

State of South Carolina)
County of Charleston)
State of South Carolina)

Inmate # 001321534

In the Court of General
Sessions For the 14th Judicial
Circuit Branch

VS

Justin D. Brown

Indictment #
~~2022-65-10-05744~~
2022-65-10-05745
2022-65-10-05746
2022-65-10-05747
2022-65-10-05748

warrant #
2020A1010206787
2020A1010206789
2020A1010206790
~~2020A1010206791~~
2020A1010206797
2020A1010206796

SC Court of Appeals

SEP 29 2023

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Justin D. Brown

Motion to Appeal

I, Justin D. Brown, pro se, respectfully request of this honorable Court to grant this motion of Appeal on the grounds of several Constitution rights being violated. The grounds for this motion to respectfully request to grant the termination of my 2nd Due Process hearing on August 19, 2023

- 1) My 4th amendment right was violated by withholding my hair follicle test results from me after I wrote to her a motion to suppress every evidence they had against me. And write several motions for her to file and never did so. The right of the people to be secured in their persons papers shall not be violated. July 3, 17, 2023
- 2) My 5th amendment violated: Not be deprived of life, Liberty, or Private Property be taken for Public use without just comp. and without Due Process of law. I have no bond, my hair follicle were withheld and discussed upon the Public way before my ~~1st~~ Due Process hearing with the mental health provider. I know this because he told me when I spoke to him the same day of my 1st Due Process hearing on July 19, 2023 in the multipurpose room. And again all motions I wrote were discussed instead of her filing them. And my sacred Liberty was taken for something I did not do!
- 3) My 6th amendment violated: To be informed of the nature and cause of the accusation, to be confronted, was never informed of my preliminary hearing, without my consent. Then Mrs. Barker told me that I don't get to go to my preliminary hearing. That is my right to face my accuser. July 3, 17
- 4) My 8th amendment violated: Expressive bail shall not be required, Nor cruel and unusual Punishment shall not be inflicted. Again I have no bond, and lawyers are supposed to work with their clients instead of using evidence against them. Very cruel and unusual that she was treating me, punishing me working with solicitor. Again was recorded on July 3, 17, 2023. Wrote motion to subpoena video.
- 5) My 9th amendment violated: The enumeration in the Constitution of certain rights, shall not be construed to deny or disparage others retained by the people: My rights have been denied by Judge Young to withdraw her off my case, by keeping her on my case after writings several motions of her being ineffective assistance counsel. Not exercising Due Diligence. Then told me that this same thing happened to someone else before me, recorded in May, not aware of the date.

6.) My 14th amendment violated: No state shall make or enforce any law which shall abridge the Privileges or immunities of citizens of the United States. Nor shall any state deprive any person of life, Nor Liberty, or Property, without due process of law. Nor deny to any person within its Jurisdiction the Equal Protection of the laws. My rights have been violated in the Process of my due Process Clause 14th amendment, Criminal Procedure. My sacred liberty has been taken, have been deprived of my life for something that I have not done. Withholding Private Property from me and others. Not practicing due diligence withholding information from experts. Manipulating me about hair follicle test. Having proof of me being innocent, working against it. Cruel and unusually Punishing me telling me that if I had a paid lawyer that this situation would've went differently, on camera July 3, 17, 2023. The Judge Young, denied my rights by keeping her on my case after writing several motions of being ineffective. And creating a conflict of interest. My ex lawyer Karen W. Barker was the bridesmaid at the solicitor in my case Stephanie B. Linders wedding. This explains why she was working against me helping the solicitor, and explains the very cruel and unusual Punishment. This was all recorded on July 3, 17, 2023.

7.) Ineffective Assistance Counsel: My ex lawyer Mrs. Barker's performance in the due process clause were defective, and wasn't professional due to her withholding test results from experts that would determined the scientific facts in the article about the sweat patch. The research explains my innocents, but she used it to work against me, she manipulated me about my hair follicle. And withheld it from me, and made very important errors not sufficient, and undermined the whole process and the outcome, trying to send an innocent person to prison. by her having crucial errors in my case which was leading me to prison. If the truth was explained this outcome would have been very different. In May she told me that this same situation happened to someone else before me, and July 3, 17, 2023 August 19, 2023, Breach of contract: Judge Young terminated me from the program, after Peter work on terms of conditions on file it states limited protection is given to me about my use in the program will not be used against me in the Prosecution but used that to terminate me from the program.

Justin D. Brown
Justin D. Brown

Respectfully submitted
September 15, 2023

Proof of service / certificate

It is ordered by I, Justin D. Brown, Pro se, sworn on this day 15, of September 2023, that the above motion is true and exact, acted on the course of Due Diligence

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September 15, 2023

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Justin D. Brown 0001321534
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North Charleston, SC 29405

Court of Appeals
1220 Senate Street
Columbia SC, 29201

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