

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

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In the Court of General Sessions For the Ninth Judicial Circuit Branch

JAN 02 2024

Indictment #

SC Court of Appeals

warrant #

1094-10-05195
2022-05-10-05195
1022-05-10-05746
1022-05-10-05747
1022-05-10-05748

20201010206783
20201010206789
20201010206790
~~20201010206791~~
20201010206797
20201010206796

VS

Justin D. Brown

Justin D. Brown

Motion to Appeal From A Sentence Imposed

By the Court of General Sessions

I, Justin D. Brown, pro se, respectfully request of this honorable Court's 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 ~~December 26, 2023~~ December 26, 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 wrote several motions for her to file and never did so. The right of the people to be secured in their persons values shall not be violated.

2) My 5th amendment violated: Nor be deprived of life, liberty, or private property be taken for public use without just compensation and without due process of law. I have no bond, my hair follicle were withheld and discussed upon the public way before my ~~1st~~ 2nd 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 14, 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 accusers.

4.) My 8th amendment violated: Excessive 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.

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 withhold her off my case, by keeping her on my case after writing several motions of her being ineffective assistance counsel. Not exercising Due Diligence.

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 sweat 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, works against it. Cruel and unusual 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 creation of conflict of interest. My ex lawyer Karen W. Barker was the bridesmaid at the solicitor in my case Stephanie B. Linder's wedding. This explains why she was working against me helping the solicitor, and giving 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.

Got sentenced on December 20, 2023. Judge Price was the Judge 5 years.

December 26, 2023

Austin D. Braun

Justin D. Brown 0001321534
H Cannon Detention Center
801 Leeds Avenue
U. Charleston SC, 29405

CHARLESTON SC 294

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The State of South Carolina
In the Court of Appeals
(In the Supreme Court)
1220 Senate St.
Columbia SC, 29201

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SC Court of Appeals

29201-376999

