discharged from unlawful restraint from out of the custody of South Carolina Department of Corrections, the State of South Carolina and the Warden at Ridgeland Correctional Institution. Because the convictions and prison sentences of 16 years, 6 years and 5 years imprisonment that were rendered against Tyreek Robinson are void and a nullity, does not have any legal effect and was brought against him in violation of his Federal 5th and 14th Amendment right of due process of law. Because as a matter of law the State of South Carolina failed to prove that Tyreek Robinson is guilty beyond a reasonable doubt of committing the crime of burglary first degree, voyeurism and assault and battery first degree against Angela Norcia.

ARGUMENT

ON SEPTEMBER 19TH, 2020, ANGELA NORCIA made a call to LAW ENFORCEMENT. REPORTING a BURGLARY OF her RESIDENCE by ONE SINGLE black male. When OFFICERS ARRIVED ON the scene and did a WALK THRU OF the RESIDENCE. ANGELA NORCIA EXPLAINED TO OFFICERS. That the SINGLE black male had rumaged THROUGH her mercedes benz, rumaged THRU some amazon packages, rumaged THRU the wallet OF her PURSE and stole some money, got a breakfast sandwich FROM OUT OF THE REFRIGERATOR, took a bite FROM OUT OF the breakfast sandwich, and LEFT the rest OF the breakfast sandwich, ON the counter OF her KITCHEN, entered her room WHILE she was sleeping and woke her UP and told her that she had LEFT her garage door OPEN. ANGELA NORCIA EXPLAINED TO OFFICERS THAT she THINK the black male was RECORDING her WITH a phone. ANGELA NORCIA EXPLAINED TO OFFICERS THAT when she got UP, OUT OF the bed to CONFRONT the black male, the black male RAN OUT OF her house, THRU the door LEADING TO the garage. ANGELA NORCIA EXPLAINED TO OFFICERS, THAT WHILE she was ON the phone WITH OFFICERS, the black male who had been IN her house, came back TO the front door, GRABED the front door knob WITH his hands, and TURNED the front door knob WITH his hands AND TRIED TO OPEN the front door TO her house. THIS account OF the INCIDENT IS EXPLAINED BY ANGELA NORCIA AT TRIAL, AND BY the STATE OF SOUTH CAROLINA ATTORNEY HUNTER SWANSON. IN her OPENING ARGUMENT FOR the STATE OF SOUTH CAROLINA. FOR PROOF REVIEW pages 193 PARAGRAPHS 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 AND 25 AND page 194 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, AND ELEVEN OF TRIAL TRANSCRIPT. ALSO REVIEW page 274 PARAGRAPHS 8, 9, 10, 11, 12, 13, 29, 21, 22, 23, 24, 25 AND page 275 PARAGRAPHS 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21 AND page 277 PARAGRAPHS 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 AND page 278 PARAGRAPHS 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, AND page 279 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8, 9 AND 10 OF TRIAL TRANSCRIPT. INSIDE OF her testimony ANGELA NORCIA

CONFESSED INSIDE OF HER TESTIMONY. THAT SHE WAS UNABLE TO IDENTIFY TO BLACK MALE WHO SHE ALLEGE, BURGLARIZED INTO HER HOME AND COMMITTED THE ACTS PREVIOUSLY EXPLAINED. FOR PROOF REVIEW PAGE 280 PARAGRAPHS 14, 15, 16, 17 AND PAGE 291 PARAGRAPHS 21, 22, 23 AND 24 OF TRIAL TRANSCRIPT. BASED ON THE TESTIMONY OF ANGELA NORCIA AND THE OPENING ARGUMENT OF THE STATE OF SOUTH CAROLINA SOLICITOR HUNTER SWANSON. IT CAN BE IMPLIED THAT WHO EVER THE PERSON IS THAT ANGELA NORCIA ALLEGE, BURGLARIZED INTO HER HOME ON SEPTEMBER 19TH, 2020 AT 3 WILDLIFE VIEW ON HILTON HEAD ISLAND SOUTH CAROLINA. AND COMMITTED THE ACTS BURGLARY, ASSAULT AND BATTERY, AND VOYEURISM AGAINST HER. WOULD OF HAD LEFT IDENTIFYING DNA EVIDENCE ONTO THE CROWN ROYAL BOTTLE THAT ANGELA NORCIA ALLEGE HE HANDLED AND DRUNK FROM, AND ON THE DOOR NOB OF THE FRONT DOOR. THAT ANGELA NORCIA ALLEGE HE TOUCHED AND TURNED WITH HIS HANDS AND ON THE WALLET OF ANGELA NORCIA PURSE, THAT ANGELA NORCIA ALLEGE HE RUINED THREE AND TOOK MONEY FROM OUT OF, AND ON THE BREAKFAST SANDWICH. THAT ANGELA NORCIA ALLEGE, THE ALLEGED BURGLAR, TOOK A BITE OF AND LEFT ON HER COUNTER, IN THE KITCHEN OF HER HOUSE. AS A RESULT OF A INVESTIGATION, CONDUCTED BY BEAUFORT COUNTY SHERIFFS OFFICE AND LEAD INVESTIGATOR WILLIAM A. WETCH. ON OCTOBER 15TH, 2020 LEAD INVESTIGATOR WILLIAM A. WETCH OBTAINED ARREST WARRANTS #2020A0710300373 AGAINST TYREEK ROBINSON. FOR THE CRIME OF CRIMINAL SEXUAL CONDUCT 1ST DEGREE 16-03-0652, AND ARREST WARRANT #2020-A0710300378 AGAINST TYREEK ROBINSON. FOR CRIME OF BURGLARY FIRST DEGREE 16-11-0311, AND ARREST WARRANT #2020A0710300381 AGAINST TYREEK ROBINSON. FOR CRIME OF AGGRAVATED VOYEURISM 16-17-0470(C) AND ARREST WARRANT #2020A0710300380 AGAINST TYREEK ROBINSON. FOR CRIME OF PETIT LARCENY 16-13-30(A). ON APRIL 15TH OF 2021, THE GRAND JURY ISSUED INDICTMENT #2020G50702061 AGAINST TYREEK ROBINSON FOR THE CRIME OF ASSAULT AND BATTERY 1ST DEGREE 16-3-600(C) (1)(A)(I) AND INDICTMENT #2020G50702063 AGAINST TYREEK ROBINSON FOR CRIME OF BURGLARY FIRST DEGREE 16-11-311(A)(3) AND INDICTMENT #2020G507-02062 AGAINST TYREEK ROBINSON FOR AGGRAVATED VOYEURISM 16-17-470 AND INDICTMENT #2021G50700037

AGAINST TYREEK ROBINSON FOR CRIME OF
 PETIT LARCENY 16-13-30(A)
 ON JUNE 13TH 2,022 THE STATE OF SOUTH CAROLINA,
 TRIED TYREEK ROBINSON BEFORE A JURY AT
 TRIAL. ON INDICTMENT#2020GS0702061 FOR
 THE CRIME OF ASSAULT AND BATTERY 2ND DEGREE,
 AND INDICTMENT#2020GS0702063 FOR THE CRIME
 OF BURGLARY FIRST DEGREE 16-11-311(A)(3) AND
 INDICTMENT#2020GS0702062 FOR THE CRIME OF
 AGGRAVATED VOYEURISM 16-17-470 AND INDICTM-
 ENT#2021GS0700037 FOR CRIME OF PETIT LARCENY
 16-13-30(A) REVIEW PAGE 44 PARAGRAPHS 4,5,6,7,8,
 9,10,11,12,13,14,15,16,17,18,19,20,21,22,23,24,25, AND
 PAGE 45 PARAGRAPHS 1,2,3,4,5,6,7,8,9,10,11,12,13,14,15,
 16,17,18,19,20,21,22,23,24,25 PAGE 46 PARAGRAPHS
 1,2,3,4,5,6,7,8,9,10,11,12,13,14,15,16,17,18,19,20,21,22,
 23 AND PAGE 185 PARAGRAPHS 21,22,23,24,25
 AND PAGE 186 PARAGRAPHS 1,2,3,4,5,6 AND 7 OF
 TRIAL TRANSCRIPT.

AT THE CONCLUSION OF THE STATES CASE AT TRIAL,
 THE JURY RETURNED A VERDICT OF "NOT GUILTY"
 AGAINST TYREEK ROBINSON ON THE CRIME OF PETIT
 LARCENY. REVIEW PAGE 475 PARAGRAPHS 1,2,3 AND 4
 OF TRIAL TRANSCRIPT.
 HOWEVER ON JUNE 15TH, 2,022, THE JURY
 RETURNED VERDICTS OF GUILTY AGAINST TYREEK
 ROBINSON FOR THE CRIMES OF BURGLARY IN THE
 FIRST DEGREE, ASSAULT AND BATTERY IN THE FIRST
 DEGREE AND AGGRAVATED VOYEURISM. REVIEW
 PAGE 474 PARAGRAPHS 17,18,19,20,21,22,23,24 AND
 25 OF TRIAL TRANSCRIPT.
 AS A RESULT TRIAL JUDGE ROBERT BONDS SENTENCED
 TYREEK ROBINSON TO A PRISON SENTENCE OF SIXTEEN
 YEARS ON THE CRIME OF BURGLARY FIRST DEGREE,
 AND FOR A TERM OF SIX YEARS FOR THE CRIME OF
 AGGRAVATED VOYEURISM AND FOR A TERM OF FIVE
 YEARS ON THE CRIME OF ASSAULT AND BATTERY IN
 THE FIRST DEGREE, ALL OF WHICH TO RUN CONSECUT-
 -IVE TOWARDS EACH OTHER. REVIEW PAGE 496 PARAG-
 -RAPHS 7,8,9,10,11,12,13,14,15,16,17,18,19,20,21,22,23,
 24,25, AND PAGE 497 PARAGRAPHS 1,2,3,4,5,6,7,8,
 AND 9 OF TRIAL TRANSCRIPT
 BASED ON THE DIRECT AND CIRCUMSTANTIAL EVIDENCE
 SUBMITTED AT TRIAL, BY THE STATE OF SOUTH CAROLINA,
 THE STATE OF SOUTH CAROLINA FAILED TO PROVE WHO THE
 IDENTITY OF THE PERSON IS THAT VICTIM ANGELA
 NORCIA ALLEGE, BURGLARIZED INTO HER HOUSE AND
 COMMITTED THE CRIMES OF BURGLARY FIRST DEGREE,

aggravated Voyeurism, and assault and battery first degree against her. Because so as a matter of Law the state of South Carolina failed to prove beyond a reasonable doubt, the **"ELEMENT OF IDENTITY"** which resulted in Tyreek Robinson being convicted and sentenced to prison time of 16 years for burglary first degree, 6 years for aggravated voyeurism and 5 years for assault and battery in the first degree, in violation of his federal 5th and 14th Amendment right of due process of law. FOR PROOF REVIEW

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA CASE LAW OF.

WILLIAM FIORE V. GREGORY WHITE 121 S. CT 712

"QUOTE IN"

DUE PROCESS VIOLATED BY CONVICTION OF DEFENDANT WITHOUT PROVING EACH ELEMENT OF CRIME BEYOND A REASONABLE DOUBT

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA CASE LAW OF.

STATE V. BROWN 602 S.E. 2d 392 "QUOTE IN"

DUE PROCESS REQUIRES THE GOVERNMENT TO PROVE EVERY ELEMENT OF A CHARGED OFFENSE BEYOND A REASONABLE DOUBT

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA CASE LAW OF.

DAVID SANDSTROM V. STATE OF MONTANA 90 S. CT 2450 "QUOTE IN"

WE EXPLICITLY HOLD THE DUE PROCESS CLAUSE PROTECTS THE ACCUSED AGAINST CONVICTION EXCEPT UPON PROOF BEYOND A REASONABLE DOUBT OF EVERY FACT NECESSARY TO CONSTITUTE THE CRIME WITH WHICH HE IS CHARGED

BECAUSE TYREEK ROBINSON CONVICTION AND PRISON SENTENCES OF SIXTEEN YEARS, SIX YEARS AND FIVE YEARS IMPRISONMENT, WAS BROUGHT AGAINST TYREEK ROBINSON, IN VIOLATION OF HIS FEDERAL 5TH AND 14TH AMENDMENT RIGHT OF DUE PROCESS OF LAW. AS A MATTER OF LAW, TYREEK ROBINSON CONVICTION AND PRISON SENTENCES OF SIXTEEN YEARS, SIX YEARS AND FIVE YEARS IMPRISONMENT IS **"VOID"**. FOR PROOF REVIEW

CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA CASE LAW OF.

INNOVATIVE WASTE MANAGEMENT INC V. CREST

process
these claims are supported by the record established inside of the trial transcript - pt. which is now a page or follows.

TESTIMONY OF DEPUTY NICHOLAS W. HALLING

WHALING

AT TRIAL DEPUTY NICHOLAS WHALING TESTIFIED
ON SEPTEMBER 19TH 2020 AT AROUND SIX
O'CLOCK HE RESPONDED TO A BURGLARY IN
PROGRESS AT THE LOCATION OF 3 WILDLIFE VIEW,
HILTON HEAD ISLAND SOUTH CAROLINA INSIDE OF
THE NEIGHBORHOOD OF TANYLEAF OFF OF SPANISH
WELLS. REVIEW PAGE 254 PARAGRAPHS 1, 2, 3, 4, 5, 6
AND 7. REVIEW PAGE 255 PARAGRAPHS 1, 2 AND 3 OF TRIAL TRANSCRIPT.
DEPUTY NICHOLAS TESTIFIED THAT HE STARTED ASKING
THE VICTIM QUESTION ABOUT WHERE THE SUSPECT
WAS AND WAS HE STILL AROUND. REVIEW PAGE 257
PARAGRAPHS 1, 2 AND 3 OF TRIAL TRANSCRIPT. REVIEW
PAGE 258 PARAGRAPHS 1, 2 AND 3 OF TRIAL TRANSCRIPT.
WHICH INDICATES THAT DEPUTY NICHOLAS NEVER SAW
A DESCRIPTION OF WHO THE BURGLARY SUSPECT LOOKED
LIKE OR WHO THE BURGLARY SUSPECT WAS NOT
PRESENT ON THE SCENE OF THE CRIME. DEPUTY NICHOLAS
ARRIVED ON THE SCENE OF THE CRIME. DEPUTY NICHOLAS
TESTIFIED THAT THERE WAS A VICTIM TOLD HIM THAT THE VICTIM
THE VICTIM TOLD HIM THAT THE VICTIM HAD TOUCHED SO HE
A CROWN ROYAL BOTTLE HAD TOUCHED THE CROWN ROYAL
SAID THE PERPETRATOR HAD TOUCHED THE CROWN ROYAL
COLLECTED THE WHOLE AS A RESULT THE CROWN ROYAL
TO BE PROCESSED. AS A RESULT THE CROWN ROYAL
BOTTLE WAS PROCESSED. REVIEW PAGE 267 PARA-
GRAPHS 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, AND 17 OF TRIAL
TRANSCRIPT. DEPUTY NICHOLAS WHALING TESTIFIED THAT AFTER
HE DID A WALK THROUGH WITH THE VICTIM. THE
VICTIM SHOWED HIM WHERE SHE HAD HER WALLET
AND HER SCHOOL BAG AND THE VICTIM NOTICED
THAT ONE HUNDRED DOLLARS WAS MISSING.
SO HE TOOK A DNA SWAB OF THE WALLET.
REVIEW PAGE 261 PARAGRAPHS 14, 15, 16, 17, 18 AND
19 OF TRIAL TRANSCRIPT. DEPUTY NICHOLAS WHALING TESTIFIED THAT HE

and the victim went around the rest of the house to make sure nothing else was missing or disturbed. And then they finally went down to her car and there was a package from Amazon in the back of the victim's car. Deputy Nicholas Whaling testified that the victim realized that somebody had taken a Halloween flag.

Deputy Nicholas Whaling testified that the victim told him that her step daughter had left the garage door open where there is a stair case that leads up into the house and there's an access door under there. So Deputy Nicholas Whaling testified that he swabbed the doorknob that goes from the garage to access into the house. And those are the two DNA swabs that he took and he collected the whole Crown Royal bottle. Review page 261 paragraphs 23, 24, 25 and page 262 paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11 of trial transcript.

Deputy Nicholas Whaling testified that he was not on the scene of the crime at the time the burglary allegedly occurred. Review page 266 paragraphs 8, 9 and 10 of trial transcript.

Deputy Nicholas Whaling testified that when he arrived at the area of the burglary he did not see anybody who fitted the description of the alleged burglar. That had been put out. Review page 266 paragraphs 19, 20 and 21 of trial transcript.

Deputy Nicholas Whaling testimony reveals that Deputy Nicholas Whaling does not have any personal knowledge of the identity of the person who victim Angela Norcia alleged burglarized into her house on September 19th 2020 at 3 Wildlife View on Hilton Head Island South Carolina. Review page 266 paragraphs 8, 9, 10, 19, 20 and 21 of trial transcript.

TESTIMONY OF VICTIM ANGELA NORCIA

Angela Norcia testified that she lived at 3 Wildlife View on Hilton Head, South Carolina with her boyfriend, Brian, her son

BRIAN AND HIS FOUR CHILDREN. REVIEW PAGE 272 PARAGRAPHS 7, 8, 9, 20, 21 AND 22 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT SHE WOKE UP TO HEARING A NOISE AND THEN SHE FOCUSED AND WOKE UP TO A BRIGHT LIGHT AND THEN SAW A HAND ON THE BANISTER OF HER BED, AND THEN REALIZED THAT SOMEBODY WAS IN THE ROOM, REVIEW PAGE 274 PARAGRAPHS 8, 9, 10, 11, 12 AND 13 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT SHE AWOKE TO SEEING A PHONE OVER THE BANISTER AND A MAN'S HAND. AND THEN SOMEBODY CROUCHED UNDERNEATH THE BANISTER. REVIEW PAGE 275 PARAGRAPHS 4, 5, 6, AND 7 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT SHE STARTED TO FOCUS AND SAID "WHAT THE FUCK IS GOING ON? AND THE PERSON SAID "I JUST WANTED TO LET YOU KNOW YOUR GARAGE DOOR WAS OPEN" REVIEW PAGE 275 PARAGRAPHS 8, 9, 10, AND 11 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED SHE GOT OUT OF HER BED AND STARTED TO GO TOWARDS THE MAN IN THE BEDROOM AND HE RAN OUT OF THE HOUSE, THROUGH THE DOOR LEADING UP FROM THE GARAGE REVIEW PAGE 275 PARAGRAPHS 14, 15, 16, 17, 18, 19, 20 AND 21 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIMONY EXPLAINS THAT THERE IS ONLY ONE MAN SUSPECT INVOLVED IN THE INCIDENT COMPLAINED OF REVIEW PAGE 275 PARAGRAPHS 14, 15, 16, 17, 18, 19, 20 AND 21 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT WHILE SHE WAS ON THE PHONE WITH 911 THE MAN TRIED TO GET BACK INTO HER HOUSE THROUGH THE FRONT DOOR. ANGELA NORCIA TESTIFIED THAT THE MAN WAS TWISTING THE DOOR HANDLE TRYING TO GET BACK INTO HER HOUSE REVIEW PAGE 277 PARAGRAPHS 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, AND 22 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT THE MAN WAS STANDING AT HER WHILE SHE WAS STANDING THERE WITH THE PHONE REVIEW PAGE 277 PARAGRAPHS 12, 13, 14 AND 15 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT SHE PUT HER CONTACT LENSES IN WHEN SHE WAS ON THE PHONE WITH 911, AND WAS ABLE TO GET A PRETTY GOOD LOOK AT THE SUSPECT WHILE THE FRONT PORCH LIGHT WAS ON. REVIEW PAGE 277 PARAGRAPHS 23, 24 AND 25 AND PAGE 278 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8 AND 9 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT THE BURGLARY SUSPECT WAS A YOUNG BLACK MALE WITH A RED SHIRT AND DREADS, WHO DID NOT HAVE ANY FACIAL HAIR REVIEW PAGE 278 PARAGRAPHS 10, 11, 12, 13, AND 14 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT THE THINGS THAT SHE NOTICED WAS OUT OF PLACE WAS, HER WALLET WAS PULLED OUT OF THE BAG, THE CROWN ROYAL BOTTLE, THERE WAS A CABINET THAT HAD BEEN OPENED, WHEN SHE WENT DOWNSTAIRS HER CAR WAS RUMMAGED THROUGH, THERE WAS MONEY TAKEN OUT OF WALLET AND THERE WAS A BREAKFAST SANDWICH SITTING ON THE KITCHEN COUNTER, THAT WAS NOT FROM HER. AND THERE WAS A BITE TAKEN OUT FROM THE SANDWICH AND THE SANDWICH WAS NEXT TO THE EMPTY BOTTLE OF CROWN ROYAL.

REVIEW PAGE 278, PARAGRAPHS 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 AND PAGE 279 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, AND 11 FROM TRIAL TRANSCRIPT. ANGELA NORCIA TESTIFIED THAT SHE HAD MULTIPLE OPPORTUNITIES TO SEE WHO THE BURGLARY SUSPECT WAS REVIEW PAGE 291 PARAGRAPHS 13, 14, 15, 16, AND 17 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT SHE DID SEE WHO THE BURGLARY SUSPECT WAS ONCE SHE PUT HER CONTACT LENSES IN. REVIEW PAGE 291 PARAGRAPHS 16 AND 17 FROM TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT AFTER SHE SAW THE BURGLARY SUSPECT ON MULTIPLE INCIDENTS. IN A PHOTO LINE UP SHE DID NOT PICK OUT ANYONE AS THE BURGLARY SUSPECT, WHO SHE SAID SHE PERSONALLY WITNESSED. COMMIT THE BURGLARY AGAINST HER. REVIEW PAGE 291 PARAGRAPHS 21, 22, 23, 24 AND 25 OF TRIAL TRANSCRIPT.

THE STATE OF SOUTH CAROLINA HAS THE BURDEN OF PROOF TO PROVE THE IDENTITY OF THE PERPETRATOR WHO VICTIM ANGELA NORCIA ALLEGED BURGLARIZED INTO HER HOUSE AND COMMITTED THE CRIMES OF BURGLARY FIRST DEGREE, ASSAULT AND BATTERY FIRST DEGREE AND VOYEURISM AGAINST HER. THEREFORE THE ELEMENT OF IDENTITY IS A ELEMENT THAT THE STATE OF SOUTH CAROLINA MUST PROVE BEYOND A REASONABLE DOUBT, BEFORE THE STATE OF SOUTH CAROLINA CAN PROVE THAT A PERSON IS GUILTY BEYOND A REASONABLE DOUBT, OF COMMITTING A ALLEGED CRIME AGAINST A VICTIM. FOR PROOF REVIEW

CASE LAW MERITS

COURT OF APPEALS OF OHIO, ELEVENTH DISTRICT, ASHTABULA COUNTY CASE LAW OF.

STATE VS. SANDEROCK 114 M.E.3d 262 QUOTING

THE STATE HAS A DUTY TO PROVE, BEYOND A REASONABLE DOUBT, EACH ELEMENT OF THE CRIME SET FORTH IN THE INDICTMENT. ADDITIONALLY, THE STATE MUST ALSO DEMONSTRATE THE IDENTITY OF THE DEFENDANT AS THE PERPETRATOR BEYOND

a reasonable doubt

DEPUTY NICHOLAS WHALING testified that when he arrived at the area of the BURGLARY he did not see anybody who fitted the description of the alleged BURGLAR that had been put out. Review page 266 paragraphs 19, 20, and 21 of TRIAL TRANSCRIPT. The direct evidence and circumstantial evidence in this case reveals that VICTIM ANGELA NORCIA is the one and only person who personally witnessed and personally saw how the face of the BURGLARY SUSPECT LOOKS LIKE, who ANGELA NORCIA alleged she saw commit the crimes of BURGLARY FIRST degree, VOYEURISM and ASSAULT and BATTERY FIRST degree against her. Review page 277 paragraphs 23, 24, and 25 and page 278 paragraphs 1, 2, 3, 4, 5, 6, 7, 8 and 9 of TRIAL TRANSCRIPT. FORENSIC ARTIST LORA GORICH explained in her testimony that on September 21st 2,020 which is only two days after the alleged BURGLARY occurred, she, FORENSIC ARTIST LORA GORICH, met with VICTIM ANGELA NORCIA at BEaufort COUNTY SHERIFF OFFICE ON HILTON Head. Review page 295 paragraphs 24, 25 and page 296 paragraphs 2, 2, 3, 4, 5, 6, 7, 8, 9, 10 and page 298 paragraphs 5, 6, 17, and 8 of TRIAL TRANSCRIPT. FORENSIC ARTIST LORA GORICH explained in her testimony that she met with VICTIM ANGELA NORCIA and drew a FORENSIC detailed sketch of the BURGLARY SUSPECT. Based on the details her that VICTIM ANGELA NORCIA explained to her. Review page 295 paragraphs 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, and page 296 paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and page 297 paragraphs 22, 23, 24 and 25 of TRIAL TRANSCRIPT. ANGELA NORCIA testified that she gave a detailed description of how the identity of the BURGLARY SUSPECT LOOKS LIKE, to LAW ENFORCEMENT OFFICERS. Review page 278 paragraphs 10, 11, 12, 13 and 14 of TRIAL TRANSCRIPT. Because the direct evidence and circumstantial evidence submitted in this case, proves that VICTIM ANGELA NORCIA is the one and only witness who personally saw how the identity of the BURGLARY SUSPECT LOOKS LIKE, who BURGLARIZED INTO her house, and allegedly committed the alleged crimes of BURGLARY FIRST degree, VOYEURISM and ASSAULT and BATTERY FIRST degree against her. The only way the state of SOUTH CAROLINA could prove beyond a reasonable

doubt. Who the identity of the person who BURGLARIZED INTO ANGELA NORCIA house, and allegedly committed crime of BURGLARY FIRST degree, VOYEURISM and BATTERY FIRST degree and VOYEURISM against her is as a matter of law VICTIM ANGELA NORCIA WOULD OF had to PERSONALLY IDENTIFY THE SUSPECT IN A PHOTO LINE UP. AS THE PERSON WHO SHE PERSONALLY SAW, BURGLARIZE INTO her house and commit the alleged crime of BURGLARY FIRST degree, VOYEURISM and ASSAULT and BATTERY FIRST degree against her.

OR AS A MATTER OF LAW ANGELA NORCIA WOULD OF had to PERSONALLY POINT OUT AND IDENTIFY THE SUSPECT IN COURT TO THE JURY AS THE PERSON WHO SHE PERSONALLY SAW, BURGLARIZE INTO her house and commit the alleged crime of BURGLARY FIRST degree, VOYEURISM and ASSAULT and BATTERY FIRST degree against her. AS A MATTER OF LAW THE DIRECT EVIDENCE AND CIRCUMSTANTIAL EVIDENCE SUBMITTED IN THIS CASE PROVES THAT IN A PHOTO LINE UP VICTIM ANGELA NORCIA **EXCLUDED** TYREEK ROBINSON AS THE BURGLARY SUSPECT, WHO SHE PERSONALLY SAW, BURGLARIZE INTO her house and commit the crime of BURGLARY FIRST degree, VOYEURISM and ASSAULT and BATTERY FIRST degree against her. When after REVIEWING A PHOTO LINE UP, VICTIM ANGELA NORCIA DID NOT PICK OUT AND IDENTIFY TYREEK ROBINSON, AS THE BURGLARY SUSPECT, WHO SHE PERSONALLY SAW BURGLARIZE INTO her house and commit the crime of BURGLARY FIRST degree, VOYEURISM and ASSAULT and BATTERY FIRST degree against her. REVIEW PAGE 280 PARAGRAPHS 14, 15, 16 AND 17 AND PAGE 291 PARAGRAPHS 13, 14, 15, 16, 17, 21, 22, 23 AND 24 OF TRIAL TRANSCRIPT. ANGELA NORCIA TESTIFIED IN COURT TO THE JURY AT TRIAL, THAT SHE DID NOT KNOW WHO TYREEK ROBINSON WAS AT ALL. AS A MATTER OF LAW PROVEING THAT WHILE TESTIFYING IN COURT BEFORE THE JURY AT TRIAL, VICTIM ANGELA NORCIA DID NOT PICK OUT AND IDENTIFY, TYREEK ROBINSON TO THE JURY AS THE BURGLARY SUSPECT WHO SHE PERSONALLY SAW, BURGLARIZE INTO her house and commit the alleged crime of BURGLARY FIRST degree, VOYEURISM and ASSAULT and BATTERY FIRST degree against her. REVIEW PAGE 283 PARAGRAPH 24, 25

and page 284 paragraphs 1 and 2 of TRIAL TRANSCRIPT.

AS A MATTER OF LAW PROVEING, THAT AS A MATTER OF LAW. THE STATE OF SOUTH CAROLINA FAILED TO PROVE TO THE JURY BEYOND A REASONABLE DOUBT WHO THE IDENTITY OF THE PERSON IS, WHO ANGELA NORCIA ALLEGE, SHE SAW BURGLARIZE INTO HER HOUSE AND COMMITTE THE CRIMES OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER

TESTIMONY OF FORENSIC ARTIST LARA GORICK

AS PREVIOUS EXPLAINED FORENSIC ARTIST LARA GORICK EXPLAINED IN HER TESTIMONY. THAT ON SEPTEMBER 21ST, 2020 WHICH IS ONLY TWO DAYS AFTER THE ALLEGED BURGLARY. SHE "FORENSIC ARTIST LARA GORICK" MET WITH VICTIM ANGELA NORCIA AT BEAUFORT COUNTY SHERIFF OFFICE ON HILTON HEAD. REVIEW PAGE 295 PARAGRAPHS 24, 25 AND PAGE 296 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 AND PAGE 298 PARAGRAPHS 5, 6, 7 AND 8 OF TRIAL TRANSCRIPT.

AS PREVIOUSLY EXPLAINED FORENSIC ARTIST LARA GORICK EXPLAINED IN HER TESTIMONY. THAT SHE MET WITH VICTIM ANGELA NORCIA, AND DREW A FORENSIC DETAILED SKETCH OF THE BURGLARY SUSPECT. BASED ON THE DETAILS THAT VICTIM ANGELA NORCIA EXPLAINED TO HER REVIEW PAGE 295 PARAGRAPHS 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 AND PAGE 296 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 AND PAGE 297 PARAGRAPHS 22, 23, 24 AND 25 OF TRIAL TRANSCRIPT.

AS A MATTER OF LAW THE DIRECT EVIDENCE AND THE CIRCUMSTANTIAL EVIDENCE IN THIS CASE. REVEALS THAT VICTIM ANGELA NORCIA IS THE ONE AND ONLY PERSON WHO PERSONALLY WITNESSED AND PERSONALLY SAW. HOW THE FACE OF THE BURGLARY SUSPECT LOOKS LIKE, WHO ANGELA NORCIA ALLEGE SHE SAW. COMMITTE THE CRIMES OF BURGLARY FIRST DEGREE, VOYEURISM, AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. REVIEW PAGE 277 PARAGRAPHS 23, 24 AND 25 AND PAGE 278 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8 AND 9 OF TRIAL TRANSCRIPT. THEREFORE EVEN THOUGH FORENSIC SKETCH ARTIST LARA GORICK. DREW A FORENSIC SKETCH, OF THE

alleged burglary suspect who victim ANGELA NORCIA explained to her in details, in a interview on September 21st, 2020 at BEAUFORT COUNTY SHERIFF OFFICE. IN ORDER FOR THE FORENSIC SKETCH OF THE BURGLARY SUSPECT, TO PROVE BEYOND A REASONABLE DOUBT WHO THE IDENTITY OF THE BURGLARY SUSPECT IS THAT FORENSIC SKETCH ARTIST LARA GORICK DREW. VICTIM ANGELA NORCIA WOULD OF HAD TO PICK OUT AND IDENTIFY WHO THE BURGLARY SUSPECT IS FROM A PHOTO LINE UP OR FROM A IN COURT IDENTIFICATION CONDUCTED BY THE BURGLARY VICTIM ONLY. ALSO VICTIM ANGELA NORCIA WOULD OF HAD TO TESTIFY TO THE JURY AT TRIAL, THAT THE ALLEGED BURGLARY SUSPECT WHO SHE PICKED OUT AND IDENTIFIED, IS THE EXACT SAME BURGLARY SUSPECT, WHO FORENSIC SKETCH ARTIST LARA GORICK DREW IN HER SKETCH. BASED ON THE DETAILS THAT SHE RECEIVED FROM VICTIM ANGELA NORCIA. THIS IS BECAUSE THE DIRECT EVIDENCE AND THE CIRCUMSTANTIAL EVIDENCE SUBMITTED IN THE CASE AT TRIAL, PROVES THAT VICTIM "ANGELA NORCIA" IS THE ONE AND ONLY PERSON, WHO SAW HOW THE FACE OF THE BURGLARY SUSPECT LOOKS LIKE, WHO BURGLARIZED INTO HER HOUSE, AND ALLEGEDLY COMMITTED THE ALLEGED CRIMES OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE. REVIEW PAGE 277 PARAGRAPHS 23, 24, 25 AND PAGE 278 PARAGRAPH 1, 2, 3, 4, 5, 6, 7, 8, AND 9 OF TRIAL TRANSCRIPT BECAUSE AS A MATTER OF LAW THE DIRECT EVIDENCE AND CIRCUMSTANTIAL EVIDENCE SUBMITTED IN THE CASE, PROVES THAT IN A PHOTO LINE UP VICTIM ANGELA NORCIA **EXCLUDED** TYREEK ROBINSON

AS THE BURGLARY SUSPECT, WHO SHE PERSONALLY SAW, BURGLARIZE INTO HER HOUSE AND COMMITTE THE CRIME OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. WHEN AFTER REVIEWING A PHOTO LINE UP, VICTIM ANGELA NORCIA DID NOT PICK OUT AND IDENTIFY TYREEK ROBINSON. AS THE BURGLARY SUSPECT, WHO SHE PERSONALLY SAW BURGLARIZE INTO HER HOUSE AND COMMITTE THE CRIME OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. REVIEW PAGE 280 PARAGRAPHS 14, 15, 16 AND 17 AND PAGE 291 PARAGRAPHS 13, 14, 15, 16, 17, 21, 22, 23 AND 24 OF TRIAL TRANSCRIPT. ALSO BECAUSE ANGELA NORCIA TESTIFIED IN COURT TO THE JURY AT TRIAL, THAT SHE DID NOT KNOW WHO TYREEK ROBINSON WAS AT ALL. AS A MATTER OF

LAW PROVES THAT WHILE TESTIFYING IN COURT BEFORE THE JURY AT TRIAL, VICTIM ANGELA NORCIA DID NOT PICK OUT AND IDENTIFY TYREEK ROBINSON TO THE JURY, AS THE BURGLARY SUSPECT WHO SHE PERSONALLY SAW. BURGLARIZE INTO HER HOUSE AND COMMITTE THE ALLEGED CRIME OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. REVIEW PAGE 283 PARAGRAPHS 24, 25 AND PAGE 284 PARAGRAPHS 1, AND 2 OF TRIAL TRIAL TRANSCRIPT AS A MATTER OF LAW THE FORENSIC SKETCH OF THE BURGLARY SUSPECT. THAT FORENSIC SKETCH ARTIST LARA GLORICK DREW, BY USE OF DETAILS FROM VICTIM ANGELA NORCIA. DOES NOT PROVE BEYOND A REASONABLE DOUBT, WHO THE IDENTITY OF THE BURGLARY SUSPECT IS, WHO VICTIM ANGELA NORCIA TESTIFIED THAT SHE PERSONALLY SAW. BURGLARIZE INTO HER HOUSE, AND COMMITTE THE CRIME OF BURGLARY FIRST DEGREE, VOYEURISM, AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. FORENSIC SKETCH ARTIST LARA GLORICK TESTIFIED THAT SHE DID NOT SEE WHO THE PERPETRATOR WAS THAT BURGLARIZED INTO ANGELA NORCIA HOUSE AND HER FORENSIC SKETCH OF THE BURGLARY SUSPECT, IS BASED ON WHAT VICTIM ANGELA NORCIA TOLD HER. REVIEW PAGE 297 PARAGRAPHS 19, 20, 21, 22, 23, 24 AND 25 OF TRIAL TRANSCRIPT. BASED ON THE FACTS EXPLAINED, AS A MATTER OF LAW THE STATE OF SOUTH CAROLINA FAILED TO PROVE BEYOND A REASONABLE DOUBT, WHO THE IDENTITY OF THE PERSON IS. INSIDE OF THE FORENSIC SKETCH OF THE BURGLARY SUSPECT, THAT FORENSIC SKETCH ARTIST LARA GLORICK DREW, BASED ON DETAILS THAT VICTIM ANGELA NORCIA EXPLAINED TO HER.

TESTIMONY OF DERRICK NELSON

DERRICK NELSON TESTIFIED THAT HE IS A INVESTIGATOR AND DEPTAL FORENSIC EXAMINER WHO WORKS FOR THE 14TH CIRCUIT SOLICITOR OFFICE REVIEW PAGE 299 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 AND 12 OF TRIAL TRANSCRIPT DERRICK NELSON TESTIFIED THAT HE COLLECT DATA FROM COMPUTERS, CELL PHONES, ROUTERS, SO ON AND SO FORTH REVIEW PAGE 299 PARAGRAPHS 22, 23,

2ND 24 OF TRIAL TRANSCRIPT.
DERRICK NELSON TESTIFIED THAT HE EXAMINED A
SAMSUNG GALAXY CELL PHONE REVIEW PAGE 299
PARAGRAPHS 25 AND PAGE 300 PARAGRAPHS 2, 2, AND 3
DERRICK NELSON TESTIFIED THAT HE RECEIVED THE
SAMSUNG GALAXY CELL PHONE FROM SERGEANT ADAM
PAUL, AT BEAUFORT COUNTY SHERIFF OFFICE PAGE 300
PARAGRAPHS 6, 7 AND 8 OF TRIAL TRANSCRIPT
DERRICK NELSON TESTIFIED THAT HE DID TWO TYPES
OF EXTRACTIONS ON THE SAMSUNG GALAXY CELL PHONE.
ONE IS CALLED A FILED SYSTEM LEVEL EXTRACTION.
THE OTHER ONE IS CALLED A ADVANCED LOGICAL
EXTRACTION. REVIEW PAGE 300 PARAGRAPHS 11, 12, 13, 14,
15, 16, 17, 18, 19, 20, 21 AND 22 OF TRIAL TRANSCRIPT.
DERRICK NELSON TESTIFIED THAT HE USED A CELLEBRATE
UNIVERSAL SYSTEM CALLED UNIVERAL FORENSIC
EXTRACTION DEVICE, TO PULL WHAT EVER WAS
PHYSICALLY ON THE PHONE FROM OFF OF THE PHONE.
REVIEW PAGE 300 PARAGRAPHS 23, 24, 25 AND PAGE 301
PARAGRAPHS 2, 2, 3, 4 AND 5 OF TRIAL TRANSCRIPT
DERRICK NELSON TESTIFIED THAT THE COMPLETE CELL
PHONE EXTRACTION WAS CONTAINED ON A DISK THAT
HE INSTALLED AND SIGNED REVIEW PAGE 301 PARAG-
RAPHS 6, 7, 8, 9, 10, AND 11 OF TRIAL TRANSCRIPT
DERRICK NELSON TESTIFIED THAT THE DISK CONTAIN-
ED A SINGLE CELL PHONE VIDEO THAT WAS EXTRACTED
FROM OFF OF THE CELL PHONE AND HE WATCH THE
VIDEO REVIEW PAGE 301 PARAGRAPHS 22, 23, 24, 25
AND PAGE 302 PARAGRAPHS 1, 2, 3 OF TRIAL TRANSCRIPT
DERRICK NELSON TESTIFIED THAT THE VIDEO THAT
HE OBTAINED FROM OFF OF THE CELL PHONE DUMP, DEPICTED
A NUDE FEMALE LAYING ON HER STOMACH AND THEN
A PERSON THAT TOUCH HER GENITALIA BEHIND IN
SURPRISE. PAGE 302 PARAGRAPHS 4, 5, 6, 7, 8, 9, 10, 11 AND
12 OF TRIAL TRANSCRIPT
DERRICK NELSON TESTIFIED THAT THERE WAS A TEXT
MESSAGE ON THE CELL PHONE THAT WAS A OUTGOING
TEXT MESSAGE TO THE CONTACT. LISTED AS MOM THAT
STATED "THIS IS TYREEK, I GOT A NEW PHONE PAGE 310
PARAGRAPHS 8, 9, 10, 11, AND 12 OF TRIAL TRANSCRIPT
DERRICK NELSON TESTIFIED THAT THERE WAS A TEXT
MESSAGE ON THE CELL PHONE DATED SEPTEMBER 11TH AT
APPROXIMATELY 12:17 PM THAT WENT TO THE CONTACT
NAMED MEAN. THAT STATED "QUOTE" HI THIS IS TYREEK
I'M AT 54 MUDDY CREEK ROAD, HILTON HEAD ISLAND,
SOUTH CAROLINA, 29926. REVIEW PAGE 310 PARAGRAPHS
13, 14, 15, 16, 17, 18 AND 19 OF TRIAL TRANSCRIPT.
DERRICK NELSON TESTIFIED THAT THERE WAS A TEXT
MESSAGE ON THE CELL PHONE, AND ATTACHED TO THE
TEXT MESSAGE WAS THE VIDEO IN QUESTION. OF THE

women LAYING ON her stomach. That was sent to the phone number of (843) 441-7289 ON September 19th, 2020 to a person listed as Kareem New. DERRICK NELSON testified that there are other calls on the cell phone that indicate that other people are using the cell phone. Review page 317 paragraphs 3, 4, 5, 6, 7, 8 and page 320 paragraph 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and page 318 paragraph 2, 3, 4, 5, 6, 7, 8 and 9 of trial transcript. DERRICK NELSON testified that there was a text message on the cell phone that stated "quote" "HEY SARGE THIS IS KAREEM ON SEPTEMBER 20th" Review page 317 paragraphs 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and page 318 paragraph 2, 3, 4, 5, 6, 7, 8 and 9 of trial transcript. DERRICK NELSON testified that on September 20th there was a text message of a letter that was sent to the cell phone to a person by the name of Kareem from an insurance company by the name of GEICO Review page 318 paragraphs 2, 3, 4, 5, 6, 7 and 8 and page 320 paragraphs 2, 3, 4, 5, 6, 7 and 8 of trial transcript. ANGELA NORCIA explained in her testimony that her house was allegedly BURGLARIZED INTO at 3 WILDLIFE VIEW, HILTON HEAD ISLAND, SOUTH CAROLINA ON September 19th, 2020. DERRICK NELSON testified that the state of South Carolina submitted in this case, proves that between the date of September 19th, 2020 and the date of September 20th, 2020. The only person who was "RECEIVING" text messages

ON THE CELL phone that the evidence of the women who was LAYING ON her stomach was found on. was a person by the name of "KAREEM" Review page 317 paragraphs 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and page 318 paragraphs 2, 3, 4, 5, 6, 7, 8 and 9 and page 320 paragraphs 2, 3, 4, 5, 6, 7, 8 and 9 of trial transcript. AS A MATTER OF LAW PROVEING THAT DERRICK NELSON TESTIMONY THAT THE STATE OF SOUTH CAROLINA SUBMITTED IN THIS CASE, PROVES THAT BETWEEN THE DATE OF SEPTEMBER 19th, 2020 AND SEPTEMBER 20th, 2020, THE ONLY PERSON WHO WAS IN POSSESSION OF THE CELL PHONE THAT THE VIDEO OF THE WOMEN LAYING ON her stomach WAS FOUND ON, IS A PERSON BY THE NAME OF "KAREEM". Review page 317 paragraphs 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and page 318 paragraphs 2, 3, 4, 5, 6, 7, 8, and page 320 paragraphs 2, 3, 4, 5, 6, 7, 8, and 9 of trial transcript.

1, 2, 3 and 4 of TRIAL TRANSCRIPT. ALTHOUGH DERRICK NELSON TESTIFIED TO THE JURY AT TRIAL THAT THE VIDEO FOUND ON THE CELL PHONE, DEPICTED A PERSON TOUCHING A WOMEN ON THE GENITALIA, INSIDE OF THE VIDEO OF THE WOMEN, WHO WAS LAYING ON HER STOMACH, THAT WAS FOUND ON THE CELL PHONE. INSIDE OF HIS TESTIMONY TO THE JURY AT TRIAL, DERRICK NELSON **DID NOT REVEAL TO THE JURY AT**

TRIAL, WHO THE IDENTITY OF THE PERSON INSIDE OF THE VIDEO IS. THAT DERRICK NELSON ALLEGED, TOUCHED THE WOMEN ON THE GENITALIA. INSIDE OF THE VIDEO OF THE WOMEN, WHO WAS LAYING ON HER STOMACH INSIDE OF THE VIDEO, THAT WAS FOUND ON THE CELL PHONE. REVIEW PAGE 302 PARAGRAPHS 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, AND 12 OF TRIAL TRANSCRIPT AS A MATTER OF LAW DERRICK NELSON TESTIMONY TO THE JURY AT TRIAL, FAILED TO PROVE BEYOND A REASONABLE DOUBT WHO THE IDENTITY OF THE PERSON IS, WHO ALLEGEDLY BURGLARIZED INTO ANGELA NORCZA HOUSE AND ALLEGEDLY COMMITTED THE ALLEGED CRIMES OF BURGLARY, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER.

TESTIMONY OF ADAM PAUL

ADAM PAUL TESTIFIED THAT WHILE HE WAS WORKING ON OCTOBER 7TH, 2020, HE RESPONDED TO A WRECKED VEHICLE THAT NO ONE WAS INSIDE. REVIEW PAGE 322 PARAGRAPHS 20, 21, 22, 23, 24, 25 AND PAGE 323 PARAGRAPHS 1, 2, AND 3 OF TRIAL TRANSCRIPT. ADAM PAUL TESTIFIED THAT HE FOUND A SAMSUNG TELEPHONE INSIDE OF THE VEHICLE. REVIEW PAGE 323 PARAGRAPHS 7 AND 2 OF TRIAL TRANSCRIPT. ADAM PAUL TESTIFIED THAT HE SUBMITTED THE SAMSUNG PHONE INTO EVIDENCE AND LATER TOOK IT TO SPECIAL INVESTIGATOR DERRICK NELSON IN THE 14TH CIRCUIT SELECTORS OFFICE SO HE COULD EXTRACT THE DATA

OFF OF IT. REVIEW PAGE 324 PARAGRAPHS 8, 9, 10, 11, 12, 13, AND 14 OF TRIAL TRANSCRIPT. EXTRACTION. ADAM PAUL TESTIFIED THAT AFTER THE EXTRACTION, DERRICK NELSON GAVE HIM A THUMB DRIVE OF ALL THE DATA, WHICH HE TRANSFERRED THE INFORMATION OF, FROM THE THUMB DRIVE TO A CD-ROM AND PLACED THAT INTO EVIDENCE PAGE 324 PARAGRAPHS 20, 21, 22, 23, 24, 25 AND PAGE 7 PARAGRAPHS 1 OF TRIAL TRANSCRIPT.

ADAM PAUL TESTIFIED THAT THERE WERE OUTGOING TEXT MESSAGES ON THE PHONE THAT STATED THIS IS TYREEK. REVIEW PAGE 325 PARAGRAPHS 5, 6, 7, 8 AND 9 OF TRIAL TRANSCRIPT. ADAM PAUL TESTIFIED THAT STATES EXHIBIT 18 IS A PICTURE OF A VERONA. REVIEW PAGE 327 PARAGRAPHS 5, 6, 7, 8, 9, 10 AND 11 OF TRIAL TRANSCRIPT. ADAM PAUL TESTIFIED THAT STATES EXHIBIT 19 IS A PICTURE OF A HAND REACHING UP VERY CLOSE TO A FEMALE VERONA. REVIEW PAGE 327 PARAGRAPHS 12, 13, 14, 15, AND 16 OF TRIAL TRANSCRIPT.

ADAM PAUL TESTIFIED THAT THERE WERE A TEXT MESSAGE FROM A PERSON NAMED MOM, ABOUT A PROGRESSIVE INSURANCE POLICY ABOUT A PERSON NAMED TYREEK ROBINSON. REVIEW PAGE 327 PARAGRAPHS 17, 18, 19, 20, 21, 22, 23, 24, 25 AND PAGE 328 PARAGRAPHS 1, 2, 3, 4 AND 5 OF TRIAL TRANSCRIPT.

ADAM PAUL TESTIFIED THAT HE TOOK THE CELL PHONE TO SPECIAL INVESTIGATOR DERRICK NELSON. SO HE COULD EXTRACT ALL OF THE DATA FROM OFF OF THE CELL PHONE, ON A THUMB DRIVE THAT HE GAVE HIM. REVIEW PAGE 324 PARAGRAPHS 8, 9, 10, 11, 12, 13, 14, 20, 21 AND 22 OF TRIAL TRANSCRIPT.

SPECIAL INVESTIGATOR DERRICK NELSON TESTIFIED THAT HE IS A DEPUTY FORENSIC EXAMINER. REVIEW PAGE 299 PARAGRAPH 10, 11, AND 12 OF TRIAL TRANSCRIPT. FORENSIC EXAMINER DERRICK NELSON TESTIFIED THAT THERE ARE OTHER CALLS ON THE CELL PHONE THAT INDICATE THAT OTHER PEOPLE ARE USING THE CELL PHONE. REVIEW PAGE 317 PARAGRAPHS 3, 4, 5, 6, 7, 8 AND 9. PAGE 320 PARAGRAPH 7, 8, 9 AND 12 OF TRIAL TRANSCRIPT. FORENSIC EXAMINER DERRICK NELSON TESTIFIED THERE WAS A TEXT MESSAGE ON THE CELL PHONE THAT STATES "QUOTE" "HEY SARGE THIS IS KAREEM ON SEPTEMBER 20TH" UNQUOTE. REVIEW PAGE 317 PARAGRAPHS 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 AND PAGE 318 PARAGRAPHS 1 OF TRIAL TRANSCRIPT.

FORENSIC EXAMINER DERRICK NELSON TESTIFIED THAT, ON SEPTEMBER 20TH THERE WAS A TEXT MESSAGE OF A LETTER THAT WAS SENT TO THE CELL PHONE TO A PERSON BY THE NAME OF KAREEM FROM A INSURANCE

company by the name of GETCO REVIEW page 318
 paragraphs 2, 3, 4, 5, 6, 7, and 8 and page 320 para-
 graphs 2, 4, 25 and page 321 paragraphs 2, 2, 3 and
 4 of TRIAL TRANSCRIPT
 VICTIM ANGELA MORCIA EXPLAINED IN her test-
 -IMONY. That her house was ALLEGEDLY BURGLAR-
 -IZED INTO at 3 WILDLIFE VIEW, HILTON HEAD
 ISLAND, SOUTH CAROLINA ON SEPTEMBER 19th, 2,020.
 FORENSIC EXAMINOR DERRICK NELSON testm-
 -ONY that the state of south CAROLINA submitted
 -IN THIS case, proves that between the date of
 SEPTEMBER 19th, 2,020. The ONLY person who was
RECEIVING text messages on the cell

phone that the evidence of the woman who was
 LAYING on her stomach was FOUND ON. was person
 by the name of "KAREEM" REVIEW page 317

paragraphs 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22,
 23, 24, 25 and page 318 paragraphs 1, 2, 3, 4, 5,
 6, 7, 8 and page 320 paragraphs 2, 4, 25 and page 321
 paragraphs 2, 2, 3 and 4 of TRIAL TRANSCRIPT
 AS a matter of LAW FORENSIC EXAMINOR DERRICK
 NELSON testmONY that the state of south CAROLINA
 submitted IN THIS case, PROVES that between the
 date of SEPTEMBER 19th, 2,020 and SEPTEMBER 20th
 2,020. The ONLY person who was IN POSSESSION OF
 the cell phone. That the VIDEO OF the woman
 LAYING on her stomach was FOUND ON. IS a
 person by the name of "KAREEM". REVIEW page

317 paragraphs 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22,
 23, 24, 25 and page 318 paragraphs 1, 2, 3, 4, 5, 6,
 7, 8 and page 320 paragraphs 2, 4, 25 and page 321
 paragraphs 2, 2, 3 and 4 of TRIAL TRANSCRIPT
 IN LIGHT OF the FORENSIC testmONY OF FORENSIC
 EXAMINOR DERRICK NELSON. ALTHOUGH ADAM PAUL
 testified to the JURY at TRIAL, That STATES EXHIBIT
 -19 IS a picture of a hand reaching up very
 close to a female VAGINA. That were pulled from
 the EXTRACTION done ON the cell phone. INSIDE
 OF his testmONY to the JURY at TRIAL. ADAM
PAUL DID NOT REVEAL TO THE JURY

AT TRIAL. Who the IDENTITY of the person
 INSIDE OF the picture of STATES EXHIBIT-19
 IS. That ADAM PAUL alleged reached up close with
 there hand to a female VAGINA REVIEW page
 326 paragraphs 5, 6, 7, 8 and page 327 paragraphs
 12, 13, 14, 15 and 16 OF TRIAL TRANSCRIPT

Therefore based on the facts explained as a matter of law Adam Paul testimony to the jury at trial failed to prove beyond a reasonable doubt, the identity of the person who allegedly burglarized into victim Angela Norcia house, and committed the crime of burglary first degree, voyeurism and assault and battery first degree against her.

TESTIMONY OF WILLIAM REDMAN

WILLIAM REDMAN testified that he called the Beaufort County Sheriff Office on September 23rd, 2020. Because he had seen a composite sketch of the suspect in a crime that occurred on the street. And he recognized the person and immediately called the police to tell them that he thought he had information pertinent to them. Review page 325 paragraphs 23, 24, 25 and page 336 paragraphs 2, 3, 4, 5, and 6 of trial transcript. WILLIAM REDMAN testified that when the police came out to meet him, he mentioned that several months before, which was late June of 2020, he was bicycling on Marshland Road and that he had a gentleman in front of him on a bicycle that turned the handle bars and basically flipped over the bike and landed in the middle of the street. Review page 337 paragraphs 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16 of trial transcript. WILLIAM REDMAN testified that he stopped to render assistance. But eventually he had some friends or at least folks that were nearby that ended up assisting him down muddy creek road, and it was the last he saw of that gentleman until he thought he saw him in that sketch. Review page 337 paragraphs 16, 17, 18, 19, 20 and 21 of trial transcript. WILLIAM REDMAN testified that he was not present on September 19th, 2020 when the alleged burglary occurred at Angel Norcia house. Review page 338 paragraphs 10, 11, 12, 13, 14, 15, 16, 17 and 18 of trial transcript. WILLIAM REDMAN testified that he did not witness anybody riding their bike off in the neighborhood on the night that the burglary occurred. Review page

338 PARAGRAPHS 19, 20, 21, AND 22 OF TRIAL TRANSCRIPT.
 AS A MATTER OF LAW WILLIAM REDMAN "DID NOT"
 WITNESS AND OBSERVE ANYBODY BURGLARIZE
 INTO ANGELA NORCIA HOUSE ON SEPTEMBER 19, 2020.
 REVIEW PAGE 338 PARAGRAPHS 11, 12, 13, 14, 15, 16, 17, 18, 19,
 20, 21 AND 22 OF TRIAL TRANSCRIPT.
 AS A MATTER OF LAW PROVEN BY WILLIAM REDMAN
 VERY OWN TESTIMONY. THAT AS A MATTER OF LAW
 WILLIAM REDMAN DO NOT HAVE ANY PERSONAL
 KNOWLEDGE AT ALL. OF WHO THE IDENTITY OF THE
 PERSON IS, THAT ALLEGEDLY BURGLARIZED INTO ANGELA
 NORCIA HOUSE ON SEPTEMBER 19th, 2020. REVIEW
 PAGE 338 PARAGRAPHS 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21,
 AND 22 OF TRIAL TRANSCRIPT.
 INSIDE OF HIS TESTIMONY BEFORE THE JURY AT TRIAL.
 WILLIAM REDMAN DID NOT REVEAL

TO THE JURY WHO THE IDENTITY

OF THE PERSON IN THE SKETCH IS. THAT HE TESTI-
 FIED TO THE JURY ABOUT. REVIEW PAGE 337 PARAGR-
 -APHS 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24,
 25 AND PAGE 338 PARAGRAPHS 2 OF TRIAL TRANSCRIPT.
 ALSO INSIDE OF HIS TESTIMONY TO THE JURY AT
 TRIAL. WILLIAM REDMAN DID NOT REVEAL

TO THE JURY

WHO THE IDENTITY OF

THE PERSON IS. THAT ALLEGEDLY BURGLARIZED
 INTO ANGELA NORCIA HOUSE AND ALLEGEDLY COMMITTED
 THE CRIMES OF. BURGLARY FIRST DEGREE, VOYEURISM,
 AND ASSAULT AND BATTERY FIRST DEGREE AGAINST
 HER. REVIEW PAGE 337 PARAGRAPHS 6, 7, 8, 9, 10, 11, 12, 13, 14,
 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 AND PAGE 338 PARAGR-
 -APHS 2, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, AND 22 OF
 TRIAL TRANSCRIPT.
 AS A MATTER OF LAW PROVEN THAT. WILLIAM REDMAN
 TESTIMONY BEFORE THE JURY AT TRIAL. FAILED TO
 PROVE BEYOND A REASONABLE DOUBT. WHO THE IDENTITY
 OF THE PERSON IS, THAT ALLEGEDLY BURGLARIZED INTO
 ANGELA NORCIA HOUSE. AND COMMITTED THE CRIME OF
 BURGLARY FIRST DEGREE, VOYEURISM, AND ASSAULT AND
 BATTERY FIRST DEGREE AGAINST HER.

TESTIMONY OF SETH
 REYNELLS

SETH REYNELLS TESTIFIED THAT STATES EXHIBIT 23, 24, AND 25 ARE PHOTOS OF MR. ROBINSON HAND REVIEW PAGE 342 PARAGRAPH 25 AND PAGE 343 PARAGRAPHS 2, 2, 3, 4, AND 5 OF TRIAL TRANSCRIPT. SETH REYNELLS TESTIFIED THAT HE REVIEWED THE VIDEO OF THE ALLEGED SEXUAL ASSAULT FROM THE TANSY LEAF INCIDENT. REVIEW PAGE 361 PARAGRAPHS 17, 18, 19, 20 AND 21 OF TRIAL TRANSCRIPT. SETH REYNELLS TESTIFIED THAT WHAT HE NOTICED IN THE VIDEO WAS SOME OBVIOUS UNIQUE SCARS ON THE BACK OF THE HAND OF THE PERSON IN THE VIDEO OF THE WOMAN LAYING ON HER STOMACH. REVIEW PAGE 361 PARAGRAPHS 22, 23, 24, 25 AND PAGE 362 PARAGRAPHS 1, 2, 3, 4 AND 5 OF TRIAL TRANSCRIPT. SETH REYNELLS TESTIFIED THAT STATES EXHIBIT 26, 27, AND 28 ARE STILL SHOTS OF THE SUSPECTS HAND IN THE VIDEO OF THE WOMAN LAYING ON HER STOMACH THAT WAS EXTRACTED OFF OF THE CELL PHONE REVIEW PAGE 362 PARAGRAPHS 6, 7, 8, 9, 10, AND 11 OF TRIAL TRANSCRIPT.

SETH REYNELLS TESTIFIED THAT ON OCTOBER 15TH 2,020 HE PHOTOGRAPHED THE DEFENDANTS HAND REVIEW PAGE 363 PARAGRAPHS 4, 5, 6, AND 7 OF TRIAL TRANSCRIPT. SETH REYNELLS TESTIFIED THAT STATES EXHIBIT 23, 24, AND 25 ARE PHOTOS OF TYREEK ROBINSON HANDS REVIEW PAGE 363 PARAGRAPHS 8, 9, 10, 11, 12 AND 13 OF TRIAL TRANSCRIPT. SETH REYNELLS TESTIFIED THAT STATES EXHIBIT - 27 AND 28 ARE STILL SHOTS FROM THE VIDEO, WHICH IS THE VIDEO EVIDENCE OF THE TANSY LEAF DRIVE IN SEPTEMBER OF THAT YEAR REVIEW PAGE 364 PARAGRAPHS 7, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 AND 18 OF TRIAL TRANSCRIPT. SETH REYNELLS TESTIFIED THAT PHOTOGRAPHS 23, 24 AND 25 ARE PHOTOGRAPHS OF MR. ROBINSON'S HAND THAT HE TOOK ON OCTOBER 15TH REVIEW PAGE 364 PARAGRAPHS 19, 20, 21, 22, 23, 24, 25 AND PAGE 365 1 FROM TRIAL TRANSCRIPT.

THE COURT DID NOT QUALIFY SETH REYNELLS AS AN EXPERT WITNESS ON THE COMPARISON OF SCARS ON A PERSONS HAND. THEREFORE SETH REYNELLS COMPARISON OF A SCAR ON THE SUSPECTS HAND, IN THE VIDEO OF THE WOMAN LAYING ON HER STOMACH, COMPARED TO THE HANDS OF TYREEK ROBINSON IS SPECULATIVE AND IS NOT BASED ON THE ANALYSIS OF A FORENSIC EXPERT. WHO SPECIALIZES IN THE COMPARISON OF SCARS AND OR MARKS ON THE

body. ALSO INSIDE OF HER TESTIMONY TO THE JURY AT TRIAL. THE STATE OF SOUTH CAROLINA DID NOT SUBMIT ANY PHOTOGRAPHS OR PICTURES SHOWING HOW THE IDENTITY OF THE **FACE** OF THE SUSPECT LOOKS LIKE. WHO'S HAND IS SEEN CLOSE TO A FEMALE VAGINA. IN THE VIDEO OF THE WOMEN LAYING ON HER STOMACH. THAT WAS EXTRACTED FROM OFF OF THE CELL PHONE. WHICH LEFT THE JURY TO SPECULATE AS TO WHAT THE IDENTITY OF THE SUSPECT LOOKS LIKE. VICTIM ANGELA NORCIA TESTIFIED THAT SHE PUT HER CONTACT LENS IN WHEN SHE WAS ON THE PHONE WITH 911 AND WAS ABLE TO GET A PRETTY GOOD LOOK AT THE SUSPECT WHILE THE FRONT PORCH LIGHT WAS ON REVIEW PAGE 277 PARAGRAPHS 23, 24, AND 25 AND PAGE 278 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8 AND 9 OF TRIAL TRANSCRIPT. ANGELA NORCIA TESTIFIED THAT THE BURGLARY SUSPECT WAS A YOUNG BLACK MALE WITH A RED SHIRT AND DREAD, WHO DID NOT HAVE ANY FACIAL HAIR REVIEW PAGE 278 PARAGRAPHS 10, 11, 12, 13 AND 14 OF TRIAL TRANSCRIPT. FORENSIC ARTIST LORA GORTCH EXPLAINED IN HER TESTIMONY, THAT SHE MET WITH VICTIM ANGELA NORCIA. AND DREW A FORENSIC DETAILED SKETCH OF THE BURGLARY SUSPECT. BASED ON THE DETAILS THAT VICTIM ANGELA NORCIA EXPLAINED TO HER. REVIEW PAGE 295 PARAGRAPHS 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 AND PAGE 296 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 AND PAGE 297 PARAGRAPHS 22, 23, 24 AND 25 OF TRIAL TRANSCRIPT. ANGELA NORCIA TESTIFIED THAT SHE GAVE A DETAILED DESCRIPTION OF HOW THE IDENTITY OF THE BURGLARY SUSPECT LOOKS LIKE, TO LAW ENFORCEMENT OFFICERS. REVIEW PAGE 278 PARAGRAPHS 10, 11, 12, 13 AND 14 OF TRIAL TRANSCRIPT. BECAUSE THE DIRECT EVIDENCE AND CIRCUMSTANTIAL EVIDENCE SUBMITTED IN THIS CASE, PROVES THAT VICTIM ANGELA NORCIA, IS THE ONE AND ONLY WITNESS, WHO PERSONALLY SAW HOW THE IDENTITY OF THE BURGLARY SUSPECT LOOKS LIKE, WHO BURGLARIZED INTO HER HOUSE, AND ALLEGEDLY COMMITTED THE ALLEGED CRIMES OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. THE ONLY WAY THE STATE OF SOUTH CAROLINA COULD OF PROVE BEYOND A REASONABLE DOUBT, WHO THE IDENTITY OF THE PERSON IS, WHO'S HAND IS SEEN CLOSE TO A FEMALE VAGINA. INSIDE OF THE VIDEO OF THE WOMEN WHO IS LAYING ON HER STOMACH.

That was extracted from off of the cell phone. As a matter of law victim ANGELA NORCIA would or had to personally pick out and identify the suspect in a photo line up. As the person who she personally saw BURGLARIZE into her house and commit the alleged crime of BURGLARY FIRST degree, VOYEURISM and ASSAULT AND BATTERY FIRST degree against her.

OR AS a matter of law ANGELA NORCIA would or had to personally point and identify the suspect in court to the jury as the person who she personally saw BURGLARIZE into her house and commit the alleged crimes of BURGLARY FIRST degree, VOYEURISM and ASSAULT AND BATTERY FIRST degree against her.

As a matter of law the direct evidence and circumstantial evidence submitted in this case proves that in a photo line up victim ANGELA NORCIA **EXCLUDED** TYREEK ROBINSON as the BURGLARY suspect, who she personally saw BURGLARIZE into her house and commit the crime of BURGLARY FIRST degree, VOYEURISM, and assault and BATTERY FIRST degree against her. When after reviewing a photo line up victim ANGELA NORCIA did not pick up and identify TYREEK ROBINSON. As the BURGLARY suspect, who she personally saw BURGLARIZE into her house and commit the alleged crime of BURGLARY FIRST degree, VOYEURISM and ASSAULT AND BATTERY FIRST degree against her. Review page 280 paragraphs 14, 15, 16, and 17 and page 291 paragraphs 13, 14, 15, 16, 17, 21, 22, 23 and 24 of TRIAL TRANSCRIPT.

ALSO ANGELA NORCIA testified in court to the jury at trial, that she did not know who TYREEK ROBINSON was at all. As a matter of law proving that while testifying in court before the jury at trial, victim ANGELA NORCIA did not pick out and identify TYREEK ROBINSON to the jury, as the BURGLARY suspect who she personally saw BURGLARIZE into her house and commit the alleged crime of BURGLARY FIRST degree, VOYEURISM and ASSAULT AND BATTERY FIRST degree against her. Review page 283 paragraphs 24, 25 and page 284 paragraphs 2 and 2 of TRIAL TRANSCRIPT.

ANGELA NORCIA testimony explained that there was only one man who she alleged is the person that she personally saw BURGLARIZE into her house. Review page 275 paragraphs 4,

5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20 and 21
OF TRIAL TRANSCRIPT.

15+

DNA EVIDENCE EXCLUDED TYREEK ROBINSON AS BURGLAR

DEPUTY NICHOLAS WHALING TESTIFIED TO THE JURY
AT TRIAL, THAT VICTIM ANGELA NORCIA TOLD
HIM, THAT THERE WAS A CROWN ROYAL BOTTLE
THAT THE VICTIM SAID THE BURGLARY SUSPECT
HAD TOUCHED, SO HE COLLECTED THE WHOLE
CROWN ROYAL BOTTLE TO BE PROCESSED, AS A
RESULT THE CROWN ROYAL BOTTLE WAS PROCESSED.
REVIEW PAGE 267 PARAGRAPHS 4, 5, 6, 7, 8, 9, 10, 11,
12, 13, 14, 15, 16, AND 17 OF TRIAL TRANSCRIPT
AT TRIAL LEAD INVESTIGATOR WILLIAM WIECH
TESTIFIED AT TRIAL, THAT AS A RESULT OF THE
DNA TESTS THAT WAS CONDUCTED ON THE CROWN
ROYAL BOTTLE THAT THE BURGLARY SUSPECT HAD
TOUCHED AND HANDLED, TYREEK ROBINSON WAS
EXCLUDED FROM THE CROWN ROYAL BOTTLE.
REVIEW PAGE 379 PARAGRAPHS 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12,
13, 14, 15, 16, 17 AND PAGE 382 PARAGRAPHS 6, 7 AND 8
BECAUSE AS A RESULT OF THE DNA TEST THAT WAS
CONDUCTED ON THE CROWN ROYAL BOTTLE THAT THE
BURGLARY SUSPECT HAD TOUCHED AND HANDLED,
TYREEK ROBINSON WAS **EXCLUDED** FROM THE
CROWN ROYAL BOTTLE, AS A MATTER OF LAW
IT ALSO EXCLUDED TYREEK ROBINSON AS THE
ALLEGED BURGLAR, WHO ANGELA NORCIA ALLEGED
BURGLARIZED INTO HER HOUSE, AND COMMITTED THE
ALLEGED CRIMES OF, BURGLARY FIRST DEGREE, VOYEURISM,
AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER.
FOR PROOF REVIEW

CASE LAW MERITS
COURT OF APPEALS OF THE STATE OF OHIO CASE
LAW OF
STATE OF OHIO VS. JOSEPH ELLIOTT 2006 WL 2520336
11/10/2010
BUT THE EVIDENCE PRESENTED AT TRIAL DID NOT
SUGGEST THE PRESENCE OF MORE THAN ONE INTRUDER.
THUS THE PERPETRATOR OF THE RAPE MUST NECESSARILY
HAVE BEEN THE PERPETRATOR OF THE BURGLARIES.

IT FOLLOWS THAT REGARDLESS OF WHETHER THE RAPE OR A THEFT OFFENSE PROVIDE THE OFFENSES UNDERLYING THE AGGRAVATED BURGLARIES, Y-STR RESULTS THAT **EXCLUDED ELLIOTT** AS THE VICTIMS RAPEST WOULD EFFECTIVELY EXCLUDE HIM AS THE BURGLAR.

2ND DNA EVIDENCE EXCLUDED TYREEK ROBINSON AS BURGLAR

DEPUTY NICHOLAS WHALEY TESTIFIED THAT AFTER HE DID A WALK THROUGH WITH THE VICTIM, THE VICTIM SHOWED HIM WHERE SHE HAD HER WALLET AND HER SCHOOL BAG AND THE VICTIM NOTICED THAT ONE HUNDRED DOLLARS WAS MISSING. SO HE TOOK A **DNA SWAB** OF THE WALLET. REVIEW PAGE 261 PARAGRAPHS 14, 15, 16, 17, 18 AND 19 TRIAL TRANSCRIPT.

AT TRIAL LEAD INVESTIGATOR WILLIAM WIECH TESTIFIED AT TRIAL THAT AS A RESULT OF THE DNA TESTS THAT WAS CONDUCTED ON THE WALLET THAT THE BURGLARY SUSPECT HAD TOUCHED AND TOOK ONE HUNDRED DOLLARS FROM OUT OF TYREEK ROBINSON WAS **"EXCLUDED FROM THE WALLET."** REVIEW PAGE 382 PARAGRAPHS 9 AND 10 AND PAGE 379 PARAGRAPHS 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, AND 17 OF TRIAL TRANSCRIPT.

BECAUSE AS A RESULT OF THE DNA TEST THAT WAS CONDUCTED ON THE WALLET OF VICTIM ANGELA NORCIA, THAT THE BURGLARY SUSPECT HAD TOUCHED, HANDLED AND PLUMAGED THRU TYREEK ROBINSON WAS **EXCLUDED FROM THE WALLET OF VICTIM ANGELA NORCIA.** AS A MATTER OF LAW IT ALSO **EXCLUDED** TYREEK ROBINSON AS THE ALLEGED BURGLAR WHO ANGELA NORCIA ALLEGED BURGLARIZED INTO HER HOUSE AND COMMITTED THE ALLEGED CRIMES OF.

BURGLARY FIRST degree, VOYEURISM, AND ASSAULT
AND BATTERY FIRST degree AGAINST her. FOR
PROOF REVIEW

CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF OHIO CASE
LAW OF

STATE OF OHIO VS. JOSEPH ELLIOTT 2006WL25-

-20336 "QUOTE"

BUT THE EVIDENCE PRESENTED AT TRIAL DID
NOT SUGGEST THE PRESENCE OF MORE THAN ONE
INTRUDER. THUS THE PERPETRATOR OF THE RAPE
MUST NECESSARILY HAVE BEEN THE PERPETRATOR
OF THE BURGLARIES. IT FOLLOWS THAT REGARDLESS
OF WHETHER THE RAPE OR A THEFT OFFENSE PROVIDE
THE OFFENSE UNDERLYING THE AGGRAVATED BURGLARIES,
4-STR RESULTS THAT EXCLUDED ELLIOTT AS THE
VICTIMS RAPEST WOULD EFFECTIVELY EXCLUDE
HIM AS THE BURGLAR.

3rd

DNA EVIDENCE EXCLUDED
TYREEK ROBINSON AS BURGLAR

DEPUTY NICHOLAS WHALING TESTIFIED THAT THE
VICTIM TOLD HIM THAT HER STEP DAUGHTER HAD
LEFT THE GARAGE DOOR OPEN WHERE THERE IS A
STAIR CASE THAT LEADS UP ONTO THE HOUSE AND
THERE IS A ACCESS DOOR UNDER THERE. SO DEPUTY
NICHOLAS WHALING TESTIFIED THAT HE SWABBED
THE DOOR KNOB THAT GOES FROM THE GARAGE TO
ACCESS INTO THE HOUSE AND THOSE ARE THE TWO
DNA SWABBS THAT HE TOOK REVIEW PAGE 261
PARAGRAPHS 23, 24, 25, AND PAGE 262 PARAGRAPHS
1, 2, 3, 4, 5, 6, 7, 8, 9, 10 AND 11 OF TRIAL TRANSCRIPT.
AT TRIAL LEAD INVESTIGATOR WILLIAM WICH
TESTIFIED AT TRIAL. THAT AS A RESULT OF
DNA TEST THAT WAS CONDUCTED ON THE

DOORKNOB OF VICTIM ANGELA NORCIA house, that the BURGLARY suspect had touched and handled. TYREEK ROBINSON was EXCLUDED from the DOORKNOB. REVIEW PAGE 382 PARAGRAPHS 11, 12 and page 379 PARAGRAPH 5, 6, and 7 OF TRIAL TRANSCRIPT because as a result of the DNA test that was conducted on the DOORKNOB OF VICTIM ANGELA NORCIA house, that the BURGLARY suspect had touched and handled. TYREEK ROBINSON was EXCLUDED from the DOORKNOB OF VICTIM ANGELA NORCIA house. As a matter of LAW IT ALSO EXCLUDED TYREEK ROBINSON as the ALLEGED BURGLAR, who ANGELA NORCIA ALLEGED BURGLARIZED INTO her house and committed the alleged CRIME OF, BURGLARY FIRST degree, VOYEURISM, and ASSAULT and BATTERY FIRST degree AGAINST her. FOR PROOF REVIEW CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF OHIO CASE LAW OF, STATE OF OHIO VS. JOSEPH ELLIOTT 2006WL2520336 "QUOTE" BUT THE EVIDENCE PRESENTED AT TRIAL DID NOT SUGGEST THE PRESENCE OF MORE THAN ONE INTRUDER. THUS THE PERPETRATOR OF THE RAPE MUST NECESSARILY HAVE BEEN THE PERPETRATOR OF THE BURGLARIES. IT FOLLOWS THAT REGARDLESS OF WHETHER THE RAPE OR A THEFT OFFENSE PROVIDE THE OFFENSES UNDERLYING THE AGGRAVATED BURGLARIES 4-5TR RESULTS THAT EXCLUDED ELLIOTT AS THE VICTIM'S RAPEST WOULD EFFECTIVELY EXCLUDE HIM AS THE BURGLAR

BASED ON THE FACTS EXPLAINED AS A MATTER OF LAW SETH REYNELLS TESTIMONY AND THE DIRECT EVIDENCE AND CIRCUMSTANTIAL EVIDENCE. THAT THE STATE OF SOUTH CAROLINA SUBMITTED IN THIS CASE. FAILED TO PROVE BEYOND A REASONABLE DOUBT, WHO THE IDENTITY OF THE PERSON IS, THAT ANGELA NORCIA ALLEGED, BURGLARIZED INTO her house AND COMMITTED THE ALLEGED CRIMES OF BURGLARY FIRST degree, VOYEURISM AND ASSAULT AND BATTERY FIRST degree AGAINST her.

TESTIMONY OF WILLIAM WIECH

7th DNA EVIDENCE EXCLUDED TYREEK ROBINSON AS BURGLAR

DEPUTY NICHOLAS WHALING testified to the JURY at TRIAL. That VICTIM ANGELA NORCIA TOLD him. That there was a CROWN ROYAL BOTTLE That the VICTIM said the BURGLARY SUSPECT had touched. So he collected the whole CROWN ROYAL BOTTLE to be processed. as a result the CROWN ROYAL BOTTLE was processed. REVIEW page 267 paragraphs 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, and 17 of TRIAL TRANSCRIPT AT TRIAL Lead Investigator WILLIAM WIECH testified at TRIAL. That as a result of the DNA tests that was conducted on the CROWN ROYAL BOTTLE that the BURGLARY SUSPECT had touched and handled. TYREEK ROBINSON WAS EXCLUDED from the CROWN ROYAL BOTTLE. REVIEW page 379 paragraphs 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, and page 382 paragraphs 6, 7 and 8. Because as a result of the DNA test that was conducted on the CROWN ROYAL BOTTLE that the BURGLARY SUSPECT had touched and handled. TYREEK ROBINSON WAS EXCLUDED from the CROWN ROYAL BOTTLE. As a matter of LAW it ALSO EXCLUDED TYREEK ROBINSON as the ALLEGED BURGLAR. who ANGELA NORCIA ALLEGED BURGLARIZED INTO her house, and committed the ALLEGED CRIMES OF. BURGLARY first degree, VOYEURISM, and ASSAULT and BATTERY first degree against her. FOR PROOF REVIEW

CASE LAW MERITS
COURT OF APPEALS OF THE STATE OF OHIO CASE

LAW OF.
 State of Ohio vs. Joseph ELLIOTT 2006 WL 25-
 20336 "QUOTING"
 BUT THE EVIDENCE PRESENTED AT TRIAL DID
 NOT SUGGEST THE PRESENCE OF MORE THAN ONE
 ENTRUDER. THUS THE PERPETRATOR OF THE RAPE
 MUST NECESSARILY HAVE BEEN THE PERPETRATOR
 OF THE BURGLARIES. IT FOLLOWS THAT REGARDLESS
 OF WHETHER THE RAPE OR A THEFT OFFENSE
 PROVIDE THE OFFENSES UNDERLYING THE AGGRAVATED
 BURGLARIES, 4-JTR RESULTS THAT EXCLUDED ELLIOTT
 AS THE VICTIMS RAPEST WOULD EFFECTIVELY
 EXCLUDED HIM AS THE BURGLAR

2Nd
 DNA EVIDENCE EXCLUDED
 TYREEK ROBINSON AS BURGLAR

DEPUTY NICHOLAS WHALING TESTIFIED THAT AFTER
 HE DID A WALK THROUGH WITH THE VICTIM. THE
 VICTIM SHOWED HIM WHERE SHE HAD HER WALLET
 AND HER SCHOOL BAG AND THE VICTIM NOTICED
 THAT ONE HUNDRED DOLLARS WAS MISSING. SO
 HE TOOK A DNA SWAB OF THE WALLET REVIEW
 PAGE 261 PARAGRAPHS 14, 15, 16, 17, 18 AND 19 TRIAL
 TRANSCRIPT.
 AT TRIAL LEAD INVESTIGATOR WILLIAM WIECH
 TESTIFIED AT TRIAL. THAT AS A RESULT OF THE
 DNA TESTS THAT WAS CONDUCTED ON THE WALLET
 THAT THE BURGLARY SUSPECT HAD TOUCHED AND
 TOOK ONE HUNDRED DOLLARS FROM OUT OF.
 TYREEK ROBINSON WAS "EXCLUDED FROM
 THE WALLET". REVIEW PAGE 382 PARAGRAPHS 9
 AND 10 AND PAGE 379 PARAGRAPHS 5, 6, 7, 8, 9, 10, 11, 12/
 13, 14, 15, 16 AND 17 OF TRIAL TRANSCRIPT
 BECAUSE AS A RESULT OF THE DNA TEST THAT WAS
 CONDUCTED ON THE WALLET OF THE VICTIM ANGELA
 NORCIA, THAT THE BURGLARY SUSPECT HAD TOUCHED/
 HANDLED AND PLUMAGED THRU. TYREEK ROBINSON
 WAS EXCLUDED FROM THE WALLET OF VICTIM
 ANGELA NORCIA. AS A MATTER OF LAW IT
 ALSO EXCLUDED TYREEK ROBINSON AS THE
 ALLEGED BURGLAR. WHO ANGELA NORCIA ALLEGED

BURGLARIZED INTO her house and committed
 the alleged CRIME OF BURGLARY FIRST DEGREE,
 VOYEURISM, AND ASSAULT AND BATTERY FIRST
 DEGREE AGAINST her. FOR PROOF REVIEW
 CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF OHIO CASE
 LAW OF.

STATE OF OHIO VS. JOSEPH ELLIOTT 2006 WL 2520336
 "QUOTE END"

BUT THE EVIDENCE PRESENTED AT TRIAL DID NOT
 SUGGEST THE PRESENCE OF MORE THAN ONE INTRUDER.

THUS THE PERPETRATOR OF THE RAPES MUST NECESSARILY
 HAVE BEEN THE PERPETRATOR OF THE BURGLARIES.

IT FOLLOWS THAT REGARDLESS OF WHETHER THE RAPER
 IS A THEFT OFFENSE PROVIDE THE OFFENSE UNDER-

-LYING THE AGGRAVATED BURGLARIES, 4-STR RESULTS
 THAT EXCLUDED ELLIOTT AS THE VICTIMS RAPIST

WOULD EFFECTIVELY EXCLUDE HIM AS THE
 BURGLAR

3rd

DNA EVIDENCE EXCLUDED
 TYREEK ROBINSON AS BURGLAR

DEPUTY NICHOLAS WHALING TESTIFIED THAT THE
 VICTIM TOLD HIM THAT HER STEP DAUGHTER HAD LEFT THE
 GARAGE DOOR OPEN WHERE THERE IS A STAIR CASE
 THAT LEADS UP INTO THE HOUSE AND THERE IS A ACCESS
 DOOR UNDER THERE. SO DEPUTY NICHOLAS WHALING
 TESTIFIED THAT HE SWABBED THE DOOR KNOB THAT
 GOES FROM THE GARAGE TO ACCESS INTO THE HOUSE
 AND THOSE ARE THE TWO DNA SWABS THAT HE TOOK
 REVIEW PAGE 261 PARAGRAPHS 23, 24, 25 AND PAGE
 262 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, AND 11 OF TRIAL
 TRANSCRIPT.
 AT TRIAL LEAD INVESTIGATOR WILLIAM WTECH
 TESTIFIED AT TRIAL THAT AS A RESULT OF DNA
 TEST THAT WAS CONDUCTED ON THE DOOR KNOB OF
 VICTIM ANGELA NORCIA HOUSE, THAT THE BURGLARY
 SUSPECT HAD TOUCHED AND HANDLED. TYREEK ROBIN-
 SON WAS EXCLUDED FROM THE DOOR KNOB. REVIEW
 PAGE 382 PARAGRAPHS 11, 12 AND PAGE 379 PARAGRAPHS

5, 6, and 7 of TRIAL TRANSCRIPT
 BECAUSE AS A RESULT OF THE DNA TEST THAT
 WAS CONDUCTED ON THE DOORKNOB OF VICTIM
 ANGELA NORCIA HOUSE, THAT THE BURGLARY
 SUSPECT HAD TOUCHED AND HANDLED. TYREEK
 ROBINSON WAS EXCLUDED FROM THE DOORKNOB
 OF VICTIM ANGELA NORCIA HOUSE. AS A MATTER
 OF LAW IT ALSO EXCLUDED TYREEK ROBINSON
 AS THE ALLEGED BURGLAR, WHO ANGELA NORCIA
 ALLEGED BURGLARIZED INTO HER HOUSE AND
 COMMITTED THE ALLEGED CRIME OF BURGLARY
 FIRST DEGREE, VOYEURISM, AND ASSAULT AND
 BATTERY FIRST DEGREE AGAINST HER. FOR PROOF
 REVIEW.

CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF OHIO CASE LAW
 OF.
 STATE OF OHIO VS. JOSEPH ELLIOTT 2006WL2520336
 QUOTING:
 BUT THE EVIDENCE PRESENTED AT TRIAL DID NOT
 SUGGEST THE PRESENCE OF MORE THAN ONE INTRUDER.
 THUS THE PERPETRATOR OF THE RAPE MUST NECESSARILY
 HAVE BEEN THE PERPETRATOR OF THE BURGLARIES.
 IT FOLLOWS THAT REGARDLESS OF WHETHER THE RAPE
 OR A THEFT OFFENSE PROVIDE THE OFFENSES UNDER-
 LYING THE AGGRAVATED BURGLARIES 4-STR RESULTS
 THAT EXCLUDED ELLIOTT AS THE VICTIMS
 RAPEST WOULD EFFECTIVELY EXCLUDE HIM AS
 THE BURGLAR

BASED ON THE FACTS EXPLAINED, AS A MATTER OF LAW.
 THE DIRECT EVIDENCE AND CIRCUMSTANTIAL
 EVIDENCE THAT THE STATE OF SOUTH CAROLINA
 SUBMITTED AT TRIAL. FAILED TO PROVE BEYOND
 A REASONABLE DOUBT, WHO THE IDENTITY OF THE
 PERSON IS, THAT ANGELA NORCIA ALLEGED SHE SAW
 COMMITTE THE CRIME OF BURGLARY FIRST DEGREE,
 VOYEURISM, AND ASSAULT AND BATTERY FIRST
 DEGREE AGAINST HER.
 BECAUSE SO AS A MATTER OF LAW. THE DIRECT
 EVIDENCE AND THE CIRCUMSTANTIAL EVIDENCE,
 THAT THE STATE OF SOUTH CAROLINA SUBMITTED AT
 TRIAL, FAILED TO PROVE THAT TYREEK ROBINSON
 IS GUILTY BEYOND A REASONABLE DOUBT, OF
 COMMITTING THE CRIMES OF BURGLARY FIRST
 DEGREE, VOYEURISM AND ASSAULT AND BATTERY
 FIRST DEGREE, AGAINST VICTIM ANGELA NORCIA.

FOR PROOF REVIEW CASE LAW MERITS

COURT OF APPEALS OF OHIO, ELEVENTH DISTRICT,
ASHTABULA COUNTY CASE LAW OF.

State vs. SANDEROCK 114 N.E.3d 262 "QUOTE IN"

The state has a duty to prove, beyond a reasonable doubt, each element of the crime set forth in the indictment. Additionally, the state must also demonstrate the identity of the defendant as the perpetrator beyond a reasonable doubt "FURTHER QUOTE IN"

Similar to Batley, appellant was not identified as the perpetrator of the charged crime, and the exhibits submitted by the state fail to provide the necessary connection. The exhibits simply detail information relating to previous proceedings involving one Dale Sanderock again however, this does not establish the requisite nexus between the man on trial and the individual who allegedly failed to appear. The only commonality is the name Dale Sanderock, which, as emphasized above, is insufficient to prove identity. There needs to be more than mere identity of names, such as an in court identification of the defendant as the person who committed the crime. Establishing that the defendant's name is the same as the name of the person whom witnesses testified committed the crime is not sufficient evidence to identify.

Establishing the defendant's name to be the same as that of the person who witnesses testified committed the crime is generally insufficient evidence of identity.

Applying the JERKS sufficiency standard of viewing the evidence most favorably toward the state, the most any reasonable person might infer is that the ONIEL in this case is probably the same ONIEL in the 1984 case. But probably does not reach proof beyond a reasonable doubt.

FURTHER QUOTE IN"

Based upon the evidence presented by the state, reasonable minds could not have concluded the Dale Sanderock, who was on trial for failure to appear, was the perpetrator of the offense at issue. The state therefore failed to produce sufficient evidence to sustain Mrs. Sanderock conviction. In this regard, the trial court erred when it overruled defense counsel's CRIM-R-29 motion "FURTHER QUOTE IN"

For the reason discussed in this opinion, the judgement of the Ashtabula County Court

OF COMMON PLEAS IS REVERSED AND VACATED
 BECAUSE THE DIRECT EVIDENCE AND THE
 CIRCUMSTANTIAL EVIDENCE, THAT THE STATE
 OF SOUTH CAROLINA SUBMITTED AT TRIAL, FAILED
 TO PROVE THAT TYREEK ROBINSON IS GUILTY
 BEYOND A REASONABLE DOUBT, OF COMMITTING
 THE CRIME OF BURGLARY FIRST DEGREE,
 VOYEURISM, AND ASSAULT AND BATTERY FIRST
 DEGREE, AGAINST VICTIM ANGELA NORCIA. AS
 A MATTER OF LAW TYREEK ROBINSON CONVICTION
 AND PRISON SENTENCE OF 16 YEARS, 6 YEARS AND
 5 YEARS, THAT TYREEK ROBINSON RECEIVED FOR
 THE CRIME OF BURGLARY FIRST DEGREE, THE
 CRIME OF VOYEURISM AND THE CRIME OF ASSAULT
 AND BATTERY FIRST DEGREE. ON INDICTMENT #
 2020GS0702062 AND INDICTMENT # 2020GS07-
 02061. WAS ALL BROUGHT AGAINST TYREEK
 ROBINSON, IN VIOLATION OF TYREEK ROBINSON, 5TH
 AND 14TH AMENDMENT RIGHT TO DUE PROCESS OF LAW
 WHICH STATES "QUOTE" "NO"
 NOR SHALL ANY PERSON BE DEPRIVED OUT OF
 LIBERTY WITHOUT DUE PROCESS OF LAW
 FOR PROOF REVIEW

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE UNITED STATES
 OF AMERICA CASE LAW OF
 WILLIAMS FLORE VS. GREGORY WHITE 121 S. CT
 712 "QUOTE" "NO"
 DUE PROCESS VIOLATED BY CONVICTION OF
 DEFENDANT WITHOUT PROVING EACH ELEMENT
 OF CRIME BEYOND A REASONABLE DOUBT

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF SOUTH
 CAROLINA CASE LAW OF
 JOSEPH LOWRY VS. STATE OF SOUTH CAROLINA 657 S.E.
 2d 760 "QUOTE" "NO"
 THE DUE PROCESS CLAUSE OF THE FIFTH AND FOURTEENTH
 AMENDMENTS PROTECTS AN ACCUSED AGAINST
 CONVICTION UNLESS THE STATE SUPPLIES PROOF
 BEYOND A REASONABLE DOUBT OF EACH ELEMENT
 NECESSARY TO CONSTITUTE THE CRIME WITH WHICH
 THE ACCUSED IS CHARGED

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF SOUTH
 CAROLINA CASE LAW OF
 STATE VS. BROWN 607 S.E. 2d 392 "QUOTE" "NO"
 DUE PROCESS REQUIRES THE GOVERNMENT TO
 PROVE EVERY ELEMENT OF A CHARGED OFFENSE
 BEYOND A REASONABLE DOUBT

BECAUSE TYREEK ROBINSON CONVICTION
AND PRISON SENTENCE OF 16 YEARS, 6 YEARS
AND 5 YEARS, THAT TYREEK ROBINSON RECEIVED.
FOR THE CRIMES OF BURGLARY FIRST DEGREE,
VOYEURISM AND ASSAULT AND BATTERY FIRST
DEGREE. WAS BROUGHT AGAINST TYREEK ROB-
INSON IN VIOLATION OF TYREEK ROBINSON
FEDERAL 5TH AND 14TH AMENDMENT RIGHT OF
DUE PROCESS OF LAW. AS A MATTER OF LAW
TYREEK ROBINSON CONVICTION AND PRISON
SENTENCE. OF 16 YEARS, 6 YEARS AND 5 YEARS
IMPRISONMENT, IS **"VOID"** FOR PROOF REVIEW

CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF SOUTH
CAROLINA CASE LAW.
INNOVATIVE WASTE MANAGEMENT INC VS.
CREST ENERGY PARTNER, LLC 815 S.E. 2d 780
"QUOTEING"

VOID JUDGEMENTS ARE DEFINED AS THOSE
FROM COURTS THAT FAILED TO PROVIDE DUE
PROCESS

CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA
CASE LAW OF.
BELL HALL PLANTATION HOME OWNERS ASSOCI-
ATION INC VS. MURRAY 799 S.E. 2d 310
"QUOTEING"

THE DEFINITION OF VOID UNDER THE RULE
ONLY ENCOMPASSES JUDGEMENTS FROM COURTS
WHICH FAILED TO PROVIDE PROPER DUE PROCESS

CASE LAW MERITS

UNITED STATES COURT OF APPEALS FOR THE FOURTH
CIRCUIT CASE LAW OF.
WELLS FARGO BANK, N.A. VS. AMH ROMAN TWO NC/
LLC 859 F.3d 295 "QUOTEING"
AN ORDER IS VOID IF THE COURT ACTED CONTR-
ARY TO DUE PROCESS OF LAW

CASE LAW MERITS

UNITED STATES COURT OF APPEALS FOR THE FOURTH
CIRCUIT CASE LAW OF.
IN RE KIMBERLY DEANE KIMBERLY HARTZ/
DEBTOR VS. KIMBERLY DOANE, KIMBERLY HARTZ
AND REBECCA CONNELLY, U.S. TRUSTEE 102 FED. APPX.
312/2004 WL 1433436, 58 FED. R. SERV. 3d 898 "QUOTEING"
BECAUSE THE BANKRUPTCY COURTS DISCHARGE ORDER
IS INCONJUNCT WITH DUE PROCESS OF LAW, THE
ORDER IS **VOID** AS TO ECMC FROM THE ORDER

BECAUSE TYREEK ROBINSON CONVICTION
AND PRISON SENTENCE OF 16 YEARS, 6 YEARS

and 5 years imprisonment. That he received for the crimes of BURGLARY FIRST degree, VOYEURISM and ASSAULT and BATTERY FIRST degree is VOID. As a matter of law the VOID CONVICTION and PRISON sentence of 16 years, 6 years and 5 years. That was rendered against TYREEK ROBINSON is "NULLITY" FOR PROOF REVIEW

CASE LAW MERITS
SUPREME COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA
CASE LAW OF MARGARET P. WARE VS. RALPH D. WARE 743 S.E. 2d 817 QUOTED IN

A VOID JUDGEMENT is one that from its INCEPTION, is a complete NULLITY

BECAUSE TYREEK ROBINSON CONVICTION and PRISON sentence of 16 years, 6 years and 5 years. That was rendered against TYREEK ROBINSON for the crimes of BURGLARY FIRST degree, VOYEURISM, and assault and BATTERY FIRST degree, are VOID and a NULLITY. As a matter of law the VOID and NULLITY CONVICTION and PRISON sentence of 16 years, 6 years, and 5 years imprisonment. That was rendered against TYREEK ROBINSON, for the crime of BURGLARY FIRST degree, VOYEURISM and ASSAULT and BATTERY FIRST degree. IN VIOLATION OF HIS FEDERAL 5th and 14th Amendment RIGHT OF DUE PROCESS OF LAW. DOES NOT HAVE ANY LEGAL EFFECT. FOR PROOF REVIEW

CASE LAW MERITS
SUPREME COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA
CASE LAW OF MARGARET P. WARE VS. RALPH D. WARE 743 S.E. 2d 817 QUOTED IN

A VOID JUDGEMENT is one that, from its INCEPTION, is a complete NULLITY and is WITH LEGAL EFFECT. The DEFINITION OF VOID UNDER THE RULE ONLY ENCOMPASSES JUDGEMENTS FROM COURTS WHICH FAILED TO PROVIDE PROPER DUE PROCESS

BECAUSE as a matter of law the CONVICTIONS and PRISON sentences of 16 years, 6 years, and 5 years imprisonment. That TYREEK ROBINSON received for the crimes of BURGLARY FIRST degree, VOYEURISM and ASSAULT and BATTERY FIRST degree. is VOID a NULLITY and DOES NOT HAVE ANY LEGAL EFFECT. AS a matter of law the VOID and NULLITY

CONVICTION AND PRISON SENTENCES OF 16 YEARS, 6 YEARS AND 5 YEARS IMPRISONMENT. THAT WAS RENDERED AGAINST TYREEK ROBINSON. FOR THE CRIMES OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE. IT IS NOT ANY JUDGEMENT AT ALL AND IN LEGAL EFFECT IS NOTHING. FOR PROOF REVIEW CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA CASE LAW OF. INNOVATIVE WASTE MANAGEMENT INC VS. CREST ENERGY PARTNERS, LLC 815 S.E. 2d 780 "QUOTEING" THE RECORD DECLOSE NO ACTION OF THE COURT AUTHORIZING THE FORM 4 DISMISSAL, MUCH LESS AFTER NOTICE AND HEARING AS DUE PROCESS REQUIRED. IT IS THEREFORE VOID, AND IS IN LEGAL EFFECT, NOTHING

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF NEBRASKA CASE LAW OF. HAYES COUNTY ET AL. VS. WILEMAN 82 Neb. 669/118 N.W. 478 "QUOTEING"

A VOID JUDGEMENT IS NO JUDGEMENT, AND NO RIGHTS CAN BE ACQUIRED UNDER IT. "FURTHER QUOTEING" A VOID JUDGEMENT, ORDER OR DECREE, IN WHATEVER TRIBUNAL IT MAY BE ENTERED, IS IN LEGAL EFFECT NOTHING, ALL ACTS PERFORMED UNDER IT, AND ALL CLAIMS FLOWING OUT OF IT, ARE VOID. HENCE A SALE BASED ON SUCH JUDGEMENT HAS NO FOUNDATION

THEREFORE BECAUSE THE CONVICTIONS AND PRISON SENTENCES OF 16 YEARS, 6 YEARS AND 5 YEARS IMPRISONMENT. THAT WAS RENDERED AGAINST TYREEK ROBINSON. FOR THE CRIMES OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE. IN VIOLATION OF HIS FEDERAL 5th AND 14th AMENDMENT RIGHT OF DUE PROCESS OF LAW. IS VOID A NULLITY DOES NOT HAVE ANY LEGAL EFFECT, IS NOT ANY JUDGEMENT AT ALL AND IN LEGAL EFFECT IS NOTHING. AS A MATTER OF LAW THIS THIS COURT CAN NOT AFFORD ANY RESPECT. TO THE VOID AND NULLITY CONVICTIONS AND PRISON SENTENCES OF 16 YEARS, 6 YEARS AND 5 YEARS IMPRISONMENT. THAT WAS RENDERED AGAINST TYREEK ROBINSON. FOR THE CRIMES OF BURGLARY FIRST DEGREE, VOYEURISM, AND ASSAULT AND BATTERY FIRST DEGREE. IN VIOLATION OF TYREEK ROBINSON

FEDERAL 5TH AND 14TH AMENDMENT RIGHT OF
DUE PROCESS OF LAW.

CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF KENTUCKY CASE
LAW OF.

WILLIAM SOILEAU, JR. VS. LISA BOWMAN 382
S.W. 3d 883 (2/6/12) "QUOTING"

THE LAW IS CLEAR THAT VOID JUDGEMENTS ARE
NOT ENTITLED TO ANY RESPECT OR DEFERENCE
BY THE COURTS

BECAUSE THE CONVICTIONS AND PRISON SENTENCES
OF 16 YEARS, 6 YEARS AND 5 YEARS IMPRISONMENT.
THAT WAS RENDERED AGAINST TYREEK ROBINSON
FOR THE CRIME OF BURGLARY FIRST DEGREE,
VOYEURISM AND ASSAULT AND BATTERY FIRST DE-
GREE. IN VIOLATION OF HIS FEDERAL 5TH AND
14TH AMENDMENT RIGHT OF DUE PROCESS OF LAW.
ARE VOID AND A NULLITY AND DOES NOT HAVE
ANY LEGAL EFFECT. AS A MATTER OF LAW, THE
VOID AND NULLITY CONVICTIONS AND PRISON
SENTENCE OF 16 YEARS, 6 YEARS AND 5 YEARS IMPR-
ISONMENT. THAT WAS RENDERED AGAINST TYREEK
ROBINSON. FOR THE CRIMES OF BURGLARY FIRST
DEGREE, VOYEURISM AND ASSAULT AND BATTERY
FIRST DEGREE. IN VIOLATION OF HIS FEDERAL 5TH
AND 14TH AMENDMENT RIGHT OF DUE PROCESS OF LAW.
CAN BE ARGUED FOR THE FIRST TIME AT ANY TIME
ON APPEAL AND INSIDE OF ANY COURT. FOR PROOF
REVIEW

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF SOUTH
CAROLINA CASE LAW OF.

MECULOUGH VS. HICKS, COUNTY AUDITOR 41 S.E. 761
"QUOTING"

THIS IS A APPLICATION TO THE SUPREME COURT, IN
THE EXERCISE OF ITS ORIGINAL JURISDICTION.
FURTHER QUOTING
THE PETITIONER CONTEND THAT THIS COURT HAS
THE JURISDICTION OF THE CASE BY REASON OF THE FACT
THAT THE CIRCUIT COURT OF THE UNITED STATES DID
NOT ACQUIRE JURISDICTION OF THE TOWNSHIP
AND THAT JUDGEMENT RENDERED BY THE COURT IS
NULL AND VOID AND MAY BE DISREGARDED THAT,
THE PROCEEDING. THE RULE IS WELL SETTLED THAT,
IF THE JUDGEMENT SHOWS UPON ITS FACE THAT THE
COURT DID NOT ACQUIRE JURISDICTION OF THE
DEFENDANT, IT IS A NULLITY AND MAY BE DISREG-
ARDED BY ANY COURT IN WHICH IT IS OFFERED AS
EVIDENCE

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF SOUTH
CAROLINA CASE LAW OF.

STATE VS. SELLERS 13 S.E. 873 "QUOTING"

A MARRIAGE IS TERMED VOID WHEN IT IS GOOD

FOR NO LEGAL PURPOSE, AND ITS INVALIDITY
MAY BE MAINTAINED IN ANY PROCEEDING,
IN ANY COURT, BETWEEN ANY PARTIES.

CASE LAW MERTS

APPELLATE COURT OF APPEALS OF THE STATE
OF ILLINOIS CASE LAW OF
THE PEOPLE OF THE STATE OF ILLINOIS VS. DENNIS
EDWARDS 2012 IL APP. (2 ST) 102515-V, 2012 WL
6860343 CASE NO. 1-10-2515 QUOTING

THE COURT FOUND THE DEFENDANT COULD CHALLENGE
THE VOID ORDER THROUGH HIS APPEAL, NOT
WITHSTANDING THE FACT THAT HE HAD NOT INCLUDED
IT IN HIS POST-CONVICTION PETITION. SPECIFICALLY,
THE COURT NOTED, IT IS WELL SETTLED
PRINCIPLE OF LAW THAT A VOID ORDER MAY
BE ATTACKED AT ANYTIME OR IN ANY COURT,
EITHER DIRECTLY OR COLLATERALLY. THE COURT
WENT ON TO HOLD

WE CONCLUDE THAT DEFENDANT MAY RAISE THE
VOIDNESS ISSUE IN THIS APPEAL. THIS CONCLUSION
NECESSARILY FOLLOWS FROM THE ANALYSIS
CONTAINED IN THE DECISIONS CITED ABOVE
FROM THIS COURT AND FROM THE APPELLATE COURT.
THE EXTEND-TERM SENTENCE ON DEFENDANT'S
CONVICTION FOR VIOLATION OF AN ORDER OF
PROTECTION IS VOID. A VOID ORDER MAY BE
ATTACKED AT ANYTIME OR IN ANY COURT,
EITHER DIRECTLY OR COLLATERALLY. AN ARGUE-
MENT THAT AN ORDER OR JUDGMENT IS VOID
IS NOT SUBJECT TO WAIVER. DEFENDANT'S ARGUE-
MENT THAT THE EXTENDED TERM PORTION OF HER
SENTENCE IS VOID DOES NOT DEPEND FOR
ITS VALIDITY ON HER POST CONVICTION
PETITION. IN FACT, COURT HAVE AN INDEPEND-
ENT DUTY TO VACATE VOID ORDERS AND MAY
SUA SPONTE DECLARE AN ORDER VOID. ACCORD-
INGLY, DEFENDANT MAY CONTEST THE VOID
ORDER IN HER APPEAL.

THEREFORE BECAUSE THE CONVICTIONS AND PRISON
SENTENCES OF 16 YEARS, 6 YEARS AND 5 YEARS
IMPRISONMENT, THAT WAS RENDERED AGAINST
TYREEK ROBINSON, FOR THE CRIMES OF BURGLARY
FIRST DEGREE, VOYEURISM AND ASSAULT AND
BATTERY FIRST DEGREE, IN VIOLATION OF HER FEDERAL
5TH AND 14TH AMENDMENT RIGHT OF DUE PROCESS OF
LAW, ARE VOID AND A NULLITY DOES NOT
HAVE ANY LEGAL EFFECT IS NOT ANY
JUDGMENT AT ALL AND IN LEGAL EFFECT
IS NOTHING. AS A MATTER OF LAW THIS
COURT MUST VACATE TYREEK ROBINSON'S CONVICTION

AND PRISON SENTENCE OF 16 YEARS, 6 YEARS
AND 5 YEARS IMPRISONMENT. AND DISCHARGE
THREEK ROBINSON FROM UNLAWFUL RESTRAINT.
FROM OUT OF THE CUSTODY OF SOUTH CAROLINA
DEPARTMENT OF CORRECTIONS, THE STATE OF SOUTH
CAROLINA AND THE WARDEN OF RIDGELAND CORR-
-ECTIONAL INSTITUTION. FOR PROOF REVIEW
CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF SOUTH
CAROLINA CASE LAW OF.
EX PARTE, MESSERY, MESSERVY VS. MESSERY,
615 S.E. 445 "QUOTE END"

THIS IS AN APPLICATION IN THE ORIGINAL JURISDI-
-CTION OF THIS COURT FOR WRIT OF HABEAS CORPUS.
THE PETITIONER ALLEGES THAT HE IS A CITIZEN
OF THE STATE, RESIDENT IN THE CITY OF CHARLE-
-STON BUT DESIRES TO GO BEYOND THE LIMITS OF
THE STATE FOR THE PURPOSE OF PURSUING A
EDUCATION "FURTHER QUOTE END"
THE QUESTION PRESENTED IS WHETHER HABEAS
CORPUS IS THE PROPER REMEDY IN THIS CASE,
WE THINK IT IS. THE OBJECT OF THE WRIT IS TO
RELEASE A CITIZEN FROM ANY ILLEGAL REST-
-RAINT OF HIS LIBERTY "FURTHER QUOTE END",
AS THIS WAS NOT A PROCEDURE IN CONTEMPT,
AND PETITIONER WAS NOT ARRESTED PURSUANT
TO THE PROVISION OF THE COURT, IT MUST FOLLOW
THAT ALL PROCEEDINGS UNDER THE WRIT ARE EXEAT
ORE "VOID" FOR WANT OF JURISDICTION AND
THE RESTRAINT THERE PLACED UPON PETITIONER
LIBERTY MUST BE DECLARED ILLEGAL "FURTHER
QUOTE END"
THE PETITIONER DISCHARGED FROM CUSTODY
OR RESTRAINT THERE UNDER

3rd ISSUE ARGUED

WAS TYREEK ROBINSON ENTITLED TO
A MOTION FOR DIRECTED VERDICT OF
ACQUITTAL, ON THE CRIMES OF BURGLARY
FIRST DEGREE, ASSAULT AND BATTERY
FIRST DEGREE AND VOLEURISM

ARGUMENT

ON SEPTEMBER 19TH, 2020, ANGELA NORCIA made a call to LAW ENFORCEMENT. REPORTING a BURGLARY OF her RESIDENCE by ONE SINGLE black male. When OFFICERS ARRIVED ON the scene and did a WALK THRU OF the RESIDENCE. ANGELA NORCIA explained to OFFICERS that the SINGLE black male had rumaged THROUGH her mercedes benz, rumaged THRU some amazon packages, rumaged THRU the wallet OF her purse and stole some money, got a breakfast sandwich FROM OUT OF THE REFRIGERATOR, took a bite FROM OUT OF the breakfast sandwich, and LEFT the rest OF the breakfast sandwich, ON the counter OF her KITCHEN, entered her room while she was sleeping and woke her up and told her that she had left her garage door open. ANGELA NORCIA explained to OFFICERS that she THINK the black male was recording her with a phone. ANGELA NORCIA explained to OFFICERS that when she got up, out OF the bed to confront the black male. The black male ran out OF her house, THRU the door leading to the garage. ANGELA NORCIA explained to OFFICERS, that while she was ON the phone with OFFICERS, the black male who had been IN her house, came back to the front door, grabbed the front door knob with his hands, and turned the front door knob with his hands and tried to open the front door to her house. THIS account OF the incident is explained by ANGELA NORCIA at TRIAL, and by the state OF south CAROLINA solicitor HUNTER SWANSON. IN her opening ARGUMENT FOR the state OF south CAROLINA, FOR PROOF REVIEW pages 193 paragraphs 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 25 and page 194 paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, and eleven OF TRIAL TRANSCRIPT. ALSO REVIEW page 274 paragraphs 8, 9, 10, 11, 12, 13, 29, 21, 22, 23, 24, 25 and page 275 paragraphs 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21 and page 277 paragraphs 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 and page 278 paragraphs 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, and page 279 paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10 OF TRIAL TRANSCRIPT. INSIDE OF her testimony ANGELA NORCIA

CONFESSED INSIDE OF HER TESTIMONY. THAT
 SHE WAS UNABLE TO IDENTIFY TO BLACK MALE
 WHO SHE ALLEGE, BURGLARIZED INTO HER HOME
 AND COMMITTED THE ACTS PREVIOUSLY EXPLAINED.
 FOR PROOF REVIEW PAGE 280 PARAGRAPHS 14, 15,
 16, 17 AND PAGE 291 PARAGRAPHS 21, 22, 23 AND
 24 OF TRIAL TRANSCRIPT.
 BASED ON THE TESTIMONY OF ANGELA NORCIA AND
 THE OPENING ARGUMENT OF THE STATE OF SOUTH CARO-
 LINA SOLICITOR HUNTER SWANSON. IT CAN BE
 IMPLIED THAT WHO EVER THE PERSON IS THAT
 ANGELA NORCIA ALLEGE, BURGLARIZED INTO HER HOME
 ON SEPTEMBER 19TH, 2020 AT 3 WILDLIFE VIEW
 ON HILTON HEAD ISLAND SOUTH CAROLINA. AND
 COMMITTED THE ACTS BURGLARY, ASSAULT AND
 BATTERY, AND VOYEURISM AGAINST HER.
 WOULD OF HAD LEFT IDENTIFYING DNA EVIDENCE
 ONTO THE CROWN ROYAL BOTTLE THAT ANGELA
 NORCIA ALLEGE HE HANDLED AND DRUNK FROM,
 AND ON THE DOOR NOB OF THE FRONT DOOR. THAT
 ANGELA NORCIA ALLEGE HE TOUCHED AND TURNED
 WITH HIS HANDS AND ON THE WALLET OF ANGELA
 NORCIA PURSE, THAT ANGELA NORCIA ALLEGE HE
 RUMAGED THRU AND TOOK MONEY FROM OUT OF, AND
 ON THE BREAKFAST SANDWICH. THAT ANGELA NORCIA
 ALLEGE, THE ALLEGED BURGLAR, TOOK A BITE OF AND
 LEFT ON HER COUNTER, IN THE KITCHEN OF HER
 HOME. AS A RESULT OF A INVESTIGATION, CONDUCTED
 BY BEAUFORT COUNTY SHERIFFS OFFICE AND LEAD
 INVESTIGATOR WILLIAM A. WETCH. ON OCTOBER 15TH,
 2020 LEAD INVESTIGATOR WILLIAM A. WETCH OBTAINED
 ARREST WARRANTS #2020A0710300373 AGAINST TYREEK
 ROBINSON. FOR THE CRIME OF CRIMINAL SEXUAL CONDUCT
 1ST DEGREE 16-03-0652, AND ARREST WARRANT #2020-
 A0710300378 AGAINST TYREEK ROBINSON. FOR CRIME
 OF BURGLARY FIRST DEGREE 16-11-0311, AND ARREST
 WARRANT #2020A0710300381 AGAINST TYREEK ROBIN-
 SON. FOR CRIME OF AGGRAVATED VOYEURISM 16-17-0470(C)
 AND ARREST WARRANT #2020A0710300380 AGAINST TYREEK
 ROBINSON. FOR CRIME OF PETIT LARCENY 16-13-30(A). ON
 APRIL 15TH OF 2021, THE GRAND JURY ISSUED INDICTMENT
 #2020G50702061 AGAINST TYREEK ROBINSON FOR
 THE CRIME OF ASSAULT AND BATTERY 1ST DEGREE 16-3-600(C)
 (1)(A)(I) AND INDICTMENT #2020G50702063 AGAINST
 TYREEK ROBINSON FOR CRIME OF BURGLARY FIRST
 DEGREE 16-11-311(A)(3) AND INDICTMENT #2020G507-
 02062 AGAINST TYREEK ROBINSON FOR AGGRAVATED
 VOYEURISM 16-17-470 AND INDICTMENT #2021G50700037

AGAINST TYREEK ROBINSON FOR CRIME OF
 PETIT LARCENY 16-13-30(A) -
 ON JUNE 13TH 2,022 THE STATE OF SOUTH CAROLINA,
 TRIED TYREEK ROBINSON BEFORE A JURY AT
 TRIAL. ON INDICTMENT#2020GS0702061 FOR
 THE CRIME OF ASSAULT AND BATTERY 2ND DEGREE,
 AND INDICTMENT#2020GS0702063 FOR THE CRIME
 OF BURGLARY FIRST DEGREE 16-11-311(A)(3) AND
 INDICTMENT#2020GS0702062 FOR THE CRIME OF
 AGGRAVATED VOYEURISM 16-17-470 AND INDICTM-
 ENT#2021GS0700037 FOR CRIME OF PETIT LARCENY
 16-13-30(A) REVIEW PAGE 44 PARAGRAPHS 4,5,6,7,8,
 9,10,11,12,13,14,15,16,17,18,19,20,21,22,23,24,25, AND
 PAGE 45 PARAGRAPHS 1,2,3,4,5,6,7,8,9,10,11,12,13,14,15,
 16,17,18,19,20,21,22,23,24,25 PAGE 46 PARAGRAPHS
 1,2,3,4,5,6,7,8,9,10,11,12,13,14,15,16,17,18,19,20,21,22,
 23 AND PAGE 185 PARAGRAPHS 21,22,23,24,25
 AND PAGE 186 PARAGRAPHS 1,2,3,4,5,6 AND 7 OF
TRIAL TRANSCRIPT.

AT THE CONCLUSION OF THE STATES CASE AT TRIAL,
 THE JURY RETURNED A VERDICT OF "NOT GUILTY"
 AGAINST TYREEK ROBINSON ON THE CRIME OF PETIT
 LARCENY. REVIEW PAGE 475 PARAGRAPHS 1,2,3 AND 4
 OF TRIAL TRANSCRIPT.
 HOWEVER ON JUNE 15TH, 2,022, THE JURY
 RETURNED VERDICTS OF GUILTY AGAINST TYREEK
 ROBINSON FOR THE CRIMES OF BURGLARY IN THE
 FIRST DEGREE, ASSAULT AND BATTERY IN THE FIRST
 DEGREE AND AGGRAVATED VOYEURISM. REVIEW
 PAGE 474 PARAGRAPHS 17,18,19,20,21,22,23,24 AND
 25 OF TRIAL TRANSCRIPT.
 AS A RESULT TRIAL JUDGE ROBERT BONDS SENTENCED
 TYREEK ROBINSON TO A PRISON SENTENCE OF SIXTEEN
 YEARS ON THE CRIME OF BURGLARY FIRST DEGREE,
 AND FOR A TERM OF SIX YEARS FOR THE CRIME OF
 AGGRAVATED VOYEURISM AND FOR A TERM OF FIVE
 YEARS ON THE CRIME OF ASSAULT AND BATTERY IN
 THE FIRST DEGREE, ALL OF WHICH TO RUN CONSECUT-
 -IVE TOWARDS EACH OTHER. REVIEW PAGE 496 PARAG-
 -RAPHS 7,8,9,10,11,12,13,14,15,16,17,18,19,20,21,22,23,
 24,25, AND PAGE 497 PARAGRAPHS 1,2,3,4,5,6,7,8,
 AND 9 OF TRIAL TRANSCRIPT
 BASED ON THE DIRECT AND CIRCUMSTANTIAL EVIDENCE
 SUBMITTED AT TRIAL BY THE STATE OF SOUTH CAROLINA,
 THE STATE OF SOUTH CAROLINA FAILED TO PROVE WHO THE
 IDENTITY OF THE PERSON IS THAT VICTIM ANGELA
 NORCIA ALLEGEDLY BURGLARIZED INTO HER HOUSE AND
 COMMITTED THE CRIMES OF BURGLARY FIRST DEGREE,

aggravated Voyeurism, and assault and battery first degree against her. Because so as a matter of law the state of South Carolina failed to prove beyond a reasonable doubt, the **"ELEMENT OF IDENTITY"** which resulted in Tyreek Robinson being convicted and sentenced to prison time of 16 years for burglary first degree, 6 years for aggravated voyeurism and 5 years for assault and battery in the first degree, in violation of his federal 5th and 14th Amendment right of due process of law. FOR PROOF REVIEW

CASE LAW MERITS

Supreme Court of Appeals of the United States of America case law of.

WILLIAM FLORE VS. GREGORY WHITE 121 S. CT 712

"QUOTE IN"

Due process violated by conviction of defendant without proving each element of crime beyond a reasonable doubt

CASE LAW MERITS

Supreme Court of Appeals of the State of South Carolina case law of.

State VS. BROWN 602 S.E. 2d 392 "QUOTE IN"

Due process requires the government to prove every element of a charged offense beyond a reasonable doubt

CASE LAW MERITS

Supreme Court of Appeals of the United States of America case law of.

DAVID SANDSTROM VS. STATE OF MONTANA 905 CT 2450 "QUOTE IN"

We explicitly hold the due process clause protects the accused against conviction except upon proof beyond a reasonable doubt of every fact necessary to constitute the crime with which he is charged

Because Tyreek Robinson conviction and prison sentences of, sixteen years, six years and five years imprisonment, was brought against Tyreek Robinson in violation of his federal 5th and 14th Amendment right of due process of law. As a matter of law, Tyreek Robinson conviction and prison sentences of sixteen years, six years and five years imprisonment is **"VOID"**. FOR PROOF REVIEW

CASE LAW MERITS

Court of Appeals of the State of South Carolina case law of.

INNOVATIVE WASTE MANAGEMENT INC VS. CREST

ENERGY PARTNERS, LLC 815 S.E. 2d 780 "QUOTING"
VOID JUDGEMENTS ARE DEFINED AS THOSE
FROM COURTS THAT FAILED TO PROVIDE DUE
PROCESS

THESE CLAIMS ARE SUPPORTED BY THE RECORD
 ESTABLISHED INSIDE OF THE TRIAL TRANSCR-
 IPT. WHICH I NOW ARGUE AS FOLLOWS.

TESTIMONY OF DEPUTY NICHOLAS WHALING

AT TRIAL DEPUTY NICHOLAS WHALING TESTIFIED
 THAT ON SEPTEMBER 19TH 2020 AT AROUND SIX
 O'CLOCK, HE RESPONDED TO A BURGLARY IN
 PROGRESS AT THE LOCATION OF 3 WILDLIFE VIEW,
 HILTON HEAD ISLAND SOUTH CAROLINA INSIDE OF
 THE NEIGHBORHOOD OF TANSY LEAF OFF OF SPANISH
 WELLS. REVIEW PAGE 254 PARAGRAPHS 1, 2, 3, 4, 5, 6
 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 AND
 PAGE 255 PARAGRAPHS 1, 2 AND 3 OF TRIAL TRANSCRIPT.
 DEPUTY NICHOLAS TESTIFIED THAT HE STARTED ASKING
 THE VICTIM QUESTION ABOUT WHERE THE SUSPECT
 WAS AND WAS HE STILL AROUND. REVIEW PAGE 257
 PARAGRAPHS 1, 2 AND 3 OF TRIAL TRANSCRIPT.
 WHICH INDICATES THAT DEPUTY NICHOLAS NEVER SAW
 A DESCRIPTION OF WHO THE BURGLARY SUSPECT LOOKED
 LIKE OR WHO THE IDENTITY OF THE BURGLARY SUSPECT
 WAS, BECAUSE THE BURGLARY SUSPECT WAS NOT
 PRESENT ON THE SCENE WHEN DEPUTY NICHOLAS WHALING
 ARRIVED ON THE SCENE OF THE CRIME.
 DEPUTY NICHOLAS WHALING TESTIFIED THAT
 THE VICTIM TOLD HIM THAT THERE WAS
 A CROWN ROYAL BOTTLE THAT THE VICTIM
 SAID THE PERPETRATOR HAD TOUCHED. SO HE
 COLLECTED THE WHOLE CROWN ROYAL BOTTLE
 TO BE PROCESSED, AS A RESULT THE CROWN ROYAL
 BOTTLE WAS PROCESSED. REVIEW PAGE 267 PARA-
 GRAPHS 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, AND 17 OF TRIAL
 TRANSCRIPT
 DEPUTY NICHOLAS WHALING TESTIFIED THAT AFTER
 HE DID A WALK THROUGH WITH THE VICTIM. THE
 VICTIM SHOWED HIM WHERE SHE HAD HER WALLET
 AND HER SCHOOL BAG, AND THE VICTIM NOTICED
 THAT ONE HUNDRED DOLLARS WAS MISSING.
 SO HE TOOK A DNA SWAB OF THE WALLET.
 REVIEW PAGE 261 PARAGRAPHS 14, 15, 16, 17, 18 AND
 19 OF TRIAL TRANSCRIPT.
 DEPUTY NICHOLAS WHALING TESTIFIED THAT HE

and the victim went around the rest of the house to make sure nothing else was missing or disturbed. And then they finally went down to her car and there was a package from Amazon in the back of the victim's car. Deputy Nicholas Whaling testified that the victim realized that somebody had taken a Halloween flag.

Deputy Nicholas Whaling testified that the victim told him that her step daughter had left the garage door open where there is a stair case that leads up into the house and there's a access door under there. So Deputy Nicholas Whaling testified that he swabbed the doorknob that goes from the garage to access into the house, and those are the two DNA swabs that he took and he collected the whole Crown Royal bottle. Review page 261 paragraphs 23, 24, 25 and page 262 paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11 of trial transcript.

Deputy Nicholas Whaling testified that he was not on the scene of the crime at the time the burglary allegedly occurred. Review page 266 paragraphs 8, 9 and 10 of trial transcript.

Deputy Nicholas Whaling testified that when he arrived at the area of the burglary he did not see anybody who fitted the description of the alleged burglar. That had been put out. Review page 266 paragraphs 19, 20 and 21 of trial transcript.

Deputy Nicholas Whaling testified that Deputy Nicholas Whaling does not have any personal knowledge of the identity of the person who victim Angela Norcia alleged burglarized into her house on September 19th 2020 at 3 Wildlife View on Hilton Head Island South Carolina. Review page 266 paragraphs 8, 9, 10, 19, 20 and 21 of trial transcript.

TESTIMONY OF VICTIM ANGELA NORCIA

Angela Norcia testified that she lived at 3 Wildlife View on Hilton Head, South Carolina with her boyfriend, Brian, her son

BRIAN AND HIS FOUR CHILDREN. REVIEW PAGE 272 PARAGRAPHS 7, 8, 9, 20, 21 AND 22 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT SHE WOKE UP TO HEARING A NOISE AND THEN SHE FOCUSED AND WOKE UP TO A BRIGHT LIGHT AND THEN SAW A HAND ON THE BANISTER OF HER BED, AND THEN REALIZED THAT SOMEBODY WAS IN THE ROOM. REVIEW PAGE 274 PARAGRAPHS 8, 9, 10, 11, 12 AND 13 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT SHE AWOKE TO SEEING A PHONE OVER THE BANISTER AND A MAN'S HAND. AND THEN SOMEBODY CROUCHED UNDERNEATH THE BANISTER. REVIEW PAGE 275 PARAGRAPHS 4, 5, 6, AND 7 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT SHE STARTED TO FOCUS AND SAID "WHAT THE FUCK IS GOING ON? AND THE PERSON SAID 'I JUST WANTED TO LET YOU KNOW YOUR GARAGE DOOR WAS OPEN'". REVIEW PAGE 275 PARAGRAPHS 8, 9, 10, AND 11 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED SHE GOT OUT OF HER BED AND STARTED TO GO TOWARDS THE MAN IN THE BEDROOM AND HE RAN OUT OF THE HOUSE, THROUGH THE DOOR LEADING UP FROM THE GARAGE. REVIEW PAGE 275 PARAGRAPHS 14, 15, 16, 17, 18, 19, 20 AND 21 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIMONY EXPLAINS THAT THERE IS ONLY ONE MAN SUSPECT INVOLVED IN THE INCIDENT COMPLAINED OF. REVIEW PAGE 275 PARAGRAPHS 14, 15, 16, 17, 18, 19, 20 AND 21 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT WHILE SHE WAS ON THE PHONE WITH 911 THE MAN TRIED TO GET BACK INTO HER HOUSE THROUGH THE FRONT DOOR. ANGELA NORCIA TESTIFIED THAT THE MAN WAS TWISTING THE DOOR HANDLE TRYING TO GET BACK INTO HER HOUSE. REVIEW PAGE 277 PARAGRAPHS 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, AND 22 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT THE MAN WAS STANDING AT HER WHILE SHE WAS STANDING THERE WITH THE PHONE. REVIEW PAGE 277 PARAGRAPHS 12, 13, 14 AND 15 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT SHE PUT HER CONTACT LENSES IN WHEN SHE WAS ON THE PHONE WITH 911, AND WAS ABLE TO GET A PRETTY GOOD LOOK AT THE SUSPECT WHILE THE FRONT PORCH LIGHT WAS ON. REVIEW PAGE 277 PARAGRAPHS 23, 24 AND 25 AND PAGE 278 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8 AND 9 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT THE BURGLARY SUSPECT WAS A YOUNG BLACK MALE WITH A RED SHIRT AND DREADS, WHO DID NOT HAVE ANY FACIAL HAIR. REVIEW PAGE 278 PARAGRAPHS 10, 11, 12, 13, AND 14 OF TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT THE THINGS THAT SHE NOTICED WAS OUT OF PLACE WAS HER WALLET WAS PULLED OUT OF THE BAG, THE CROWN ROYAL BOTTLE, THERE WAS A CABINET THAT HAD BEEN OPENED, WHEN SHE WENT DOWNSTAIRS HER CAR WAS RUMMAGED THROUGH, THERE WAS MONEY TAKEN OUT OF WALLET AND THERE WAS A BREAKFAST SANDWICH SITTING ON THE KITCHEN COUNTER, THAT WAS NOT FROM HER. AND THERE WAS A BITE TAKEN OUT FROM THE SANDWICH AND THE SANDWICH WAS NEXT TO THE EMPTY BOTTLE OF CROWN ROYAL.

REVIEW PAGE 278 PARAGRAPHS 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 AND PAGE 279 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, AND 11 FROM TRIAL TRANSCRIPT. ANGELA NORCIA TESTIFIED THAT SHE HAD MULTIPLE OPPORTUNITIES TO SEE WHO THE BURGLARY SUSPECT WAS REVIEW PAGE 291 PARAGRAPHS 13, 14, 15, 16, AND 17 OF TRIAL TRANSCRIPT. ANGELA NORCIA TESTIFIED THAT SHE DID SEE WHO THE BURGLARY SUSPECT WAS ONCE SHE PUT HER CONTACT LENSES IN. REVIEW PAGE 291 PARAGRAPHS 16 AND 17 FROM TRIAL TRANSCRIPT.

ANGELA NORCIA TESTIFIED THAT AFTER SHE SAW THE BURGLARY SUSPECT ON MULTIPLE INCIDENTS. IN A PHOTO LINE UP SHE DID NOT PICK OUT ANYONE AS THE BURGLARY SUSPECT, WHO SHE SAID SHE PERSONALLY WITNESSED. COMMIT THE BURGLARY AGAINST HER. REVIEW PAGE 291 PARAGRAPHS 21, 22, 23, 24 AND 25 OF TRIAL TRANSCRIPT.

THE STATE OF SOUTH CAROLINA HAS THE BURDEN OF PROOF TO PROVE THE IDENTITY OF THE PERPETRATOR WHO VICTIM ANGELA NORCIA ALLEGED BURGLARIZED INTO HER HOUSE AND COMMITTED THE CRIMES OF BURGLARY FIRST DEGREE, ASSAULT AND BATTERY FIRST DEGREE AND VOYEURISM AGAINST HER. THEREFORE THE ELEMENT OF IDENTITY IS A ELEMENT THAT THE STATE OF SOUTH CAROLINA MUST PROVE BEYOND A REASONABLE DOUBT, BEFORE THE STATE OF SOUTH CAROLINA CAN PROVE THAT A PERSON IS GUILTY BEYOND A REASONABLE DOUBT, OF COMMITTING A ALLEGED CRIME AGAINST A VICTIM. FOR PROOF REVIEW

CASE LAW MERITS

COURT OF APPEALS OF OHIO, ELEVENTH DISTRICT, ASHTABULA COUNTY CASE LAW OF. STATE VS. SANDEROCK 114 N.E.3d 262 QUOTING "THE STATE HAS A DUTY TO PROVE, BEYOND A REASONABLE DOUBT, EACH ELEMENT OF THE CRIME SET FORTH IN THE INDICTMENT. ADDITIONALLY, THE STATE MUST ALSO DEMONSTRATE THE IDENTITY OF THE DEFENDANT AS THE PERPETRATOR BEYOND

a reasonable doubt

DEPUTY NICHOLAS J. WHALING testified that when he arrived at the area of the burglary he did not see anybody who fitted the description of the alleged BURGLAR. That had been put out. Review page 266 paragraphs 19, 20, and 21 of TRIAL TRANSCRIPT.

The direct evidence and circumstantial evidence in this case reveals that VICTIM ANGELA NORCIA is the one and only person who personally witnessed and personally saw how the face of the BURGLARY SUSPECT LOOKS LIKE, who ANGELA NORCIA alleged she saw commit the crimes of BURGLARY FIRST degree, VOYEURISM and ASSAULT and BATTERY against her. Review page 277 paragraphs 23, 24, and 25 and page 278 paragraphs 1, 2, 3, 4, 5, 6, 7, 8 and 9 of TRIAL TRANSCRIPT.

FORENSIC ARTIST LORA GORICH explained in her testimony that on September 21st 2,020 which is only two days after the alleged BURGLARY occurred, she and FORENSIC ARTIST LORA GORICH met with VICTIM ANGELA NORCIA at BEAUFORT COUNTY SHERIFF OFFICE ON HILTON Head. Review page 295 paragraphs 24, 25 and page 296 paragraphs 2, 2, 3, 4, 5, 6, 7, 8, 9, 10 and page 298 paragraphs 5, 6, 17 and 8 of TRIAL TRANSCRIPT.

FORENSIC ARTIST LORA GORICH explained in her testimony that she met with VICTIM ANGELA NORCIA and drew a FORENSIC detailed sketch of the BURGLARY SUSPECT. Based on the details that VICTIM ANGELA NORCIA explained to her. Review page 295 paragraphs 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, and page 296 paragraphs 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and page 297 paragraph 22, 23, 24 and 25 of TRIAL TRANSCRIPT.

ANGELA NORCIA testified that she gave a detailed description of how the identity of the BURGLARY SUSPECT LOOKS LIKE, to LAW ENFORCEMENT OFFICERS. Review page 278 paragraphs 10, 11, 12, 13 and 14 of TRIAL TRANSCRIPT.

Because the direct evidence and circumstantial evidence submitted in this case, proves that VICTIM ANGELA NORCIA is the one and only witness who personally saw how the identity of the BURGLARY SUSPECT LOOKS LIKE, who BURGLARIZED INTO her house, and allegedly committed the alleged crimes of BURGLARY FIRST degree, VOYEURISM and ASSAULT and BATTERY against her. The only way the state of SOUTH CAROLINA could prove beyond a reasonable

doubt. Who the identity of the person who BURGLARIZED INTO ANGELA NORCIA HOWE, and ALLEGEDLY COMMITTED CRIME OF BURGLARY FIRST DEGREE, ASSAULT AND BATTERY FIRST DEGREE AND VOYEURISM AGAINST HER IS AS A MATTER OF LAW VICTIM ANGELA NORCIA WOULD OF HAD TO PERSONALLY IDENTIFY THE SUSPECT IN A PHOTO LINE UP. AS THE PERSON WHO SHE PERSONALLY SAW, BURGLARIZE INTO HER HOUSE AND COMMIT THE ALLEGED CRIME OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER.

OR AS A MATTER OF LAW ANGELA NORCIA WOULD OF HAD TO PERSONALLY POINT OUT AND IDENTIFY THE SUSPECT IN COURT TO THE JURY AS THE PERSON WHO SHE PERSONALLY SAW, BURGLARIZE INTO HER HOUSE AND COMMIT THE ALLEGED CRIME OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. AS A MATTER OF LAW THE DIRECT EVIDENCE AND CIRCUMSTANTIAL EVIDENCE SUBMITTED IN THIS CASE PROVES THAT IN A PHOTO LINE UP VICTIM

ANGELA NORCIA **EXCLUDED** TYREEK ROBINSON AS THE BURGLARY SUSPECT, WHO SHE PERSONALLY SAW, BURGLARIZE INTO HER HOUSE AND COMMIT THE CRIME OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. WHEN AFTER REVIEWING A PHOTO LINE UP VICTIM ANGELA NORCIA DID NOT PICK OUT AND IDENTIFY TYREEK ROBINSON. AS THE BURGLARY SUSPECT, WHO SHE PERSONALLY SAW BURGLARIZE INTO HER HOUSE AND COMMIT THE CRIME OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. REVIEW PAGE 280 PARAGRAPHS 14, 15, 16 AND 17 AND PAGE 291 PARAGRAPHS 13, 14, 15, 16, 17, 21, 22, 23 AND 24 OF TRIAL TRANSCRIPT. ANGELA NORCIA TESTIFIED IN COURT TO THE JURY AT TRIAL, THAT SHE DID NOT KNOW WHO TYREEK ROBINSON WAS AT ALL. AS A MATTER OF LAW PROVING THAT WHILE TESTIFYING IN COURT BEFORE THE JURY AT TRIAL, VICTIM ANGELA NORCIA DID NOT PICK OUT AND IDENTIFY, TYREEK ROBINSON TO THE JURY AS THE BURGLARY SUSPECT WHO SHE PERSONALLY SAW, BURGLARIZE INTO HER HOUSE AND COMMIT THE ALLEGED CRIME OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. REVIEW PAGE 283 PARAGRAPH 24, 25

and page 284 paragraphs 1 and 2 of TRIAL TRANSCRIPT.

AS A MATTER OF LAW PROVEING, THAT AS A MATTER OF LAW. THE STATE OF SOUTH CAROLINA FAILED TO PROVE TO THE JURY BEYOND A REASONABLE DOUBT WHO THE IDENTITY OF THE PERSON IS, WHO ANGELA NORCIA ALLEGE, SHE SAW BURGLARIZE INTO HER HOUSE AND COMMITTE THE CRIMES OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER

TESTIMONY OF FORENSIC ARTIST LARA GORICK

AS PREVIOUS EXPLAINED FORENSIC ARTIST LARA GORICK EXPLAINED IN HER TESTIMONY. THAT ON SEPTEMBER 21ST, 2020 WHICH IS ONLY TWO DAYS AFTER THE ALLEGED BURGLARY. SHE "FORENSIC ARTIST LARA GORICK" MET WITH VICTIM ANGELA NORCIA AT BEAUFORT COUNTY SHERIFF OFFICE ON HILTON HEAD. REVIEW PAGE 295 PARAGRAPHS 24, 25 AND PAGE 296 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 AND PAGE 298 PARAGRAPHS 5, 6, 7 AND 8 OF TRIAL TRANSCRIPT.

AS PREVIOUSLY EXPLAINED FORENSIC ARTIST LARA GORICK EXPLAINED IN HER TESTIMONY. THAT SHE MET WITH VICTIM ANGELA NORCIA, AND DREW A FORENSIC DETAILED SKETCH OF THE BURGLARY SUSPECT. BASED ON THE DETAILS THAT VICTIM ANGELA NORCIA EXPLAINED TO HER REVIEW PAGE 295 PARAGRAPHS 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 AND PAGE 296 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 AND PAGE 297 PARAGRAPHS 22, 23, 24 AND 25 OF TRIAL TRANSCRIPT.

AS A MATTER OF LAW THE DIRECT EVIDENCE AND THE CIRCUMSTANTIAL EVIDENCE IN THIS CASE. REVEALS THAT VICTIM ANGELA NORCIA IS THE ONE AND ONLY PERSON WHO PERSONALLY WITNESSED AND PERSONALLY SAW. HOW THE FACE OF THE BURGLARY SUSPECT LOOKS LIKE, WHO ANGELA NORCIA ALLEGE SHE SAW. COMMITTE THE CRIMES OF BURGLARY FIRST DEGREE, VOYEURISM, AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. REVIEW PAGE 277 PARAGRAPHS 23, 24 AND 25 AND PAGE 278 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8 AND 9 OF TRIAL TRANSCRIPT. THEREFORE EVEN THOUGH FORENSIC SKETCH ARTIST LARA GORICK. DREW A FORENSIC SKETCH, OF THE

alleged burglary suspect who victim ANGELA NORCIA explained to her in details in a interview on September 21st, 2020 at BEAUFORT COUNTY SHERIFF OFFICE.

IN ORDER FOR THE FORENSIC SKETCH OF THE BURGLARY SUSPECT, TO PROVE BEYOND A REASONABLE DOUBT WHO THE IDENTITY OF THE BURGLARY SUSPECT IS THAT FORENSIC SKETCH ARTIST LARA GORICK DREW. VICTIM ANGELA NORCIA WOULD OF HAD TO PICK OUT AND IDENTIFY WHO THE BURGLARY SUSPECT IS FROM A PHOTO LINE UP OR FROM A IN COURT IDENTIFICATION CONDUCTED BY THE BURGLARY VICTIM ONLY.

ALSO VICTIM ANGELA NORCIA WOULD OF HAD TO TESTIFY TO THE JURY AT TRIAL, THAT THE ALLEGED BURGLARY SUSPECT WHO SHE PICKED OUT AND IDENTIFIED, IS THE EXACT SAME BURGLARY SUSPECT, WHO FORENSIC SKETCH ARTIST LARA GORICK DREW IN HER SKETCH. BASED ON THE DETAILS THAT SHE RECEIVED FROM VICTIM ANGELA NORCIA.

THIS IS BECAUSE THE DIRECT EVIDENCE AND THE CIRCUMSTANTIAL EVIDENCE SUBMITTED IN THE CASE AT TRIAL, PROVES THAT VICTIM "ANGELA NORCIA" IS THE ONE AND ONLY PERSON, WHO SAW HOW THE FACE OF THE BURGLARY SUSPECT LOOKS LIKE, WHO BURGLARIZED INTO HER HOUSE, AND ALLEGEDLY COMMITTED THE ALLEGED CRIMES OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE. REVIEW PAGE 277 PARAGRAPHS 23, 24, 25 AND PAGE 278 PARAGRAPH 1, 2, 3, 4, 5, 6, 7, 8, AND 9 OF TRIAL TRANSCRIPT.

BECAUSE AS A MATTER OF LAW THE DIRECT EVIDENCE AND CIRCUMSTANTIAL EVIDENCE SUBMITTED IN THE CASE, PROVES THAT IN A PHOTO LINE UP VICTIM ANGELA NORCIA **EXCLUDED** TYREEK ROBINSON

AS THE BURGLARY SUSPECT, WHO SHE PERSONALLY SAW, BURGLARIZE INTO HER HOUSE AND COMMITTE THE CRIME OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. WHEN AFTER REVIEWING A PHOTO LINE UP, VICTIM ANGELA NORCIA DID NOT PICK OUT AND IDENTIFY TYREEK ROBINSON. AS THE BURGLARY SUSPECT, WHO SHE PERSONALLY SAW BURGLARIZE INTO HER HOUSE AND COMMITTE THE CRIME OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. REVIEW PAGE 280 PARAGRAPHS 14, 15, 16 AND 17 AND PAGE 291 PARAGRAPHS 13, 14, 15, 16, 17, 21, 22, 23 AND 24 OF TRIAL TRANSCRIPT.

ALSO BECAUSE ANGELA NORCIA TESTIFIED IN COURT TO THE JURY AT TRIAL, THAT SHE DID NOT KNOW WHO TYREEK ROBINSON WAS AT ALL. AS A MATTER OF

LAW PROVES THAT WHILE TESTIFYING IN COURT BEFORE THE JURY AT TRIAL, VICTIM ANGELA NORCIA DID NOT PICK OUT AND IDENTIFY TYREEK ROBINSON TO THE JURY, AS THE BURGLARY SUSPECT WHO SHE PERSONALLY SAW. BURGLARIZE INTO HER HOUSE AND COMMITTE THE ALLEGED CRIME OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. REVIEW PAGE 283 PARAGRAPHS 24, 25 AND PAGE 284 PARAGRAPHS 7, AND 2 OF TRIAL TRIAL TRANSCRIPT AS A MATTER OF LAW THE FORENSIC SKETCH OF THE BURGLARY SUSPECT. THAT FORENSIC SKETCH ARTIST LARA GLORICK DREW, BY USE OF DETAILS FROM VICTIM ANGELA NORCIA. DOES NOT PROVE BEYOND A REASONABLE DOUBT, WHO THE IDENTITY OF THE BURGLARY SUSPECT IS, WHO VICTIM ANGELA NORCIA TESTIFIED THAT SHE PERSONALLY SAW. BURGLARIZE INTO HER HOUSE, AND COMMITTE THE CRIME OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. FORENSIC SKETCH ARTIST LARA GLORICK TESTIFIED THAT SHE DID NOT SEE WHO THE PERPETRATOR IS THAT BURGLARIZED INTO ANGELA NORCIA HOUSE AND HER FORENSIC SKETCH OF THE BURGLARY SUSPECT, IS BASED ON WHAT VICTIM ANGELA NORCIA TOLD HER. REVIEW PAGE 297 PARAGRAPHS 19, 20, 21, 22, 23, 24 AND 25 OF TRIAL TRANSCRIPT. BASED ON THE FACTS EXPLAINED, AS A MATTER OF LAW THE STATE OF SOUTH CAROLINA FAILED TO PROVE BEYOND A REASONABLE DOUBT, WHO THE IDENTITY OF THE PERSON IS, INSIDE OF THE FORENSIC SKETCH OF THE BURGLARY SUSPECT, THAT FORENSIC SKETCH ARTIST LARA GLORICK DREW, BASED ON DETAILS THAT VICTIM ANGELA NORCIA EXPLAINED TO HER.

TESTIMONY OF DERRICK NELSON

DERRICK NELSON TESTIFIED THAT HE IS A INVESTIGATOR AND DEPUTY FORENSIC EXAMINER WHO WORKS FOR THE 14TH CIRCUIT SOLICITOR OFFICE REVIEW PAGE 299 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 AND 12 OF TRIAL TRANSCRIPT DERRICK NELSON TESTIFIED THAT HE COLLECT DATA FROM COMPUTERS, CELL PHONES, ROUTERS, SO ON AND SO FORTH REVIEW PAGE 299 PARAGRAPHS 22, 23,

AND 24 OF TRIAL TRANSCRIPT.
 DERRICK NELSON TESTIFIED THAT HE EXAMINED A
 SAMSUNG GALAXY CELL PHONE REVIEW PAGE 299
 PARAGRAPHS 25 AND PAGE 300 PARAGRAPHS 2, 3, AND 13
 DERRICK NELSON TESTIFIED THAT HE RECEIVED THE
 SAMSUNG GALAXY CELL PHONE FROM SERGEANT ADAM
 PAUL, AT BEAUFORT COUNTY SHERIFF OFFICE PAGE 300
 PARAGRAPHS 6, 7, AND 8 OF TRIAL TRANSCRIPT
 DERRICK NELSON TESTIFIED THAT HE DID TWO TYPES
 OF EXTRACTIONS ON THE SAMSUNG GALAXY CELL PHONE.
 ONE IS CALLED A FILED SYSTEM LEVEL EXTRACTION.
 THE OTHER ONE IS CALLED A ADVANCED LOGICAL
 EXTRACTION. REVIEW PAGE 300 PARAGRAPHS 11, 12, 13, 14,
 15, 16, 17, 18, 19, 20, 21 AND 22 OF TRIAL TRANSCRIPT.
 DERRICK NELSON TESTIFIED THAT HE USED A CELLEBRATE
 UNIVERSAL SYSTEM CALLED UNIVERAL FORENSIC
 EXTRACTION DEVICE, TO PULL WHAT EVER WAS
 PHYSICALLY ON THE PHONE FROM OFF OF THE PHONE.
 REVIEW PAGE 300 PARAGRAPHS 23, 24, 25 AND PAGE 301
 PARAGRAPHS 1, 2, 3, 4 AND 5 OF TRIAL TRANSCRIPT
 DERRICK NELSON TESTIFIED THAT THE COMPLETE CELL
 PHONE EXTRACTION WAS CONTAINED ON A DISK THAT
 HE INSTALLED AND SIGNED REVIEW PAGE 301 PARA-
 -GRAPHS 6, 7, 8, 9, 10, AND 11 OF TRIAL TRANSCRIPT
 DERRICK NELSON TESTIFIED THAT THE DISK CONTAIN-
 -ED A SINGLE CELL PHONE VIDEO THAT WAS EXTRACTED
 FROM OFF OF THE CELL PHONE AND HE WATCH THE
 VIDEO REVIEW PAGE 301 PARAGRAPHS 22, 23, 24, 25
 AND PAGE 302 PARAGRAPHS 1, 2, 3 OF TRIAL TRANSCRIPT
 DERRICK NELSON TESTIFIED THAT THE VIDEO THAT
 HE OBTAINED FROM OFF OF THE CELL PHONE DUMP, DEPICTED
 A NUDE FEMALE LYING ON HER STOMACH AND THEN
 A PERSON THAT TOUCH HER GENITALIA BEHIND IN
 SURPRISE. PAGE 302 PARAGRAPHS 4, 5, 6, 7, 8, 9, 10, 11 AND
 12 OF TRIAL TRANSCRIPT
 DERRICK NELSON TESTIFIED THAT THERE WAS A TEXT
 MESSAGE ON THE CELL PHONE THAT WAS A OUTGOING
 TEXT MESSAGE TO THE CONTACT LISTED AS MOM THAT
 STATED "THIS IS TYREEK, I GOT A NEW PHONE PAGE 310
 PARAGRAPHS 8, 9, 10, 11, AND 12 OF TRIAL TRANSCRIPT
 DERRICK NELSON TESTIFIED THAT THERE WAS A TEXT
 MESSAGE ON THE CELL PHONE DATED SEPTEMBER 11TH AT
 APPROXIMATELY 12:17 PM THAT WAS TO THE CONTACT
 NAMED MEAN. THAT STATED "QUOTE" HI THIS IS TYREEK
 I'M AT 54 MUDDY CREEK ROAD, HILTON HEAD ISLAND,
 SOUTH CAROLINA, 29926. REVIEW PAGE 310 PARAGRAPHS
 13, 14, 15, 16, 17, 18 AND 19 OF TRIAL TRANSCRIPT.
 DERRICK NELSON TESTIFIED THAT THERE WAS A TEXT
 MESSAGE ON THE CELL PHONE, AND ATTACHED TO THE
 TEXT MESSAGE WAS THE VIDEO IN QUESTION. OF THE

women LAYING ON her stomach. That was sent to the phone number of (843) 441-7289 ON September 19th, 2020 to a person listed as Kareem New. DERRICK NELSON testified that there are other calls on the cell phone that indicate that other people are using the cell phone. Review page 317 paragraphs 3, 4, 5, 6, 7, 8 and page 320 paragraphs 7, 8, 9 and 12 of trial transcript. DERRICK NELSON testified that there was a text message on the cell phone that stated "quote" Hey Sarge this is Kareem on September 20th. Review page 317 paragraphs 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and page 318 paragraph 2 of trial transcript.

DERRICK NELSON testified that on September 20th there was a text message of a letter that was sent to the cell phone to a person by the name of Kareem from an insurance company by the name of GEICO. Review page 318 paragraphs 2, 3, 4, 5, 6, 7 and 8 and page 320 paragraphs 24, 25 and page 321 paragraphs 1, 2, 3 and 4 of trial transcript.

ANGELA NORCIA explained in her testimony that her house was allegedly burglarized into at 3 Wildlife View, Hilton Head Island, South Carolina on September 19th, 2020. DERRICK NELSON testified that the state of South Carolina submitted in this case, proves that between the date of September 19th, 2020 and the date of September 20th, 2020, the only person who was "RECEIVING" text messages

on the cell phone that the evidence of the women who was LAYING ON her stomach was found on. was a person by the name of "KAREEM". Review page 317 paragraphs 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and page 318 paragraphs 1, 2, 3, 4, 5, 6, 7, and 8 and page 320 paragraphs 24, 25 and page 321 paragraphs 1, 2, 3 and 4 of trial transcript. As a matter of law, proving that DERRICK NELSON testified that the state of South Carolina submitted in this case, proves that between the date of September 19th, 2020 and September 20th, 2020, the only person who was in possession of the cell phone that the video of the women LAYING ON her stomach was found on, is a person by the name of "KAREEM". Review page 317 paragraphs 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and page 318 paragraphs 1, 2, 3, 4, 5, 6, 7, 8, and page 320 paragraphs 24, 25 and page 321 paragraphs

1, 2, 3 and 4 of TRIAL TRANSCRIPT. ALTHOUGH DERRICK NELSON TESTIFIED TO THE JURY AT TRIAL THAT THE VIDEO FOUND ON THE CELL PHONE, DEPICTED A PERSON TOUCHING A WOMEN ON THE GENITALIA. INSIDE OF THE VIDEO OF THE WOMEN, WHO WAS LAYING ON HER STOMACH, THAT WAS FOUND ON THE CELL PHONE. INSIDE OF HIS TESTIMONY TO THE JURY AT TRIAL, DERRICK NELSON **DID NOT REVEAL TO THE JURY AT**

TRIAL, WHO THE IDENTITY OF THE PERSON INSIDE OF THE VIDEO IS. THAT DERRICK NELSON ALLEGED, TOUCHED THE WOMEN ON THE GENITALIA. INSIDE OF THE VIDEO OF THE WOMEN, WHO WAS LAYING ON HER STOMACH INSIDE OF THE VIDEO, THAT WAS FOUND ON THE CELL PHONE. REVIEW PAGE 302 PARAGRAPHS 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, AND 12 OF TRIAL TRANSCRIPT AS A MATTER OF LAW DERRICK NELSON TESTIMONY TO THE JURY AT TRIAL, FAILED TO PROVE BEYOND A REASONABLE DOUBT WHO THE IDENTITY OF THE PERSON IS, WHO ALLEGEDLY BURGLARIZED INTO ANGELA NORCZA HOUSE AND ALLEGEDLY COMMITTED THE ALLEGED CRIMES OF BURGLARY, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER.

TESTIMONY OF ADAM PAUL

ADAM PAUL TESTIFIED THAT WHILE HE WAS WORKING ON OCTOBER 7TH, 2020, HE RESPONDED TO A WRECKED VEHICLE THAT NO ONE WAS INSIDE. REVIEW PAGE 322 PARAGRAPHS 20, 21, 22, 23, 24, 25 AND PAGE 323 PARAGRAPHS 1, 2, AND 3 OF TRIAL TRANSCRIPT. ADAM PAUL TESTIFIED THAT HE FOUND A SAMSUNG TELEPHONE INSIDE OF THE VEHICLE. REVIEW PAGE 323 PARAGRAPHS 2 AND 2 OF TRIAL TRANSCRIPT. ADAM PAUL TESTIFIED THAT HE SUBMITTED THE SAMSUNG PHONE INTO EVIDENCE AND LATER TOOK IT TO SPECIAL INVESTIGATOR DERRICK NELSON IN THE 14TH CIRCUIT SOLICITORS OFFICE SO HE COULD EXTRACT THE DATA.

OK OF IT. REVIEW PAGE 324 PARAGRAPHS 8, 9, 10, 11, 12, 13, AND 14 OF TRIAL TRANSCRIPT. ADAM PAUL TESTIFIED THAT AFTER THE EXTRACTION, DERRICK NELSON GAVE HIM A THUMB DRIVE OF ALL THE DATA, WHICH HE TRANSFERRED THE INFORMATION OF, FROM THE THUMB DRIVE TO A CD-ROM AND PLACED THAT INTO EVIDENCE PAGE 324 PARAGRAPHS 20, 21, 22, 23, 24, 25 AND PAGE 7 PARAGRAPHS 1 OF TRIAL TRANSCRIPT.

ADAM PAUL TESTIFIED THAT THERE WERE OUTGOING TEXT MESSAGES ON THE PHONE THAT STATED THIS IS TYREEK. REVIEW PAGE 325 PARAGRAPHS 5, 6, 7, 8 AND 9 OF TRIAL TRANSCRIPT. ADAM PAUL TESTIFIED THAT STATES EXHIBIT 18 IS A PICTURE OF A VERONA REVIEW PAGE 327 PARAGRAPHS 5, 6, 7, 8, 9, 10 AND 11 OF TRIAL TRANSCRIPT. ADAM PAUL TESTIFIED THAT STATES EXHIBIT 19 IS A PICTURE OF A HAND REACHING UP VERY CLOSE TO A FEMALE VERONA. REVIEW PAGE 327 PARAGRAPHS 12, 13, 14, 15, AND 16 OF TRIAL TRANSCRIPT.

ADAM PAUL TESTIFIED THAT THERE WERE A TEXT MESSAGE FROM A PERSON NAMED MOM, ABOUT A PROGRESSIVE INSURANCE POLICY ABOUT A PERSON NAMED TYREEK ROBINSON. REVIEW PAGE 327 PARAGRAPHS 17, 18, 19, 20, 21, 22, 23, 24, 25 AND PAGE 328 PARAGRAPHS 1, 2, 3, 4 AND 5 OF TRIAL TRANSCRIPT.

ADAM PAUL TESTIFIED THAT HE TOOK THE CELL PHONE TO SPECIAL INVESTIGATOR DERRICK NELSON. SO HE COULD EXTRACT ALL OF THE DATA FROM OFF OF THE CELL PHONE, ON A THUMB DRIVE THAT HE GAVE HIM. REVIEW PAGE 324 PARAGRAPHS 8, 9, 10, 11, 12, 13, 14, 20, 21 AND 22 OF TRIAL TRANSCRIPT.

SPECIAL INVESTIGATOR DERRICK NELSON TESTIFIED THAT HE IS A DEPUTY FORENSIC EXAMINOR. REVIEW PAGE 299 PARAGRAPH 10, 11, AND 12 OF TRIAL TRANSCRIPT. FORENSIC EXAMINOR DERRICK NELSON TESTIFIED THAT THERE ARE OTHER CALLS ON THE CELL PHONE THAT INDICATE THAT OTHER PEOPLE ARE USING THE CELL PHONE. REVIEW PAGE 317 PARAGRAPHS 3, 4, 5, 6, 7, 8 AND 9. PAGE 320 PARAGRAPH 7, 8, 9 AND 12 OF TRIAL TRANSCRIPT.

FORENSIC EXAMINOR DERRICK NELSON TESTIFIED THERE WAS A TEXT MESSAGE ON THE CELL PHONE THAT STATES "QUOTE" "HEY SARGE THIS IS KAREEM ON SEPTEMBER 20TH" UNQUOTE. REVIEW PAGE 317 PARAGRAPHS 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 AND PAGE 318 PARAGRAPHS 1 OF TRIAL TRANSCRIPT.

FORENSIC EXAMINOR DERRICK NELSON TESTIFIED THAT, ON SEPTEMBER 20TH THERE WAS A TEXT MESSAGE OF A LETTER THAT WAS SENT TO THE CELL PHONE TO A PERSON BY THE NAME OF KAREEM FROM A INSURANCE

company by the name of GETCO REVIEW page 318
 paragraphs 2, 3, 4, 5, 6, 7, and 8 and page 320 para-
 graphs 2, 4, 25 and page 321 paragraphs 2, 2, 3 and
 4 of TRIAL TRANSCRIPT
 VICTIM ANGELA MORCZA explained in her test-
 imony. That her house was allegedly BURGLAR-
 ized INTO at 3 WILDLIFE VIEW, HILTON HEAD
 ISLAND, SOUTH CAROLINA ON SEPTEMBER 19th, 2,020.
 FORENSIC EXAMINOR DERRICK NELSON testim-
 ony that the state of south CAROLINA submitted
 in this case, proves that between the date of
 September 19th, 2,020. The ONLY person who was
RECEIVING text messages on the cell

phone that the evidence of the woman who was
 LAYING on her stomach was FOUND ON. was person
 by the name of **"KAREEM"** REVIEW page 317

paragraphs 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22,
 23, 24, 25 and page 318 paragraphs 1, 2, 3, 4, 5,
 6, 7, 8 and page 320 paragraphs 2, 4, 25 and page 321
 paragraphs 2, 2, 3 and 4 of TRIAL TRANSCRIPT
 as a matter of LAW FORENSIC EXAMINOR DERRICK
 NELSON testimony that the state of south CAROLINA
 submitted in this case, proves that between the
 date of September 19th, 2,020 and September 20th
 2,020. The ONLY person who was in possession of
 the cell phone. That the VIDEO OF the woman
 LAYING on her stomach was FOUND ON. is a
 person by the name of **"KAREEM"**. REVIEW page
 317 paragraphs 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22,
 23, 24, 25 and page 318 paragraphs 1, 2, 3, 4, 5, 6,
 7, 8 and page 320 paragraphs 2, 4, 25 and page 321
 paragraphs 2, 2, 3 and 4 of TRIAL TRANSCRIPT.
 in light of the FORENSIC testimony of **"FORENSIC
 EXAMINOR DERRICK NELSON"**. Although **"ADAM PAUL"**
 testified to the JURY at TRIAL, that states EXHIBIT
 -19 is a picture of a hand reaching up very
 close to a female VAGINA. That were pulled from
 the EXTRACTION done ON the cell phone. INSIDE
 of his testimony to the JURY at TRIAL. **ADAM
 PAUL DID NOT REVEAL TO THE JURY**

AT TRIAL. Who the IDENTITY of the person
 INSIDE OF the picture of states EXHIBIT-19
 is. That **ADAM PAUL** alleged reached up close with
 there hand to a female VAGINA REVIEW page
 326 paragraphs 5, 6, 7, 8 and page 327 paragraphs
 12, 13, 14, 15 and 16 of TRIAL TRANSCRIPT

Therefore based on the facts explained as a matter of law Adam Paul testimony to the jury at trial failed to prove beyond a reasonable doubt the identity of the person who allegedly burglarized into victim Angela Norcia house, and committed the crime of burglary first degree, voyeurism and assault and battery first degree against her.

TESTIMONY OF WILLIAM REDMAN

WILLIAM REDMAN testified that he called the Beaufort County Sheriff Office on September 23rd, 2020. Because he had seen a composite sketch of the suspect in a crime that occurred on the street. And he recognized the person and immediately called the police to tell them that he thought he had information pertinent to them. Review page 325 paragraphs 23, 24, 25 and page 336 paragraphs 2, 3, 4, 5, and 6 of trial transcript. WILLIAM REDMAN testified that when the police came out to meet him, he mentioned that several months before, which was late June of 2020, he was bicycling on Marshland Road and that he had a gentleman in front of him on a bicycle that turned the handle bars and basically flipped over the bike and landed in the middle of the street. Review page 337 paragraphs 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16 of trial transcript. WILLIAM REDMAN testified that he stopped to render assistance. But eventually he had some friends or at least folks that were nearby that ended up assisting him down muddy creek road, and it was the last he saw of that gentleman until he thought he saw him in that sketch. Review page 337 paragraphs 16, 17, 18, 19, 20 and 21 of trial transcript. WILLIAM REDMAN testified that he was not present on September 19th, 2020 when the alleged burglary occurred at Angel Norcia house. Review page 338 paragraphs 10, 11, 12, 13, 14, 15, 16, 17 and 18 of trial transcript. WILLIAM REDMAN testified that he did not witness anybody riding their bike off in the neighborhood on the night that the burglary occurred. Review page

338 PARAGRAPHS 19, 20, 21, AND 22 OF TRIAL TRANSCRIPT.
 AS A MATTER OF LAW WILLIAM REDMAN **"DID NOT"**
 WITNESS AND OBSERVE ANYBODY BURGLARIZE
 INTO ANGELA NORCIA HOUSE ON SEPTEMBER 19, 2020.
 REVIEW PAGE 338 PARAGRAPHS 11, 12, 13, 14, 15, 16, 17, 18, 19,
 20, 21 AND 22 OF TRIAL TRANSCRIPT.
 AS A MATTER OF LAW PROVEN BY WILLIAM REDMAN
 VERY OWN TESTIMONY. THAT AS A MATTER OF LAW
 WILLIAM REDMAN **DO NOT** HAVE ANY PERSONAL
 KNOWLEDGE AT ALL, OF WHO THE IDENTITY OF THE
 PERSON IS, THAT ALLEGEDLY BURGLARIZED INTO ANGELA
 NORCIA HOUSE ON SEPTEMBER 19th, 2020. REVIEW
 PAGE 338 PARAGRAPHS 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21,
 AND 22 OF TRIAL TRANSCRIPT.
 INSIDE OF HIS TESTIMONY BEFORE THE JURY AT TRIAL.
 WILLIAM REDMAN **DID NOT REVEAL**

TO THE JURY WHO THE IDENTITY

OF THE PERSON IN THE SKETCH IS, THAT HE TESTI-
 FIED TO THE JURY ABOUT. REVIEW PAGE 337 PARAGR-
 -APHS 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24,
 25 AND PAGE 338 PARAGRAPHS 2 OF TRIAL TRANSCRIPT.
 ALSO INSIDE OF HIS TESTIMONY TO THE JURY AT
 TRIAL. WILLIAM REDMAN **DID NOT REVEAL**

TO THE JURY WHO THE IDENTITY OF

THE PERSON IS, THAT ALLEGEDLY BURGLARIZED
 INTO ANGELA NORCIA HOUSE AND ALLEGEDLY COMMITTED
 THE CRIMES OF, BURGLARY FIRST DEGREE, VOYEURISM,
 AND ASSAULT AND BATTERY FIRST DEGREE AGAINST
 HER. REVIEW PAGE 337 PARAGRAPHS 6, 7, 8, 9, 10, 11, 12, 13, 14,
 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 AND PAGE 338 PARAGR-
 -APHS 2, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, AND 22 OF
 TRIAL TRANSCRIPT.
 AS A MATTER OF LAW PROVEN THAT. WILLIAM REDMAN
 TESTIMONY BEFORE THE JURY AT TRIAL. FAILED TO
 PROVE BEYOND A REASONABLE DOUBT. WHO THE IDENTITY
 OF THE PERSON IS, THAT ALLEGEDLY BURGLARIZED INTO
 ANGELA NORCIA HOUSE. AND COMMITTED THE CRIME OF
 BURGLARY FIRST DEGREE, VOYEURISM, AND ASSAULT AND
 BATTERY FIRST DEGREE AGAINST HER.

**TESTIMONY OF SETH
 REYNELLS**

SETH REYNELLS TESTIFIED THAT STATES EXHIBIT 23, 24, AND 25 ARE PHOTOS OF MR. ROBINSON HAND REVIEW PAGE 342 PARAGRAPH 25 AND PAGE 343 PARAGRAPHS 2, 2, 3, 4, AND 5 OF TRIAL TRANSCRIPT. SETH REYNELLS TESTIFIED THAT HE REVIEWED THE VIDEO OF THE ALLEGED SEXUAL ASSAULT FROM THE TANSY LEAF INCIDENT. REVIEW PAGE 361 PARAGRAPHS 17, 18, 19, 20 AND 21 OF TRIAL TRANSCRIPT. SETH REYNELLS TESTIFIED THAT WHAT HE NOTICED IN THE VIDEO WAS SOME OBVIOUS UNIQUE SCARS ON THE BACK OF THE HAND OF THE PERSON IN THE VIDEO OF THE WOMAN LAYING ON HER STOMACH. REVIEW PAGE 361 PARAGRAPHS 22, 23, 24, 25 AND PAGE 362 PARAGRAPHS 1, 2, 3, 4 AND 5 OF TRIAL TRANSCRIPT. SETH REYNELLS TESTIFIED THAT STATES EXHIBIT 26, 27, AND 28 ARE STILL SHOTS OF THE SUSPECTS HAND IN THE VIDEO OF THE WOMAN LAYING ON HER STOMACH THAT WAS EXTRACTED OFF OF THE CELL PHONE REVIEW PAGE 362 PARAGRAPHS 6, 7, 8, 9, 10, AND 11 OF TRIAL TRANSCRIPT.

SETH REYNELLS TESTIFIED THAT ON OCTOBER 15TH 2,020 HE PHOTOGRAPHED THE DEFENDANTS HAND REVIEW PAGE 363 PARAGRAPHS 4, 5, 6, AND 7 OF TRIAL TRANSCRIPT. SETH REYNELLS TESTIFIED THAT STATES EXHIBIT 23, 24, AND 25 ARE PHOTOS OF TYREEK ROBINSON HANDS REVIEW PAGE 363 PARAGRAPHS 8, 9, 10, 11, 12 AND 13 OF TRIAL TRANSCRIPT. SETH REYNELLS TESTIFIED THAT STATES EXHIBIT 27 AND 28 ARE STILL SHOTS FROM THE VIDEO, WHICH IS THE VIDEO EVIDENCE OF THE TANSY LEAF DRIVE IN SEPTEMBER OF THAT YEAR REVIEW PAGE 364 PARAGRAPHS 2, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 AND 18 OF TRIAL TRANSCRIPT. SETH REYNELLS TESTIFIED THAT PHOTOGRAPHS 23, 24 AND 25 ARE PHOTOGRAPHS OF MR. ROBINSON'S HAND THAT HE TOOK ON OCTOBER 15TH REVIEW PAGE 364 PARAGRAPHS 19, 20, 21, 22, 23, 24, 25 AND PAGE 365 1 FROM TRIAL TRANSCRIPT.

THE COURT DID NOT QUALIFY SETH REYNELLS AS AN EXPERT WITNESS ON THE COMPARISON OF SCARS ON A PERSONS HAND. THEREFORE SETH REYNELLS COMPARISON OF A SCAR ON THE SUSPECTS HAND, IN THE VIDEO OF THE WOMAN LAYING ON HER STOMACH, COMPARED TO THE HANDS OF TYREEK ROBINSON IS SPECULATIVE AND IS NOT BASED ON THE ANALYSIS OF A FORENSIC EXPERT. WHO SPECIALIZES IN THE COMPARISON OF SCARS AND OR MARKS ON THE

body. INSIDE OF HIS TESTIMONY TO THE JURY AT TRIAL. ALSO THE STATE OF SOUTH CAROLINA DID NOT SUBMIT ANY PHOTOGRAPHS OR PICTURES SHOWING HOW THE IDENTITY OF THE **FACE** OF THE SUSPECT LOOKS LIKE. WHO'S HAND IS SEEN CLOSE TO A FEMALE VAGINA. IN THE VIDEO OF THE WOMEN LAYING ON HER STOMACH. THAT WAS EXTRACTED FROM OFF OF THE CELL PHONE. WHICH LEFT THE JURY TO SPECULATE AS TO WHAT THE IDENTITY OF THE SUSPECT LOOKS LIKE. VICTIM ANGELA NORCIA TESTIFIED THAT SHE PUT HER CONTACT LENS IN WHEN SHE WAS ON THE PHONE WITH 911 AND WAS ABLE TO GET A PRETTY GOOD LOOK AT THE SUSPECT WHILE THE FRONT PORCH LIGHT WAS ON REVIEW PAGE 277 PARAGRAPHS 23, 24, AND 25 AND PAGE 278 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8 AND 9 OF TRIAL TRANSCRIPT. ANGELA NORCIA TESTIFIED THAT THE BURGLARY SUSPECT WAS A YOUNG BLACK MALE WITH A RED SHIRT AND DREAD, WHO DID NOT HAVE ANY FACIAL HAIR REVIEW PAGE 278 PARAGRAPHS 10, 11, 12, 13 AND 14 OF TRIAL TRANSCRIPT. FORENSIC ARTIST LORA GORTCH EXPLAINED IN HER TESTIMONY, THAT SHE MET WITH VICTIM ANGELA NORCIA. AND DREW A FORENSIC DETAILED SKETCH OF THE BURGLARY SUSPECT. BASED ON THE DETAILS THAT VICTIM ANGELA NORCIA EXPLAINED TO HER. REVIEW PAGE 295 PARAGRAPHS 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 AND PAGE 296 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 AND PAGE 297 PARAGRAPHS 22, 23, 24 AND 25 OF TRIAL TRANSCRIPT. ANGELA NORCIA TESTIFIED THAT SHE GAVE A DETAILED DESCRIPTION OF HOW THE IDENTITY OF THE BURGLARY SUSPECT LOOKS LIKE, TO LAW ENFORCEMENT OFFICERS. REVIEW PAGE 278 PARAGRAPHS 10, 11, 12, 13 AND 14 OF TRIAL TRANSCRIPT. BECAUSE THE DIRECT EVIDENCE AND CIRCUMSTANTIAL EVIDENCE SUBMITTED IN THIS CASE, PROVES THAT VICTIM ANGELA NORCIA IS THE ONE AND ONLY WITNESS, WHO PERSONALLY SAW HOW THE IDENTITY OF THE BURGLARY SUSPECT LOOKS LIKE, WHO BURGLARIZED INTO HER HOUSE, AND ALLEGEDLY COMMITTED THE ALLEGED CRIMES OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER. THE ONLY WAY THE STATE OF SOUTH CAROLINA COULD OF PROVE BEYOND A REASONABLE DOUBT. WHO THE IDENTITY OF THE PERSON IS, WHO'S HAND IS SEEN CLOSE TO A FEMALE VAGINA. INSIDE OF THE VIDEO OF THE WOMEN WHO IS LAYING ON HER STOMACH.

That was extracted from off of the cell phone. As a matter of law victim ANGELA NORCIA would of had to personally pick out and identify the suspect in a photo line up. As the person who she personally saw BURGLARIZE INTO her house and commit the alleged crime of BURGLARY first degree, VOYEURISM and ASSAULT and BATTERY first degree against her. OR as a matter of law ANGELA NORCIA would of had to personally point and identify the suspect in court to the jury as the person who she personally saw BURGLARIZE INTO her house and commit the alleged crimes of BURGLARY first degree, VOYEURISM and ASSAULT and BATTERY first degree against her.

As a matter of law the direct evidence and circumstantial evidence submitted in this case proves that in a photo line up victim ANGELA NORCIA **EXCLUDED** TYREEK ROBINSON as

the BURGLARY suspect. who she personally saw BURGLARIZE INTO her house and commit the crime of BURGLARY first degree, VOYEURISM, and assault and BATTERY first degree against her. When after reviewing a photo line up victim ANGELA NORCIA did not pick up and identify TYREEK ROBINSON. As the BURGLARY suspect, who she personally saw BURGLARIZE INTO her house and commit the alleged crime of BURGLARY first degree, VOYEURISM and ASSAULT and BATTERY first degree against her. Review page 280 paragraphs 14, 15, 16, and 17 and page 291 paragraphs 13, 14, 15, 16, 17, 21, 22, 23 and 24 of TRIAL TRANSCRIPT.

ALSO ANGELA NORCIA testified in court to the jury at trial. That she did not know who TYREEK ROBINSON was at all. As a matter of law proving that while testifying in court before the jury at trial. victim ANGELA NORCIA did not pick out and identify TYREEK ROBINSON to the jury, as the BURGLARY suspect who she personally saw BURGLARIZE INTO her house and commit the alleged crime of BURGLARY first degree, VOYEURISM and ASSAULT and BATTERY first degree against her. Review page 283 paragraphs 24, 25 and page 284 paragraphs 2 and 2 of TRIAL TRANSCRIPT.

ANGELA NORCIA testimony explained that there was only one man who she alleged is the person that she personally saw BURGLARIZE INTO her house. Review page 275 paragraphs 4,

5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20 and 21
OF TRIAL TRANSCRIPT.

15+

DNA EVIDENCE EXCLUDED TYREEK ROBINSON AS BURGLAR

DEPUTY NICHOLAS WHALING TESTIFIED TO THE JURY
AT TRIAL, THAT VICTIM ANGELA NORCIA TOLD
HIM, THAT THERE WAS A CROWN ROYAL BOTTLE
THAT THE VICTIM SAID THE BURGLARY SUSPECT
HAD TOUCHED, SO HE COLLECTED THE WHOLE
CROWN ROYAL BOTTLE TO BE PROCESSED, AS A
RESULT THE CROWN ROYAL BOTTLE WAS PROCESS.
REVIEW PAGE 267 PARAGRAPHS 4, 5, 6, 7, 8, 9, 10, 11,
12, 13, 14, 15, 16, AND 17 OF TRIAL TRANSCRIPT
AT TRIAL LEAD INVESTIGATOR WILLIAM WIECH
TESTIFIED AT TRIAL, THAT AS A RESULT OF THE
DNA TESTS THAT WAS CONDUCTED ON THE CROWN
ROYAL BOTTLE THAT THE BURGLARY SUSPECT HAD
TOUCHED AND HANDLED, TYREEK ROBINSON WAS
EXCLUDED FROM THE CROWN ROYAL BOTTLE.
REVIEW PAGE 379 PARAGRAPHS 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12,
13, 14, 15, 16, 17 AND PAGE 382 PARAGRAPHS 6, 7 AND 8
BECAUSE AS A RESULT OF THE DNA TEST THAT WAS
CONDUCTED ON THE CROWN ROYAL BOTTLE THAT THE
BURGLARY SUSPECT HAD TOUCHED AND HANDLED,
TYREEK ROBINSON WAS **EXCLUDED** FROM THE
CROWN ROYAL BOTTLE, AS A MATTER OF LAW
IT ALSO EXCLUDED TYREEK ROBINSON AS THE
ALLEGED BURGLAR, WHO ANGELA NORCIA ALLEGED
BURGLARIZED INTO HER HOUSE, AND COMMITTED THE
ALLEGED CRIMES OF, BURGLARY FIRST DEGREE, VOYEURISM,
AND ASSAULT AND BATTERY FIRST DEGREE AGAINST HER.
FOR PROOF REVIEW

CASE LAW MERIT
COURT OF APPEALS OF THE STATE OF OHIO CASE
LAW OF
STATE OF OHIO VS. JOSEPH ELLZOTT 2006WL2520336
UNQUOTE

BUT THE EVIDENCE PRESENTED AT TRIAL DID NOT
SUGGEST THE PRESENCE OF MORE THAN ONE INTRUDER.
THUS THE PERPETRATOR OF THE RAPE MUST NECESSARILY
HAVE BEEN THE PERPETRATOR OF THE BURGLARIES.

IT FOLLOWS THAT REGARDLESS OF WHETHER THE RAPE OR A THEFT OFFENSE PROVIDE THE OFFENSES UNDERLYING THE AGGRAVATED BURGLARIES, 4-STR RESULTS THAT **EXCLUDED ELLIOTT** AS THE VICTIMS RAPEST WOULD EFFECTIVELY EXCLUDE HIM AS THE BURGLAR.

2ND DNA EVIDENCE EXCLUDED TYREEK ROBINSON AS BURGLAR

DEPUTY NICHOLAS WHALEY TESTIFIED THAT AFTER HE DID A WALK THROUGH WITH THE VICTIM, THE VICTIM SHOWED HIM WHERE SHE HAD HER WALLET AND HER SCHOOL BAG AND THE VICTIM NOTICED THAT ONE HUNDRED DOLLARS WAS MISSING. SO HE TOOK A **DNA SWAB** OF THE WALLET. REVIEW PAGE 261 PARAGRAPHS 14, 15, 16, 17, 18 AND 19 TRIAL TRANSCRIPT.

AT TRIAL LEAD INVESTIGATOR WILLIAM WIECH TESTIFIED AT TRIAL THAT AS A RESULT OF THE DNA TESTS THAT WAS CONDUCTED ON THE WALLET THAT THE BURGLARY SUSPECT HAD TOUCHED AND TOOK ONE HUNDRED DOLLARS FROM OUT OF TYREEK ROBINSON WAS **"EXCLUDED FROM THE WALLET."** REVIEW PAGE 382 PARAGRAPHS 9 AND 10 AND PAGE 379 PARAGRAPHS 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, AND 17 OF TRIAL TRANSCRIPT.

BECAUSE AS A RESULT OF THE DNA TEST THAT WAS CONDUCTED ON THE WALLET OF VICTIM ANGELA NORCIA, THAT THE BURGLARY SUSPECT HAD TOUCHED, HANDLED AND PLUMAGED THRU TYREEK ROBINSON WAS **EXCLUDED FROM THE WALLET** OF VICTIM ANGELA NORCIA. AS A MATTER OF LAW IT ALSO **EXCLUDED** TYREEK ROBINSON AS THE ALLEGED BURGLAR WHO ANGELA NORCIA ALLEGED BURGLARIZED INTO HER HOUSE AND COMMITTED THE ALLEGED CRIMES OF.

BURGLARY FIRST degree, VIOLENCE, AND ASSAULT
AND BATTERY FIRST degree AGAINST her. FOR
PROOF REVIEW

CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF OHIO CASE
LAW OF

State OF OHIO V. JOSEPH ELLIOTT 2006WL25-

-20336 "QUOTING"

BUT THE EVIDENCE PRESENTED AT TRIAL DID
NOT SUGGEST THE PRESENCE OF MORE THAN ONE
INTRUDER. THUS THE PERPETRATOR OF THE RAPE
MUST NECESSARILY HAVE BEEN THE PERPETRATOR
OF THE BURGLARIES. IT FOLLOWS THAT REGARDLESS
OF WHETHER THE RAPE OR A THEFT OFFENSE PROVIDE
THE OFFENSE UNDERLYING THE AGGRAVATED BURGLARIES,
Y-STR RESULTS THAT EXCLUDED ELLIOTT AS THE
VICTIMS RAPEST WOULD EFFECTIVELY EXCLUDE
HIM AS THE BURGLAR

3rd

DNA EVIDENCE EXCLUDED
TYREEK ROBINSON AS BURGLAR

DEPUTY NICHOLAS WHALING TESTIFIED THAT THE
VICTIM TOLD HIM THAT HER STEP DAUGHTER HAD
LEFT THE GARAGE DOOR OPEN WERE THERE IS A
STAIR CASE THAT LEADS UP ONTO THE HOUSE AND
THERE IS A ACCESS DOOR UNDER THERE. SO DEPUTY
NICHOLAS WHALING TESTIFIED THAT HE SWABBED
THE DOOR KNOB THAT GOES FROM THE GARAGE TO
ACCESS INTO THE HOUSE AND THERE ARE THE TWO
DNA SWABS THAT HE TOOK REVIEW PAGE 261
PARAGRAPHS 23, 24, 25, AND PAGE 262 PARAGRAPHS
1, 2, 3, 4, 5, 6, 7, 8, 9, 10 AND 11 OF TRIAL TRANSCRIPT.
AT TRIAL LEAD INVESTIGATOR WILLIAM WICH
TESTIFIED AT TRIAL. THAT AS A RESULT OF
DNA TEST THAT WAS CONDUCTED ON THE

DOORKNOB OF VICTIM ANGELA NORCIA house, that the BURGLARY SUSPECT had touched and handled. TYREEK ROBINSON was EXCLUDED from the DOORKNOB. REVIEW PAGE 382 PARAGRAPHS 11, 12 and page 379 PARAGRAPH 5, 6, and 7 OF TRIAL TRANSCRIPT because as a result of the DNA test that was conducted on the DOORKNOB OF VICTIM ANGELA NORCIA house, that the BURGLARY SUSPECT had touched and handled. TYREEK ROBINSON was EXCLUDED from the DOORKNOB OF VICTIM ANGELA NORCIA house. As a matter of LAW IT ALSO EXCLUDED TYREEK ROBINSON as the ALLEGED BURGLAR, who ANGELA NORCIA ALLEGED BURGLARIZED INTO her house and committed the ALLEGED CRIME OF, BURGLARY FIRST DEGREE, VOYEURISM, and ASSAULT AND BATTERY FIRST DEGREE AGAINST her. FOR PROOF REVIEW CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF OHIO CASE LAW OF, STATE OF OHIO VS. JOSEPH ELLIOTT 2006WL2520336 "QUOTEING" BUT THE EVIDENCE PRESENTED AT TRIAL DID NOT SUGGEST THE PRESENCE OF MORE THAN ONE INTRUDER. THUS THE PERPETRATOR OF THE RAPE MUST NECESSARILY HAVE BEEN THE PERPETRATOR OF THE BURGLARIES. IT FOLLOWS THAT REGARDLESS OF WHETHER THE RAPE OR A THEFT OFFENSE PROVIDED THE OFFENSES UNDERLYING THE AGGRAVATED BURGLARIES Y-STR RESULTS THAT EXCLUDED ELLIOTT AS THE VICTIMS RAPEST WOULD EFFECTIVELY EXCLUDE HIM AS THE BURGLAR

BASED ON THE FACTS EXPLAINED AS A MATTER OF LAW SETH REYNELLS TESTIMONY AND THE DIRECT EVIDENCE AND CIRCUMSTANTIAL EVIDENCE, THAT THE STATE OF SOUTH CAROLINA SUBMITTED IN THIS CASE, FAILED TO PROVE BEYOND A REASONABLE DOUBT, WHO THE IDENTITY OF THE PERSON IS, THAT ANGELA NORCIA ALLEGE, BURGLARIZED INTO her house AND COMMITTED THE ALLEGED CRIMES OF BURGLARY FIRST DEGREE, VOYEURISM AND ASSAULT AND BATTERY FIRST DEGREE AGAINST her.

TESTIMONY OF WILLIAM WIECH

75+ DNA EVIDENCE EXCLUDED TYREEK ROBINSON AS BURGLAR

DEPUTY NICHOLAS WHALING testified to the JURY at TRIAL. That VICTIM ANGELA NORCIA TOLD him. That there was a CROWN ROYAL BOTTLE that the VICTIM said the BURGLARY SUSPECT had touched. So he collected the whole CROWN ROYAL BOTTLE to be processed. as a result the CROWN ROYAL BOTTLE was processed. REVIEW page 267 paragraphs 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, and 17 of TRIAL TRANSCRIPT AT TRIAL Lead Investigator WILLIAM WIECH testified at TRIAL. That as a result of the DNA tests that was conducted on the CROWN ROYAL BOTTLE that the BURGLARY SUSPECT had touched and handled. TYREEK ROBINSON WAS EXCLUDED from the CROWN ROYAL BOTTLE. REVIEW page 379 paragraphs 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, and page 382 paragraphs 6, 7 and 8. Because as a result of the DNA test that was conducted on the CROWN ROYAL BOTTLE that the BURGLARY SUSPECT had touched and handled. TYREEK ROBINSON WAS EXCLUDED from the CROWN ROYAL BOTTLE. AS a matter of LAW it ALSO EXCLUDED TYREEK ROBINSON AS the ALLEGED BURGLAR who ANGELA NORCIA ALLEGED BURGLARIZED INTO her house, and committed the ALLEGED CRIMES OF. BURGLARY first degree, VOYEURISM, and ASSAULT and battery first degree against her. FOR PROOF REVIEW

CASE LAW MERITS
COURT OF APPEALS OF THE STATE OF OHIO CASE

LAW OF.
 State of Ohio VS. Joseph ELLIOTT 2006WL25-
 20336 "QUOTING"
 BUT THE EVIDENCE PRESENTED AT TRIAL DID
 NOT SUGGEST THE PRESENCE OF MORE THAN ONE
 ENTRUDER. ~~THUS~~ THE PERPETRATOR OF THE RAPE
 MUST NECESSARILY HAVE BEEN THE PERPETRATOR
 OF THE BURGLARIES. IT FOLLOWS THAT REGARDLESS
 OF WHETHER THE RAPE OR A THEFT OFFENSE
 PROVIDE THE OFFENSES UNDERLYING THE AGGRAVATED
 BURGLARIES, 4-JTR RESULTS THAT EXCLUDED ELLIOTT
 AS THE VICTIM'S RAPEST WOULD EFFECTIVELY
 EXCLUDED HIM AS THE BURGLAR

2Nd
 DNA EVIDENCE EXCLUDED
 TYREEK ROBINSON AS BURGLAR

DEPUTY NICHOLAS WHALING TESTIFIED THAT AFTER
 HE DID A WALK THROUGH WITH THE VICTIM. THE
 VICTIM SHOWED HIM WHERE SHE HAD HER WALLET
 AND HER SCHOOL BAG AND THE VICTIM NOTICED
 THAT ONE HUNDRED DOLLARS WAS MISSING. SO
 HE TOOK A DNA SWAB OF THE WALLET REVIEW
 PAGE 261 PARAGRAPHS 14, 15, 16, 17, 18 AND 19, TRIAL
 TRANSCRIPT.
 AT TRIAL LEAD INVESTIGATOR WILLIAM WIECH
 TESTIFIED AT TRIAL. THAT AS A RESULT OF THE
 DNA TESTS THAT WAS CONDUCTED ON THE WALLET
 THAT THE BURGLARY SUSPECT HAD TOUCHED AND
 TOOK ONE HUNDRED DOLLARS FROM OUT OF.
 TYREEK ROBINSON WAS "EXCLUDED FROM
 THE WALLET". REVIEW PAGE 382 PARAGRAPHS 9
 AND 10 AND PAGE 379 PARAGRAPHS 5, 6, 7, 8, 9, 10, 11, 12/
 13, 14, 15, 16 AND 17 OF TRIAL TRANSCRIPT
 BECAUSE AS A RESULT OF THE DNA TEST THAT WAS
 CONDUCTED ON THE WALLET OF THE VICTIM ANGELA
 NORCIA, THAT THE BURGLARY SUSPECT HAD TOUCHED/
 HANDLED AND PLUMAGED THRU. TYREEK ROBINSON
 WAS EXCLUDED FROM THE WALLET OF VICTIM
 ANGELA NORCIA. AS A MATTER OF LAW IT
 ALSO EXCLUDED TYREEK ROBINSON AS THE
 ALLEGED BURGLAR. WHO ANGELA NORCIA ALLEGED

BURGLARIZED INTO her house and committed
 the alleged CRIME OF BURGLARY FIRST degree,
 VOYEURISM, and ASSAULT AND BATTERY FIRST
 degree AGAINST her. FOR PROOF REVIEW
 CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF OHIO CASE
 LAW OF.

STATE OF OHIO VS. JOSEPH ELLIOTT 2006 WL 2520336
 "QUOTE FN 9"

BUT THE EVIDENCE PRESENTED AT TRIAL DID NOT
 SUGGEST THE PRESENCE OF MORE THAN ONE INTRUDER.
 THUS THE PERPETRATOR OF THE RAPES MUST NECESSARILY
 HAVE BEEN THE PERPETRATOR OF THE BURGLARIES.
 IT FOLLOWS THAT REGARDLESS OF WHETHER THE RAPER
 OR A THEFT OFFENSE PROVIDE THE OFFENSE UNDER-
 LYING THE AGGRAVATED BURGLARIES, 4-STR RESULTS
 THAT EXCLUDED ELLIOTT AS THE VICTIMS RAPIST
 WOULD EFFECTIVELY EXCLUDE HIM AS THE
 BURGLAR

3rd
 DNA EVIDENCE EXCLUDED
 TYREEK ROBINSON AS BURGLAR

DEPUTY NICHOLAS WHALING TESTIFIED THAT THE
 VICTIM TOLD HIM THAT HER STEP DAUGHTER HAD LEFT THE
 GARAGE DOOR OPEN WHERE THERE IS A STAIR CASE
 THAT LEADS UP INTO THE HOUSE AND THERE IS A ACCESS
 DOOR UNDER THERE. SO DEPUTY NICHOLAS WHALING
 TESTIFIED THAT HE SWABBED THE DOOR KNOB THAT
 GOES FROM THE GARAGE TO ACCESS INTO THE HOUSE
 AND THOSE ARE THE TWO DNA SWABS THAT HE TOOK
 REVIEW PAGE 261 PARAGRAPHS 23, 24, 25 AND PAGE
 262 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, AND 11 OF TRIAL
 TRANSCRIPT.
 AT TRIAL LEAD INVESTIGATOR WILLIAM WIECH
 TESTIFIED AT TRIAL THAT AS A RESULT OF DNA
 TEST THAT WAS CONDUCTED ON THE DOOR KNOB OF
 VICTIM ANGELA NORCIA HOUSE, THAT THE BURGLARY
 SUSPECT HAD TOUCHED AND HANDLED. TYREEK ROBIN-
 SON WAS EXCLUDED FROM THE DOOR KNOB. REVIEW
 PAGE 382 PARAGRAPHS 11, 12 AND PAGE 379 PARAGRAPHS

5, 6, and 7 of TRIAL TRANSCRIPT
 BECAUSE AS A RESULT OF THE DNA TEST THAT
 WAS CONDUCTED ON THE DOORKNOB OF VICTIM
 ANGELA NORCIA HOUSE, THAT THE BURGLARY
 SUSPECT HAD TOUCHED AND HANDLED. TYREEK
 ROBINSON WAS EXCLUDED FROM THE DOORKNOB
 OF VICTIM ANGELA NORCIA HOUSE. AS A MATTER
 OF LAW IT ALSO EXCLUDED TYREEK ROBINSON
 AS THE ALLEGED BURGLAR, WHO ANGELA NORCIA
 ALLEGED BURGLARIZED INTO HER HOUSE AND
 COMMITTED THE ALLEGED CRIME OF BURGLARY
 FIRST DEGREE, VOYEURISM, AND ASSAULT AND
 BATTERY FIRST DEGREE AGAINST HER. FOR PROOF
 REVIEW.

CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF OHIO CASE LAW
 OF.
 STATE OF OHIO VS. JOSEPH ELLIOTT 2006WL2520336
 "QUOTING"
 BUT THE EVIDENCE PRESENTED AT TRIAL DID NOT
 SUGGEST THE PRESENCE OF MORE THAN ONE INTRUDER.
 THUS THE PERPETRATOR OF THE RAPE MUST NECESSARILY
 HAVE BEEN THE PERPETRATOR OF THE BURGLARIES.
 IT FOLLOWS THAT REGARDLESS OF WHETHER THE RAPE
 OR A THEFT OFFENSE PROVIDED THE OFFENSES UNDER-
 LYING THE AGGRAVATED BURGLARIES 4-STR RESULTS
 THAT EXCLUDED ELLIOTT AS THE VICTIMS
 RAPEST WOULD EFFECTIVELY EXCLUDE HIM AS
 THE BURGLAR

BASED ON THE FACTS EXPLAINED, AS A MATTER OF LAW.
 THE DIRECT EVIDENCE AND CIRCUMSTANTIAL
 EVIDENCE THAT THE STATE OF SOUTH CAROLINA
 SUBMITTED AT TRIAL. FAILED TO PROVE BEYOND
 A REASONABLE DOUBT, WHO THE IDENTITY OF THE
 PERSON IS, THAT ANGELA NORCIA ALLEGED SHE SAW
 COMMITTE THE CRIME OF BURGLARY FIRST DEGREE,
 VOYEURISM, AND ASSAULT AND BATTERY FIRST
 DEGREE AGAINST HER.
 BECAUSE SO AS A MATTER OF LAW. THE DIRECT
 EVIDENCE AND THE CIRCUMSTANTIAL EVIDENCE,
 THAT THE STATE OF SOUTH CAROLINA SUBMITTED AT
 TRIAL, FAILED TO PROVE THAT TYREEK ROBINSON
 IS GUILTY BEYOND A REASONABLE DOUBT, OF
 COMMITTING THE CRIMES OF BURGLARY FIRST
 DEGREE, VOYEURISM AND ASSAULT AND BATTERY
 FIRST DEGREE, AGAINST VICTIM ANGELA NORCIA.

CASE LAW MERITS

COURT OF APPEALS OF OHIO, ELEVENTH DISTRICT,
ASHTABULA COUNTY CASE LAW OF.

State vs. SANDEROCK 114 N.E.3d 262 "QUOTING"

The state has a duty to prove, beyond a reasonable doubt, each element of the crime set forth in the indictment. Additionally, the state must also demonstrate the identity of the defendant as the perpetrator beyond a reasonable doubt "FURTHER QUOTING"

similar to BATTLE, a appellant was not identified as the perpetrator of the charged crime, and the exhibits submitted by the state fail to provide the necessary connection. The

exhibits simply detail information relating to previous proceedings involving

ONE DALE SANDEROCK again however, this does not establish the requisite nexus between the man on trial and the individual who allegedly failed to appear. The only commonality is the

name DALE SANDEROCK, which, as emphasized above, is insufficient to prove identity. There

needs to be more than mere identity of names, such as a in court identification of the defendant as the person who committed the crime.

establishing that the defendant's name is the same as the name of the person whom witnesses testified committed the crime is not sufficient

evidence to identify. establishing the defendant's name to be the same as that of the person who witnesses testified committed the crime is generally insufficient

evidence of identity. applying the JERKS SUFFICIENCY STANDARD OF

viewing the evidence most favorably toward the state, the most any reasonable person might infer

is that the ONIEL in this case is probably the same ONIEL in the 1984 case. BUT probably does not reach proof beyond a reasonable doubt.

FURTHER QUOTING, Based upon the evidence presented by the state, reasonable minds could not have concluded

the DALE SANDEROCK, who was on trial for failure to appear, was the perpetrator of the

offense at issue. The state therefore failed to produce sufficient evidence to sustain MRS.

SANDEROCK conviction. In this regard, the trial court erred when it overruled defense

counsel's CRIM-R-29 motion "FURTHER QUOTING" for the reason discussed in this opinion,

the judgement of the ASHTABULA COUNTY COURT.

OF COMMON PLEAS IS REVERSED AND VACATED

AT TRIAL ATTORNEY JUAN TOLLEY MOTIONED TRIAL JUDGE BONDS FOR A MOTION FOR DIRECTED VERDICT OF ACQUITTAL. BECAUSE THE STATE OF SOUTH CAROLINA FAILED TO MEET THERE BURDEN OF PROOF PAGE 386 PARAGRAPH 21, 22 AND 23 OF TRIAL TRANSCRIPT.

ON MOTION FOR DIRECTED VERDICT OF ACQUITTAL. ATTORNEY JUAN TOLLEY ARGUED THAT TYREEK ROBINSON IS ENTITLED TO A DIRECTED VERDICT OF ACQUITTAL.

BECAUSE THE EVIDENCE VIEWED IN THE LIGHT MOST FAVORABLE TO THE STATE DOES NOT WARRANT MOVING FORWARD. BECAUSE THERE IS NO DNA EVIDENCE, THERE IS NO EVIDENCE IDENTIFICATION FROM A PHOTO LINE UP, THERE IS EVIDENCE THAT OTHER PEOPLE ARE USING THE PHONE. THERE ARE NO FINGER PRINTS, NO HAIR SAMPLES, AND THE TRUTH OF THE MATTER IS WE DON'T EVEN KNOW WHAT HAPPENED.

REVIEW PAGE 386 PARAGRAPHS 23, 24 AND 25 AND PAGE 387 PARAGRAPHS 1, 2, 3, 4, 5, 6, 7 AND 8 OF TRIAL TRANSCRIPT.

BASED ON THE FACTS EXPLAINED. BECAUSE THE EVIDENCE THAT THE STATE OF SOUTH CAROLINA SUBMITTED AT TRIAL, FAILED TO PROVE THAT TYREEK ROBINSON IS GUILTY BEYOND A REASONABLE DOUBT. OF COMMITTING THE CRIME OF BURGLARY FIRST DEGREE, ASSAULT AND BATTERY FIRST DEGREE AND VOYEURISM AGAINST ANGELA NORCIA. THAT CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF INDICTMENT # 2020 GS-0702061, INDICTMENT # 2020 GS0702063 AND INDICTMENT # 2020 GS0702062. AS A MATTER OF LAW THIS COURT MUST GRANT TYREEK ROBINSON THIS MOTION FOR DIRECTED VERDICT OF ACQUITTAL AND REVERSE TYREEK ROBINSON CONVICTIONS AND PRISON SENTENCES OF 16 YEARS, 6 YEARS AND 5 YEARS. FOR PROOF REVIEW

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA CASE LAW OF THE STATE V. KEVIN CORNELIOUS ODEMS 720 S.E.2d 480 QUOTE ET AL

THE CIRCUMSTANTIAL EVIDENCE PRESENTED BY THE STATE DOES NOT REASONABLY TEND TO PROVE PETITIONERS GUILTY AND FAILS THIS COURTS WELL-SETTLED DEFECTIVE THAT

CIRCUMSTANTIAL EVIDENCE THAT IS NOT SUBSTANTIAL IS INSUFFICIENT TO GO TO A JURY. THUS, WE REVERSE THE COURT OF APPEALS DECISION AFFIRMING PETITIONERS 2,005 CONVICTION

CASE LAW MERITS

COURT OF APPEALS OF OHIO, ELEVENTH DISTRICT, ASHTABULA COUNTY CASE LAW OF STATE VS. SANDEROCK NY N.E. 3d 262

"QUOTE"

The state has a duty to prove, beyond a reasonable doubt, each element of the crime set forth in the indictment.

ADDITIONALLY, THE STATE MUST ALSO DEMONSTRATE THE IDENTITY OF THE DEFENDANT AS THE PERPETRATOR BEYOND A REASONABLE DOUBT "FURTHER QUOTE"

SIMILAR TO BAZLEY, APPELLANT WAS NOT IDENTIFIED AS THE PERPETRATOR OF THE CHARGED CRIME. AND THE EXHIBITS SUBMITTED BY THE STATE FAIL TO PROVIDE THE NECESSARY CONNECTION. THE EXHIBITS SIMPLY DETAIL INFORMATION RELATING TO PREVIOUS PROCEEDINGS INVOLVING ONE DALE SANDEROCK. HOWEVER, THIS DOES NOT ESTABLISH THE

REQUIRED NEXUS BETWEEN THE MAN ON TRIAL AND THE INDIVIDUAL WHO ALLEGEDLY FAILED TO APPEAR. THE ONLY COMMONALITY IS THE NAME DALE SANDEROCK, WHICH, AS EMPHASIZED ABOVE, IS INSUFFICIENT TO PROVE IDENTITY. THERE NEEDS TO BE MORE THAN MERELY IDENTITY OF NAMES, SUCH AS A IN COURT IDENTIFICATION OF THE DEFENDANT AS THE PERSON WHO COMMITTED THE CRIME. ESTABLISHING THAT THE DEFENDANT'S NAME IS THE SAME AS THE NAME OF THE PERSON WHOM WITNESSES TESTIFIED COMMITTED THE CRIME IS NOT SUFFICIENT EVIDENCE TO IDENTIFY.

APPLYING THE JERKS SUFFICIENCY STANDARD OF VIEWING THE EVIDENCE MOST FAVORABLY TOWARD THE STATE, THE MOST ANY REASONABLE PERSON MIGHT INFER IS THAT THE ONTEL IN THIS CASE IS PROBABLY THE SAME ONTEL IN THE 1984 CASE. BUT PROBABLY DOES NOT REACH PROOF BEYOND A REASONABLE DOUBT. "FURTHER QUOTE" BASED UPON THE EVIDENCE PRESENTED BY THE STATE, REASONABLE MINDS COULD NOT HAVE CONCLUDED THE DALE SANDEROCK, WHO WAS ON TRIAL FOR FAILURE TO APPEAR, WAS THE PERPETRATOR OF THE OFFENSE AT ISSUE. THE STATE THEREFORE FAILED TO PRODUCE SUFFICIENT EVIDENCE TO SUSTAIN MRS. SANDEROCK CONVICTION. IN THIS REGARD, THE TRIAL COURT ERRED WHEN IT OVERRULED

DEFENSE COUNCIL CRIM-R-29 MOTION
"FURTHER QUOTE"
FOR THE REASON DISCUSSED IN THIS OPINION,
THE JUDGMENT OF THE ASHTABULA COUNTY
COURT OF COMMON PLEAS IS REVERSED
AND VACATED

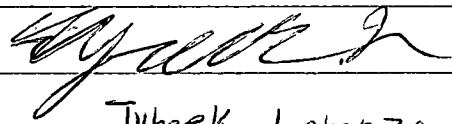
CONCLUSION

Based on the facts explained. This court must VACATE APPELLANT'S CONVICTION AND PRISON SENTENCES. OF 16 YEARS, 5 YEARS AND 6 YEARS, THAT APPELLANT RECEIVED. FOR THE CRIME OF BURGLARY FIRST DEGREE, ASSAULT AND BATTERY FIRST DEGREE AND AGGRAVATED VOYEURISM. BY DOING SO THIS COURT MUST DISCHARGE APPELLANT FROM UNLAWFULLY RESTRAINT. FROM OUT OF THE CUSTODY OF SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, THE STATE OF SOUTH CAROLINA AND THE WARDEN AT RIDGE LAND CORRECTIONAL INSTITUTION.

SIGNATURE: 

PRINT: Tyreek Lorenzo Robinson
 Date: June 20th, 2023

DEAR CLERK of court June 20th, 2023
PLEASE FILE THIS COPY OF MY PRO
SE MERITORIOUS BRIEF, INSIDE OF
APPELLATE CASE NO: 2022-000874.
SO THE JUDGES CAN DECIDE ON MY PRO SE
BRIEF FOR ME. I THANK YOU IN ADVANCE
SINCERELY I am



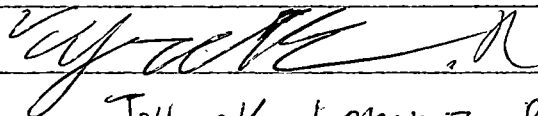
Tyreek Lorenzo Robinson

RECEIVED

JUN 26 2023

SC Court of Appeals

SIGNATURE:



PRINT:

Tyreek Lorenzo Robinson

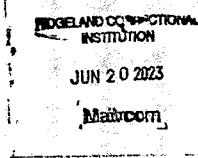
DATE:

June 20th, 2023

Tyreek Lorenzo Robinson #388321
Ridgeland Correctional Institution
P.O. Box 2039



RECEIVED
JUN 26 2023
SC Court of Appeals



South Carolina Court of Appeals
Jenny ABBOTT Kitchings, Clerk
Post office Box 11629
Columbia, South Carolina 29211

LEGAL MAIL

