

Greetings Ms. Patricia A. Howard

This is Bobby Lee Fulton Sr. Sr.

I filed a case within you all's courts  
Case Bobby Lee Fulton Sr. rather I mean case  
State vs. Bobby Lee Fulton Sr. No. 2023-000725  
and I also filed a Certiorari of Response to  
my dismissal by the higher courts and I never  
received a response "So I ask that you  
all please look in your records and see if  
you all have my motion for Rehearing on  
file because it not that means that the  
mentioned Correctional Institution man room  
has been obstructing my mail as I suspected  
Please also contact the South Carolina  
Attorney General's office or Mr. Alan Wilson  
because I also sent Motions to them  
on Certiorari Wait for Rehearing

also I have enclosed a please see  
to that the stamped envelope address  
to my grand parents. Be marked  
out please see to it that it  
is because they are my supporters  
of my release please and I need  
them to be also informed about  
the obstruction because I need  
them to aid me with a lawyer  
to better prepare for my cases  
which I may have to file on  
Habeas Corpus with the U.S.

Supreme Courts I also ask  
that you all please send me  
a Certiorari packet to be filed  
within the said Supreme Courts  
which comes with the  
U.S. Supreme Court rule book

So Hope It Be  
Respectfully, Bobby Lee Fulton Sr.  
July 1st 2024

RECEIVED

JUL 02 2024

S.C. SUPREME COURT

RECEIVED

JUL 02 2024

S.C. SUPREME COURT

The South Carolina Court of Appeals

The State Respondent

V.

Bobby Joe Fulton Jr Appellant

C/A No. 2022-001802

Certificate of Service

I Bobby Joe Fulton Jr certify this 29th day of February, 2023 that I have deposited the Appellant's Rehearing Petition within the McCormick Correctional Institutions Mailing Services to be forwarded through U.S. Postal Services to the address of the Clerk's Office of the Court of Appeals and to the Respondents as well as to the address of the Administrative Office of the United States Courts.

To: Clerk's Office of  
South Carolina Appellate  
Courts P.O. Box 11822  
Columbia SC 29211

To: Asst. Solicitor  
Warren Scott Anderson  
125 W. Main St.  
Kingstree SC 29554

To: Administrative Office of  
The United States Courts  
One Columbus Circle N.E.  
Washington DC 20002

To: Robert Michael Dudek, Esquire;  
Alan McCary Wilton, Esquire;  
Warren Scott Anderson, Esquire;  
William M. Blitch Jr, Esquire;  
125 W. Main Street  
Kingstree SC 29554

Bobby Joe Fulton Jr  
pro se Appellant  
McCormick Correctional  
384 Redemption Way  
McCormick SC 29889

# The South Carolina Court of Appeals

The State Respondent

C/A No. 2022-001802

*Petition For Rehearing*

Bobby Joe Fulton Jr Appellant

Here comes the Appellant Bobby Joe Fulton Jr. Pursuant to S.C. R. App. P. rule 221 asking for the rehearing of the instant case for essential reasons. Appellant states that due to the fact that he is on prose inmate and convicted on December 7th of 2022 of Criminal Charges, and sentence to "Life", he was never taken to the Jail to receive his legal work, neither was he ever given the "Order of Judgement" of his case; Moreover the Appellant filed for his appeal, and his mail was obstructed by S.C.D.C. Furthermore the Appellant was going through Classification within Kirkland R&E Center, and was moved several times, which cost him time, which was needed for properly filing motions for Transcript and "Initial Brief" for the instant case. Due to the fact that Appellants Request for Transcript was denied, which also was the cause for the dismissal of his appeal, the Appellant's "Initial Brief" was never heard; Appellant Prays for the Court of Appeals to grant his request for rehearing due to these essential facts alone, and S.C.D.C. Failure to allow the Appellant access to the law library.

Bobby Joe Fulton Jr.  
Bobby Joe Fulton Jr  
McCormick Correctional  
384 Redemption Way  
McCormick SC 29899

# The South Carolina Court of Appeals

The State Respondent

C/A No. 2022-001802

Motion of  
Declaration

Bobby Joe Fulton Jr Appellant

Pursuant to S.C.R. App. P. rule 240 Appellant Files this Declaration before this honorable Courts, affirming that I "Bobby Joe Fulton Jr." was convicted within the general sessions Courts of Williamsburg County Third Judicial Circuit Courts, located within Kingstree South Carolina on December 7<sup>th</sup> 2023 Case # 2021-GS-45-0088. Appellant Filed for appeal on December 8 2023. Appellant affirms that he was sentenced to life, and was never, was given an order of judgement by the clerks office, but that he is also free. Appellant affirms that the clerks office of Williamsburg County did receive his Certificate of Service, and "notice of appeal," and they attached the Motion of Notice of appeal to the Judgment Order, and forward it to the Court of Appeals clerks office. Appellant affirms that Appendix A-1, A-2, B-1 and B-2 can be compared to confirm the facts stated. Appellant Declares that he wrote the Williamsburg County clerks office requesting a copy of his order of judgement, but never received any correspondence from them. Appellant Declares that the S.C.D.C. Kirkland R & E Center failed to allow him to use the law library, also took the legal materials and books which he did have after leaving Court on the day of his conviction and sentence, in which he was transported directly to the Kirkland R & E center with, and also his mail was obstructed for 2 weeks, obstruction of mail under title 18 U.S.C. § 1702 is a very serious Federal offense.

February 14<sup>th</sup> 2023  
Bobby Joe Fulton Jr  
Bobby Joe Fulton Jr  
McCormick Correctional  
380 Redemption Way  
McCormick, SC 29899

# The South Carolina Court of Appeals

The State Respondent

C/A No. 2022-001806

v.

Certificate of Service

Bobby Joe Fulton Jr Appellant

Re. State v. Bobby Joe Fulton Jr  
Case No. 2022-001806

I, Bobby Joe Fulton Jr, certify this 16th day of January, 2023  
that I have deposited the Appellant's Motion for Request of Trial hearing  
Transcript within the Kinwood R & E Center's mailing system services,  
to be purported to the Clerk's Office of Williamsburg County and Court  
Reporter of Williamsburg County, also to the Office of Court Administration,  
and Clerk of the Appellate Courts of South Carolina, and also to the  
Administrative Office of the United States Courts through U.S. Postal Services.  
It is so ordered by the Appellant that all correspondence from either agencies  
stated above be addressed to the Appellant who is a pre se inmate being  
held within the custody of Kinwood R & E Center see Appellant's address  
stated below.

TO: CLERK'S OFFICE OF  
Williamsburg County  
General Sessions Courts  
125 W. Main St.  
Kingsville SC 29556

TO: THE OFFICE OF COURT  
Administration of  
South Carolina &  
South Carolina Appellate  
Courts Clerk's Office  
P.O. Box 11629  
Columbia SC 29211

January 16th 2023  
Bobby Joe Fulton Jr  
Bobby Joe Fulton Jr  
4344 Broad River rd  
Columbia SC 29210

# The South Carolina Court of Appeals

The State Respondent

v.

C/A No. 2022-001806

*Request For Trial  
Transcript*

Bobby Joe Fulton Jr Appellant

Here comes the Appellant Bobby Joe Fulton Jr pursuant to S.C.R. App. P. rule 207 asking for the Transcript of the "Appellant's Trial Hearing For the Case State v. Bobby Joe Fulton Jr Docket No. 2021-GS-45-0085, which was recorded and heard from December 5th 2022 to December 7th 2022. Appellant states that he is a indigent inmate and asks for a free transcript of his trial hearing to be furnished to him due to the fact that he is indigent. See *Mayer v. Chicago* (1985). Appellant states that the following Motion for Transcript is being forwarded to the office of Court Administration and Clerk of the Appellate courts of South Carolina to assure compliance with the Clerks and Court Reporters of Williamsburg County General Sessions Courts, to send the Transcripts of the Appellant's Trial hearing within thirty 30 days. See S.C.R. App. P. rule 207.

January 10th 2023  
Bobby Joe Fulton Jr.  
Bobby Joe Fulton Jr  
4344 Broad River rd  
Columbia SC 29210

# The South Carolina Court of Appeals

The State Respondent

v.

C/A No. 2022-001806

"Certificate of Service"

Bobby Joe Fulton Jr Appellant

Re: State v. Bobby Joe Fulton Jr

C/A No. 2022-001206

I Bobby Joe Fulton Jr certify this 16th day of January, 2023 that I have deposited the Appellant's Initial Brief within the Kirkland R&E Centers Mailing Services to be forwarded through U.S. Postal Services to the address of the Respondents and clerk's office of the South Carolina Appellate Courts, as well as to the address of the Administrative Office of the United States Courts.

To: Asst Solicitor  
Warren Scott Andersen  
125 W. Main St.  
Kingsree SC 29556

To: Clerk's Office of  
South Carolina Appellate  
Courts P.O. Box 11229  
Columbia, SC 29211

To: Administrative Office of  
The United States Courts  
One Columbus Circle, NE  
Washington DC 20002

from: Bobby Joe Fulton Jr  
Prose Appellant  
Kirkland R&E Center  
4344 Broad River Rd  
Columbia SC 29210

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## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
CHIEF DEPUTY CLERK

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

December 30, 2022

Bobby Joe Fulton, Jr., 388269  
Kirkland Correctional Institution  
4344 Broad River Road  
Columbia SC 29210

Re: The State v. Bobby J. Fulton, Jr.  
Appellate Case No. 2022-001806

Dear Mr. Fulton:

Upon reviewing your notice of appeal, the following deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter or your appeal will be dismissed:

- The notice of appeal is not accompanied by the order(s) and/or judgment(s) challenged on appeal.
- A proof of service has not been provided. You must serve and file a proof of service substantially in the format shown by Form 7 in Appendix C to part II of the SCACR.
- Pursuant to Rule 203(d)(1)(B), SCACR, a copy of the notice of appeal must be filed with the county clerk of court.

Very truly yours,

A handwritten signature in cursive script, reading "Jenny A. Kitchings".  
CLERK

cc: Robert Michael Dudek, Esquire  
Alan McCrory Wilson, Esquire  
Warren Scott Anderson, Esquire



## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
CHIEF DEPUTY CLERK

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FAX: (803) 734-1839  
[www.sccourts.org](http://www.sccourts.org)

December 29, 2022

Bobby Joe Fulton, Jr., 388269  
Kirkland Correctional Institution  
4344 Broad River Road  
Columbia SC 29210

Re: The State v. Bobby J. Fulton, Jr.  
Appellate Case No. 2022-001806

Dear Mr. Fulton:

This Court has received your notice of appeal, and the case has been assigned the appellate case number that appears above. Please use this number on all future correspondence relating to this matter.

All parties to this matter are advised that all filings must comply with the requirements of Rule 267 of the South Carolina Appellate Court Rules (SCACR). The SCACR are available online at [www.sccourts.org/courtreg](http://www.sccourts.org/courtreg). Additionally, any filings submitted by counsel admitted in South Carolina must include counsel's bar number.

The attention of the parties is directed to the order relating to the inclusion of personal data identifiers and other sensitive information in documents filed with the Supreme Court of South Carolina and the South Carolina Court of Appeals. The order can be found at [www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2014-04-15-02](http://www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2014-04-15-02). Please note that the responsibility for insuring that information is redacted or sealed as required by this order rests with counsel and the parties. This office will not review

filings for redaction or to determine if materials should be sealed.

This is to advise that the title in the above matter has been changed to read as follows:

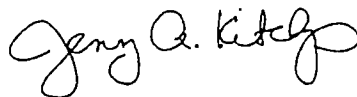
The State, Respondent,

v.

Bobby Joe Fulton, Jr., Appellant.

All future records in this matter should be changed to reflect this title. If you have any questions, please do not hesitate to contact this office.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Jerry A. Kitzler".

CLERK

cc: Robert Michael Dudek, Esquire  
Alan McCrory Wilson, Esquire  
Warren Scott Anderson, Esquire

# The South Carolina Court of Appeals

The State Respondent

v.

CIA NO. 2022-001802

*Appellant's  
Initial Brief*

Bobby Joe Fulton Jr Appellant

*Here Comes the Appellant Bobby Joe Fulton Jr  
Pursuant to S.C. R. App. P. rule 208 Filing this  
Initial Brief before this Honorable Court.*

## I. Statement of Issues

*The Appellant state prisoner proceeding pro se  
Filed for a appeal before this Honorable Court Seeking  
Seeking to have his Criminal Convictions annulled, and  
Sentence repealed due to Constitutional deprivations of his  
rights by Respondent State Prosecutor. Appellant states that  
he was deprived of his 6th Amendment rights of "Fair trial"  
hearing, and his Fourteenth Amendment rights of equal  
Protection and due process. Therefore it is so prayed  
for by the Appellant of this Courts Appellate review  
over his State Criminal Case, which was adjudicated  
within the Williamsburg County General Sessions Courts.*

## II. Statement of Case

(a) Facts of Case,

1.) On December 29th 2020 Appellant Bobby Joe Fritton Jr was charged and arrested for two counts of "Unlawful neglect of two minor siblings" Tyquan McFadden and Tiana McFadden. See State v. Bobby Joe Fritton Jr 2021-GS-45-85 (2022); Warrant #s 2020A4510100574 & 2020A4510100575. On February 5th 2021 Appellant was later additionally charged for "Homicide by child abuse, for the death of child victim Trevaan McFadden. See State v. Bobby Joe Fritton Jr 2021-GS-45-85 (2022); Warrant # 2021A4510100045. On December 7th 2022 Appellant was found guilty and sentence to life in prison after subsequent trial hearing within General Sessions Courts of Williamsburg County Third Judicial Circuit. That Appellant has filed for an appeal of his sentence before the South Carolina Court of Appeals seeking for relief of his conviction and sentence of life with the Department of Corrections.

## III. Standard of Review

(a) Right To Appeal.

1.) Rule 201 asserts Appeal may be taken as provided by law, from any final judgement, Appealable Order or decision. The procedure for petitioning for writ of Certiorari to review final judgments in post conviction relief cases is provided by rule 243, further review of decisions of the State Board of Censors in election cases shall be by petition for writ of Certiorari under S.C. Code Ann. §§ 7-17-250 and 7-17-270.

(b) Who may Appeal.

1.) Only a party aggrieved by an order, judgement, sentence or decision may Appeal!

## IV. Argument

(a) Sixth Amendment Deprivation.

1.) Appellant Argues that his Constitutional rights under the Sixth Amendment of the United States Constitution were completely infringed by the States Prosecutor Warren Scott Anderson, and that he was not given nor afforded the right to a fair trial proceeding which is protected by the U.S. Const. Amend VI. Appellant argues that the States Prosecutor deprived him of his "Free-standing value-process" rights. See Const. B. Crim. P. § 9.2 & § 9.4 "Pretrial Procedures. Appellant asserts that he was brought before a bond Judge on December 30th of 2020 and was availed of his right to file "Proper Forms to the Clerks office of Williamsburg County General

Sessions Courts for a Preliminary Hearing for cases / Warrant #s 2020A45101000574 and 2020A45101000575, which were for two counts of Voluntary Neglect of Child. Also later on February 5th of 2021 Appellant states that he was afforded again the same privileges to file Profer Terms for a "Preliminary Hearing for Case / Warrant # 2021A4510100045, which was for Homicide by child abuse. See exhibits A-1 and A-2 "Appellant's Filings & Copies of "Profer Terms" for Preliminary Hearings". Appellant further argues that he was not indicted by a Grand Jury thus probable cause had to be proven by a "preliminary hearing". Moreover had the appellant's case had been indicted by a Grand Jury he would have not been afforded the right to file for "preliminary hearings".

2.) Appellant argues that after Filings for his "Preliminary Hearings, with the Clerks office of Williamsburg County General Sessions Courts, he never received any Correspondence from the Courts, nor a Scheduled date for the Hearing of his Preliminary Courts. Appellant asserts that he complied with all rules of the Courts concerning the 10 day limitation rule, which is the amount of days an accused has in order to be granted a "preliminary hearing".

(b) Fourteenth Amendment Deprivations.

1.) Appellant argues that he remained incarcerated for 2 years and was never brought before a "preliminary hearing" within Williamsburg County Magistrate Courts, but was later brought before a trial hearing without notice by the Courts Clerks Office. Appellant argues that he was not allowed to appear before the Magistrates Courts for a "preliminary hearing" so that he could confront his accuser and cross examine the States expert witnesses. See *U.S. v. Gagnon* (1985); The Constitutional right to presence is rooted to a large extent in the "Confrontation Clause" of the Sixth Amendment e.g. *Illinois v. Allen*, 397 U.S. 337, 90 S.Ct. 1057, 25 L.Ed. 2d 353 (1970), but it has also been recognized that this right is protected by "due process clause" in some situations where the defendant is not actually confronting witnesses or evidence against him. *Snyder v. Massachusetts*, 291 U.S. 97, 54 S.Ct. 330, 78 L.Ed. 274 (1934), the Courts explained that a defendant has a "Due Process" right to be present at a proceeding "whenever" his presence has a relation, reasonably, substantially, to the fairness of his opportunity to defend against the charge. [T]he presence of a defendant is a condition of "due process"

to the extent that a fair and just hearing would be thwarted by his absence and to that extent only." *Id.* at 105-106, 108, 54 S.Ct. at 332, 333; see also *Faretta v. California*, 422 U.S. 806, 819, n. 15, 95 S.Ct. 2525, 2523, n. 15, 45 L.Ed.2d 502 (1975). The Court also cautioned in *Snyder* that the exclusion of a defendant from a trial proceeding should be considered in light of the whole record, 291 U.S. at 115, 54 S.Ct. at 335. Appellant ignored, and violated, therefore, he was not allowed to exercise his Sixth nor Fourteenth Amendment rights, which ensures his fair trial hearing rights, which are to be protected by his Fourteenth Amendment rights under "Due process clause & Equal protection clause", as well "Confrontation clause". And due to these facts alone proves that the Appellant had no right to a fair trial proceeding.

### (C) Judicial Prejudice.

1. Appellant asserts that he was not attended the to have a trial hearing heard before an impartial Judge. See *Elkins v. U.S.* (1960). Appellant argues that he attended the presiding Judge over his case hearing to know that he was not allowed to attend a preliminary hearing "inter alia" that charges for Harborage by child abuse were not filed within the ("N.C.I.C.") data base. See title 28 U.S.C. § 534. Charges not correctly filed within the "National Criminal Information Center" data base constitute as invalid, and will bar further prosecution. Appellant argues that the presiding Judge did concede that he had no knowledge of the charges not being properly filed within the ("N.C.I.C."), but allowed the state to proceed with prosecution of the case.

### (D) Conflict of Interest.

1.) Appellant argues that the state prosecutor Warren S. Anderson had a pecuniary interest in seeing to it that the defendant was prosecuted, convicted and subsequently after imprisoned, "the matter" of fairness was completely out of the question, due to the facts that the Appellant had an ongoing civil action pending against the Williamsburg County Solicitors Office, Head Solicitor Ernest A. Pinney III and Assistant Solicitor Warren S. Anderson in "The Superior" and "The Supreme Courts of the District of Columbia for Fraud upon the Courts. Civil actions were moved to the "Superior Courts of the District of Columbia's Clerks Office by the "Administrative Office of the United States Courts, and hence the hearing for the case where to be heard on February 5th of 2021 which is the same day the Appellant was charged for Harborage by child abuse. Appellant states that under D.C. Code passed March 3, 1901 (C. 854, 31 Stat. 1189) § 21 and § 84

gives the "Superior Courts of The District of Columbia, plenary power to exercise the same powers and Jurisdiction as all Circuit Courts and District Courts within the United States. See Bobby Joe Eitzen Jr. v. Williamsburg County Third Judicial Circuit Solicitors Office et al; 2020CA0032548. Appellant states that his mailed correspondence to the Courts clerk's office of the Superior Courts were obstructed by County officials of Williamsburg County Detention Center, therefore he was unable to continue handling his civil actions after being incarcerated. Due to these Federal offenses under title 18 U.S.C. § 1762, Obstruction of U.S. Mail the Respondent Solicitor Warren Scott Anderson had a pecuniary interest in ensuring that by all means necessary that the Appellant's Criminal proceeding lead to a conviction when in fact he should have recuse himself from handling the Appellant's Criminal case. Moreover that the Appellant's case should have been forward to another venue but that he was using the Williamsburg Third Judicial Circuit Solicitors office et al, Head Solicitor Ernest A. GUNNEY II and Respondent Assistant Solicitor Warren Scott Anderson as party defendants. Appellant argues that he went further and filed complaints on Respondent Warren Scott Anderson's behalf to the "Administrative office of the United States Courts to be forward to the South Carolina Supreme Court disciplinary Counsel's office, but that Respondent Solicitor Warren Scott Anderson failed to properly forward his case to the South Carolina Attorney General's office of Attorney General "Alan Wilson", Inter alia for lack of prosecution after an inexcusable delay of 2 years. See Case State v. Bobby Joe Eitzen Jr 2018A4510100291 (August 24th 2019); Case which was forward to the Attorney General's office and handled within Williamsburg Court General Sessions Courts.

(B) Prosecutorial Misconduct.

1) Appellant argues that Solicitor Warren S. Anderson failed to forward his Criminal case to the South Carolina Attorney General's office as he stated in Courts of Williamsburg County Magistrate Courts before presiding Judge William Driggers on March 10th 2020, "Conceding to the Courts on record that the State" "Lacked Jurisdiction" over the Appellant's Criminal case and that it was to be properly forward to the Attorney General's office to be handled by the Attorney General's office. Appellant argues that he brought these facts up before the Courts on motions for dismissal of his case at his trial hearing and it was stated that this was indeed facts, but the Courts precluded further finding Jurisdiction over Appellant's Criminal case.

2) Appellant argues that Respondent Solicitor Warren Scott Anderson failed to prove all elements of Homicide by Child Abuse. See In re Winship (1970); Neither did he ensure that the charges were accurately filed within the ("N.C.I.C.") data base. Inter alia, he failed to correct the perjured statements of his witnesses who stated that he pushed the victim down the stairs, but after video footage was played before the Courts that both Male & Female Child Victims concurred in interview with D.S.S. case workers that their deceased sibling actually died after falling down the stairs. It was also brought to the Courts attention by the Female Child Victim that she was never touched or abused by the Appellant.

As a prosecutor Respondent Solicitor Warren Scott Anderson from the responsibilities imposed by the more specific guarantees is subject in criminal cases to due process requirements relating to his role as the representative of the state "whose interest in a criminal case is not that he shall win a case but that Justice shall be done, *Burger v. U.S.*, 395 U.S. 78 (1985); see also *Giglio v. U.S.*, 405 U.S. 150 (1972). Deliberate deception of a court and jurors by presentation of known false evidence or perjured testimony of witnesses is compatible with rudimentary demands of Justice.

(f) Fraud upon the Courts.

i) Fraud upon the Courts is fraud which is directed to the Courts "Judicial Machinery" itself and not fraud between parties or fraudulent documents, false statements or perjury; it is thus fraud where "Court" or member is corrupted or influence or influence is attempted or where a Judge has not performed his Judicial Functions so that the impartial Functions of the Court have been directly corrupted. *Bullock v. United States* 763 F.2d 1115 (1985).

2) Appellant argues that Respondent Warren Scott Anderson as a State Prosecutor in his Criminal Case Failed to show sufficient grounds as a matter of law the Courts "Needly" Found Jurisdiction over his Criminal Case and the reasons why his Criminal Case was not Forwarded to the Attorney General's Office.

3) Appellant argues that Respondent Warren Scott Anderson Failed to prove as a matter of law with supported evidence or facts for the Courts Findings of "probable cause" to bind his Criminal Case over for trial, Failing to honor the Appellant's request for a preliminary hearing. See S.C.R. Crim. P. rule 2 (a) Notice of right; also See S.C.R. Crim. P. rule 2 (e) Delays, affirming that any delay in the holding of a preliminary hearing shall not be grounds for a delay in the prosecution of the General Sessions Courts.

4) Appellant argues that he was not indicted and that Respondent Warren Scott Anderson had hearings in Court, which he was not allowed to be present, and appear before the Courts, and that the hearing was for the "Amending of the Appellants Indictment" from original date of May 13th 2021, to December 29th 2020. Appellant argues that a State Prosecutor cannot amend an indictment, which has to be rendered by a grand Jury initially. Though there is no Federal Constitutional right to grand Jury by means of indictments returned by a grand Jury, that fact does not relieve those States that do employ grand Juries from complying with commands of the Fourteenth Amendment in operations of those grand Juries. See *Goodrich v. Hall* (2002); Also See S.C. Code of laws 17-19-10. Indictments are found by grand Juries not defendants or by "Courts". See *Ex parte Bain*, 222 U.S. 1, 9, 73, Ct 781, 30 L. Ed 849 (1887) Being the finding upon oath the Court cannot "Amend" [The Indictment] without consent of the grand Jury by whom bill is found. *U.S. v. Miller* 471 U.S. 130, 138-44 105 3. Ct 1811. 85 99 (1985).

5) Appellant further argues that the Presiding Judge failed to perform his Judicial Function as the arbitrator over his trial hearing. Appellant states that he made known to the Presiding Judge of his Criminal Charges not being recorded within the ("N.C.I.C.") data base, neither within the ("S.L.E.D.") data base of "Homicide by Child Abuse". See Appellant's ("N.C.I.C.") back ground report also ("S.L.E.D.") back ground check report. Appellant asserts that the Presiding Judge stated that he had no knowledge of the facts stated to him, but still acted with "deliberate indifference" and "reckless disregard", making eye contact with the Respondent Warren Scott Anderson allowing him to proceed further with prosecuting the Appellant's Trial hearing. Appellant argues that he brought up facts that he was not allowed to appear before the Magistrate Courts for a Preliminary Hearing. See Appellant's Exhibits A-1 and A-2; Appellant states that Respondent Solicitor Warren Scott Anderson argued that he had been indicted. See Exhibits B-1 and B-2. Appellant argues that he was not indicted by a petit grand Jury if he was given the proper documents to file for a "preliminary hearing" by a Magistrate Judge at his bond hearing. Moreover that it was stated by Respondent Solicitor Warren Scott Anderson that he himself scheduled a hearing a "week" before the Appellant's trial hearing to amend the Appellant's Indictment date. These were corrupt schemes plotted and committed by Respondent Anderson because of the Appellant's Grievs to the Administrative office of the United States Courts and South Carolina Supreme Court disciplinary Counsel. See Appellant's Exhibits C-1 and C-2. Appellant argues that Presiding Judge and Respondent Anderson in his corrupt schemes and failed to perform his Judicial Function.

## V. Conclusion

Wherefore with facts presented and undisputable evidence of the Respondents, Judicial Prejudice, and erroneous Judicial procedures, and deliberate deprivations of the Appellant's constitutional rights the Appellant prays for his appeal to be granted and his Sentence repealed due to facts proven as a matter of law.

Bobby Joe Fuller Jr.  
Bobby Joe Fuller Jr.  
4344 Broad River Rd  
Columbia SC 29210

# NOTICE OF RIGHT TO PRELIMINARY HEARING

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF WILLIAMSBURG )  
 )

IN THE SUMMARY COURT

WARRANT/TICKET NUMBERS

OFFENSES

2021A4510100048

Murder / Homicide by child abuse (20Y to Life)

**Bobby Joe Fulton Jr**, you are charged with the above named offense(s) and you may be entitled to a Preliminary Hearing. You must request a Preliminary Hearing within ten (10) days of this Notice or lose your right to such a Hearing. You may request a Preliminary Hearing by completing the lower left section of this notice and returning it to the Court listed below, either in person or by mailing it to the following address:

Kingstree Magistrate  
209 Short Street  
Kingstree, SC 29556  
Phone: (843) 355-9565

I request a Preliminary Hearing:

THIS NOTICE GIVEN BY: Bruce M. King  
Bond Court

Bobby Joe Fulton Jr.  
Signature of Defendant  
Bobby Joe Fulton Jr

200 South Jackson St.  
Address

February 6, 2021

Kingstree SC 29556

My Attorney is:

Pro Se

FOR COURT USE ONLY:

Date Request Received: \_\_\_\_\_

Clerk: \_\_\_\_\_

Exhibit  
A-1

# NOTICE OF RIGHT TO PRELIMINARY HEARING

STATE OF SOUTH CAROLINA )

IN THE SUMMARY COURT

COUNTY OF WILLIAMSBURG )

WARRANT/TICKET NUMBERS

OFFENSES

2020A4510100574

Children / Legal custodian, unlawful neglect of child or helpless person

2020A4510100575

Children / Legal custodian, unlawful neglect of child or helpless person

**Bobby Joe Fulton Jr**, you are charged with the above named offense(s) and you may be entitled to a Preliminary Hearing. You must request a Preliminary Hearing within ten (10) days of this Notice or lose your right to such a Hearing. You may request a Preliminary Hearing by completing the lower left section of this notice and returning it to the Court listed below, either in person or by mailing it to the following address:

**Kingstree Magistrate**  
**209 Short Street**  
**Kingstree, SC 29556**  
**Phone: (843) 355-9565**

I request a Preliminary Hearing:

**THIS NOTICE GIVEN BY:**  
**Bond Court**

Bobby Joe Fulton Jr.  
Signature of Defendant  
Bobby Joe Fulton Jr

Martin J. Earley

200 South Jackson St  
Address

January 1, 2021

Kingstree SC 29556

My Attorney is:

Pro Se.

FOR COURT USE ONLY:

Date Request Received: \_\_\_\_\_

Clerk: \_\_\_\_\_

Exhibit  
A-2

**COUNT THREE-UNLAWFUL CONDUCT TOWARD A CHILD**

That between the dates of September 1, 2020 and December 29 2020, in Williamsburg, while having charge or custody, or being the parent or guardian, or being responsible for the welfare of the minor child whose initials are T M , age 7, the Defendant. Tasha McFaddin, did place the child at unreasonable risk of harm affecting the child's life, physical or mental health, or safety; to wit; in that she did fail to act or report the abuse of the juvenile after being told that it was going on, all in violation of Section 20-7-50, South Carolina Code of Laws, 1976, as amended.

**COUNT FOUR- HOMICIDE BY CHILD ABUSE**

That on or about December 29, 2021, in Williamsburg, while having charge or custody, or being the parent or guardian, or being responsible for the welfare of the minor child, whose initials are T.J M, age 9, the Defendant, cause the death of her son via neglect in that she took no action to stop the abuse of T.J.M. after it was reported to her, such acts exhibit an extreme indifference to human life, all in violation of Section 16-3-85(A)(1)(B)(1), South Carolina Code of Laws, 1976, as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.

Solicitor

*Ernest A. Finney III*

Exhibit  
B-1

WITNESSES

Pam Wrenn  
Williamsburg County Sheriff

Matthew G Jenkins  
State Law Enforcement Division

DOCKET NO. 2021-GS-45-0085

The State of South Carolina

County of WILLIAMSBURG

COURT OF GENERAL SESSIONS

May TERM 2021

THE STATE

vs.

BOBBY JOE FULTON JR

TASHA TEMEEKA MCFADDEN

Indictment for

Unlawful Conduct toward a child, two counts  
Homicide by child abuse two counts

ARREST WARRANT NUMBER

2020A4510100574      2020A4510100575  
2020A4510100576  
2020A4510100573      2021A4510100048  
2021A4510100053

ACTION OF GRAND JURY

TRUE BILL

Date 5-13-21

Foreperson of Grand Jury

Date 5-13-21

VERDICT

Foreperson of Petit Jury

Date

*Ernest A. Finney III*

ERNEST A. FINNEY, III, SOLICITOR

ERNEST  
B-1

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF WILLIAMSBURG )

INDICTMENT FOR  
Unlawful Conduct toward a child, two counts  
Homicide by child abuse, two counts

At a Court of General Sessions, convened on December 1, 2022 the Grand Jurors of  
WILLIAMSBURG County present upon their oath:

**COUNT ONE- HOMICIDE BY CHILD ABUSE**

That on or about December 29, 2020, in Williamsburg, while having charge or custody,  
or being the parent or guardian, or being responsible for the welfare of the minor child,  
whose initials are T.J.M, age 9, the Defendant, Bobby Joe Fulton Jr, did during the  
commission of child abuse cause the death of T.J.M by means of blunt force trauma, such  
acts displaying an extreme indifference to human life, all in violation of Section 16-3-  
85(A)(1)(B)(1), South Carolina Code of Laws, 1976, as amended.

**COUNT TWO-UNLAWFUL CONDUCT TOWARD A CHILD**

That between the dates of September 1, 2020 and December 29 2020, in Williamsburg,  
while having charge or custody, or being the parent or guardian, or being responsible for  
the welfare of the minor child whose initials are T.M , age 7, the Defendant, Bobby Joe  
Fulton Jr, did place the child at unreasonable risk of harm affecting the child's life, physical  
or mental health, or safety; to wit; he did: strike the child with an electrical cord, bite the  
child in the head, and did commit other acts of physical abuse toward T.M. all in violation  
of Section 20-7-50, South Carolina Code of Laws, 1976, as amended.

Exhibit  
B-2

**WITNESSES**

Pam Wrenn  
Williamsburg County Sheriff

Matthew G Jenkins  
State Law Enforcement Division

**ARREST WARRANT NUMBER**

2020A4510100574      2020A4510100575  
2020A4510100576  
2020A4510100573      2021A4510100048  
2021A4510100053

**ACTION OF GRAND JURY**

Foreperson of Grand Jury  
Date:

**VERDICT**

Foreperson of Petit Jury  
Date:

DOCKET NO. 2021-GS-45-0085

The State of South Carolina

County of WILLIAMSBURG

**COURT OF GENERAL SESSIONS**

December      TERM      2022

THE STATE

vs.

BOBBY JOE FULTON JR

TASHA TEMEEKA MCFADDEN

**Amended-Indictment for**

Unlawful Conduct toward a child, two counts  
Homicide by child abuse, two counts

*Ernest A. Finney III*

ERNEST A. FINNEY, III, SOLICITOR

Exhibit  
B-2

7

COUNT THREE-UNLAWFUL CONDUCT TOWARD A CHILD

That between the dates of September 1, 2020 and December 29 2020, in Williamsburg, while having charge or custody, or being the parent or guardian, or being responsible for the welfare of the minor child whose initials are T.M , age 7, the Defendant, Tasha McFaddin, did place the child at unreasonable risk of harm affecting the child's life, physical or mental health, or safety; to wit; in that she did fail to act or report the abuse of the juvenile after being told that it was going on, all in violation of Section 20-7-50, South Carolina Code of Laws, 1976, as amended.

COUNT FOUR- HOMICIDE BY CHILD ABUSE

That on or about December 29, 2020, in Williamsburg, while having charge or custody, or being the parent or guardian, or being responsible for the welfare of the minor child, whose initials are T.J.M, age 9, the Defendant, cause the death of her son via neglect in that she took no action to stop the abuse of T.J.M. after it was reported to her, such acts exhibit an extreme indifference to human life, all in violation of Section 16-3-85(A)(1)(B)(1), South Carolina Code of Laws, 1976, as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.

Solicitor

*Ernest A. Finney III*

Exhibit  
B-2



# The Supreme Court of South Carolina

## OFFICE OF DISCIPLINARY COUNSEL

John S. Nichols  
Disciplinary Counsel

Ericka M. Williams  
Senior Assistant Disciplinary Counsel

Post Office Box 12159  
Columbia, South Carolina 29211

Telephone (803) 734-2038  
Fax (803) 734-1964

April 4, 2022

### PERSONAL AND CONFIDENTIAL

Bobby Joe Fulton, Jr.  
Williamsburg County Sheriffs Office  
200 South Jackson Street  
Kingstree, SC 29556

RE: Lawyer: Warren Scott Anderson, Esquire  
File Number: 22-DE-L-0371

Dear Mr. Fulton:

This office has received your complaint involving Warren Scott Anderson, Esquire. The authority of this office and the jurisdiction of the Commission on Lawyer Conduct concerning complaints against lawyers are limited to issues of whether a lawyer has committed misconduct or is incapacitated within the guidelines of the Rules for Lawyer Disciplinary Enforcement (RLDE), Rule 413, SCACR, adopted by the Supreme Court of South Carolina.

These rules do not apply to matters related to whether or not the outcome of a case handled by a lawyer was fair. We do not have authority to intervene in any matter presently pending before a court or to change the outcome of the decision of a court. These are legal matters that must be addressed by you to the court or raised by you on appeal using appropriate appellate procedures.

We find that the allegations you have raised involve legal matters that would not constitute misconduct or incapacity under these rules and, as such, are not within the jurisdiction of this office. For this reason, your complaint is dismissed pursuant to the provisions of Rule 413-19(a), SCACR.

Sincerely,

*s/ Ericka M. Williams*

Ericka M. Williams

EMW/clg

Exhibit  
C - I

# The Supreme Court of South Carolina

## OFFICE OF DISCIPLINARY COUNSEL

Bobby Joe Felton Jr., Sofra

Complainant

VS

 Heral Solicitor Ernest A. Finney III;  
 and Asst Solicitor Warren S. Anderson

Respondents

Complaint of Violation  
 of R.L.D.E rule 7(a)(6) of  
 Rule 413 S.C.A.C.R. Violation  
 of Oath of Office taken to  
 Practice law in the State.

### 1. Statement of Case

Complainant Bobby Joe Felton Jr. asserts that on December 31st 2020 he was arrested by Williamsburg County officials of the Williamsburg County Sheriff's Department and taken to the Williamsburg County Detention Center Subsequently after. On January 1st 2021 Complainant asserts that he was taken before a bond Court hearing and was denied bond for alleged offenses by presiding bond Court Judge and was given notice of his initial appearance Court hearing also given proper forms to file for a Preliminary which was to be scheduled within 10 business days after filing by the Courts Clerks office. Complainant asserts that he filled proper forms for a Preliminary hearing which he mailed to the Clerks office of Williamsburg County, but never received any Correspondence from the Clerks office concerning the scheduling and date of his Preliminary hearing. Complainant states that he wrote both Assistant Solicitor Warren S. Anderson and Heral Solicitor Ernest A. Finney III concerning the scheduling and date of his Preliminary hearing but never received any Correspondence from either ("Respondent"). Complainant states that a year and five months have elapsed and he has yet to be brought before the Williamsburg County Courts for any Trial related Proceedings. See "Free-standing due Process" §5.4. Pretrial Procedure. See also *U.S. v. Gagnon* ( ); Complainant asserts that under the 6th amendment he has a right to appear to all "Critical" Trial-related Proceedings and confront the accuser of his Criminal Case. Complainant further states that the Solicitors have yet to furnish him a copy of his Motion of Discovery or any other exculpatory evidence within his Case. "Prima Facie" See *Brady v. Md.*, 373 U.S. 83 (1963).

Exhibit

C - 2

## II. Argument

- (1.) Complainant argues that under R.L.D.E. rule 7(a)(2) of Rule 413 S.C.A.C.R. a lawyer cannot violate the oath of office taking upon admission to practice law in the state of South Carolina.
- (2.) Complainant further argues that both Respondent Solicitors have sworn under oath to practice law in the state of South Carolina. Respondents also act "under the color of law", and have sworn under oath of office upon taking admission to practice law in the state of South Carolina, and that includes being sworn under oath of office taking upon admission to practice law in the state of South Carolina. Hearing and enforcing State and Federal laws and the Constitutional Laws of the United States of America. As Prosecutors, "Respondents" apart from the responsibilities imposed by the more specific Constitutional guarantees, are subject in criminal cases to the process requirements relating to its role as the representative of the state "whose interest in a criminal prosecution is not that it shall win a case but that Justice shall be done, *Berger v. U.S.*, 295 U.S. 78 (1935), see also *Giglio v. U.S.*, 405 U.S. 150 (1972).
- (3.) Complainant argues that Respondent Solicitor Warren S. Anderson was given knowledge of the great delay of his state criminal case by letters forwarded through U.S. Postal Services to his office address See title 18 U.S.C. 1702. Also that "Respondent Superior" Respondent Solicitor Ernest A. Finney III was also given notice of the same by forwarding letters from the Complainant to his office address. And due to the fact that both Respondents had ample time to uphold their Oaths of office and rectified the errors stated, there would not be a complaint of lack of "Prosecution on their behalfs, neither for "Prosecutorial Misconduct" or for Fraud upon the Courts. *Bullock v. U.S.* 985 F. 2d 1115 (1985); "Fraud upon the Courts" is fraud which is directed to the "Judicial Machinery" itself, and not fraud between parties or fraudulent documents, false statements or perjury, it is thus fraud where "Court" or "member" is corrupted, influence or influence is attempted or where a Judge has not performed his Judicial Functions so that the impartial Functions of the Court have been directly corrupted. See title 18 U.S.C. § 241 "Willful Corruption"; Also see title 18 U.S.C. § 242 "Willful Obstruction".

(3) Respondent Solicitor Assistant Solicitor Warren S. Anderson Failed to observe his Oath of office when he was given knowledge of the Complainant's Criminal Case being delayed for such a long period of time, moreover that he Failed to Furnish the Complainant a copy of his Motion of discovery and other exculpatory material such as the (N.C.I.C.), "National Criminal Information Center data base report, which he could have avoided on facts that the Complainant's Criminal Charges were not filed within the system. See title 28 U.S.C. § 534. "Respondent Superior" Solicitor Ernest A. Finney III Failed to correct the errors of his assistant Solicitor, ensuring that he abide by the Constitution and State and Federal laws also to rules of the R.L.D.E.. See In re Myers, 355 So. 1584 S.E. 2d 357 (S.C. (2003).

Stating that Attorney disciplinary matter Panel of the Commission on Lawyer Conduct recommended that respondent receive a Public Reprimand for Violating Rule 5.1 of the rules of professional conduct rule 407 S.C.A.C.R. Finding that he Failed to ensure that his deputy Solicitor adhered to the rules herein. Both Respondents acted with deliberate indifference and reckless disregard. Respondents are both corrupt members of the Courts and are clearly unfit to practice law in this State. See R.L.D.E rule 7(a)(5) of rule 413 S.C.A.C.R.

#### Conclusion

III. Wherefore Complainant prays for the Supreme Court disciplinary Council Commission grant to Enforce the R.L.D.E. rules under rule 5 of 413 S.C.A.C.R. To further further deprivation of his Pre-standing-state-process rights under § 5.4. and also to prevent Respondents from infringing other person's rights just as they have done to him.

April 28th 2012  
 Attest  
 The Lady Lee Butler Sr.  
 200 South Jackson St.  
 Kingstree SC 29556

Exhibit  
 C-2

## Certificate of Counsel

Here Comes the Prose Petitioner "Mr. Bobby Joe Fulton Sr. Ali".  
See exhibit (C-1) Petitioner's Court order of Name Change; Petitioner  
Certifies that the Petition for rehearing was made and finally ruled on by  
the Court of Appeals on April 12th, 2023. See Appendix (D-1), Petitioner's  
Court order of the dismissal of his Petition of rehearing. Petitioner filed  
this reply brief in response to Respondent's Petition of response pursuant to  
S.C. R. App. 7, rule 242 (9).

**RECEIVED**  
JUL 02 2024  
S.C. SUPREME COURT

## Questions to be Presented

1. Did the Court of Appeals err in its discretion by dismissing the Petitioner's Appeal, on grounds that the Petitioner failed to provide a copy of the Order or Judgement being challenged on Appeal, or Proof of Service that a copy of the notice of Appeal was filed with the County clerk of Courts office.
2. Did the Petitioner file a notice of Appeal, and Proof of Service of Notice of Appeal, along with a copy of the Order or Judgement being challenged on Appeal.
3. Did the Court of Appeals ever receive the Order or Judgement being challenged on Appeal from the Petitioner or County clerk's office.
4. If the Petitioner's Notice of Appeal was in compliance with rule 203(d) S.C. R. C. R., why did the Court of Appeals accept the Petitioner's Notice of Appeal. See Appendix (B-1), Petitioner's Court Order from the Court of Appeals. See also Appendix (A-1) in Comparison.

## I. Statement of Case

On December 29th 2023 Prose Petitioner "Mr. Bobby Joe Fulton Sr. Ali" brought forth this action of Appeal, before the South Carolina Court of Appeals, seeking for grant of Appeal of his State Criminal Case Order and Judgement of "Life within the South Carolina Department of Corrections, due to deprivations of his Constitutional rights under U.S. Const. Amendment 6 rights of fair trial hearings and procedures. Petitioner made arguments of Willful Corruption and Willful deprivations against the Prosecutor of his State Criminal proceedings. Also claims of Conflict of Interest. "Inter alia" Petitioner argued that the State Prosecutor failed to prove all elements of the crime charged, moreover that the Criminal charges were false and not filed properly within the National Criminal Information Center data base. See title 28 U.S.C. § 534 (N.C.I.C.) data base center. Neither were charges filed properly in the South Carolina law enforcement data base center. Petitioner states that the Court of Appeals dismissed his initial appeal on February 2nd 2023 for failing to provide a copy of Proof of Service along with his notice of appeal or the Order and Judgement in which he was challenging on Appeal, with the clerk's office of the Court of Appeals in compliance with rule 203 of the South Carolina rules of Appellate procedures. Petitioner filed for a rehearing with declaration affirming that he did in fact file and submitted "Proof of Service of his notice of appeal along with his notice of appeal to the County clerk of Williamsburg County also asking that they attach the Order and Judgement that was rendered by Presiding Judge Seal on December 7th 2022 of Life Sentence within the South Carolina Department of Corrections which he was never given due to the fact that he was immediately transferred to the Kirkland R&E Center. Petitioner also asked in request to be sent a copy of the Order & Judgement in which the clerk's office of Williamsburg County attached to his notice of appeal and Proof of Service but never received any copy nor correspondence concerning the Order and Judgement of his State Criminal Case Trial hearing. Petitioner states that the clerk's office of Williamsburg County forwarded his "Proof of Service and Notice of Appeal to the South Carolina Appellate Courts Ordered for the dismissal of the Petitioner's rehearing stating the same, as for the reasons for the dismissal for the Petitioner's initial appeal.

## II. Argument

1. Petitioner argues that the Court of Appeals dismissed his initial appeal for failing to file the "proof of service" with his notice of appeal or the Order or Judgment which he was challenging on appeal. Petitioner asserts that due to the fact that he was sentenced to life within the South Carolina Department of Corrections, even though he preceeded prose, he was transported directly to the Kirkland R&E Center after being sentenced, and was never given the Order and Judgment that was rendered by Presiding Judge of his trial hearings by the clerk of Court Office of Williamsburg County. Neither was the Order and Judgment mailed to him. Because of these reasons alone, the petitioner was denied of his Constitutional rights under the 4th and 14th Amendments, rights to fair trial procedure, due process and equal protection rights. "Inter alia" the petitioner was denied the right to a law library and the right to access the courts at the Kirkland R&E Center and was later transported to the McCormick Correctional Institution. Petitioner argues that all legal mail correspondence from the South Carolina Appellate Courts were deliberately held/obstructed from him until the day that he was transported to McCormick Correctional Institution. See title 18 U.S.C. § 1702 "obstruction of U.S. Mail". Petitioner argues that he is a "pro se" petitioner and should be held to less stringent standards than that of a lawyer. See Conley v. Gibson, 355 U.S. 41, 45-46, 48 S. Ct. 99, 102, 2 L. Ed. 2d 80 (1957); See Diguard v. Durning, 139 F.2d 774 (1944); Also Petitioner argues that he has the right to access of the courts. See Bounds v. Smith, 430 U.S. 812, 97 S. Ct. 149 (1977); Also see Lewis v. Casey, 518 U.S. 243, 116 Ct. 2174 (1996).
2. Petitioner argues that he filed for a Petition of rehearing, and filed a declaration affirming that he wrote the Williamsburg County Clerk's Office requesting for the Order and Judgment, and a copy of the same which they attached to the "proof of service" and notice of appeal he filed and submitted to them, which they themselves forwarded to the South Carolina Court of Appeals clerk's office which they did accept. Petitioner argues that he never receive any correspondence at all from the clerk's office of Williamsburg County concerning the Court Order and Judgment in which he was challenging an appeal within the Appellate Courts. Petitioner argues that it is the duty of the clerks of State Courts to ensure that Orders of the Courts are filed and mailed to all parties concerning cases which they are implicated. See S.C. Code of Laws Ann. § 17-27-40. "Inter alia" a clerk of Court may not reject pleadings for lack of conformity with requirements of form on any grounds, only a Judge may do that. Petitioner argues that he filed a notice of appeal to the Court of Appeals and it was denied. See Exhibits/Appeals (A-1). Petitioner further argues that he contemporaneously filed and submitted "proof of service" and a notice of appeal with the clerk's office of Williamsburg County which they attached Order and Judgment of the Courts which he was challenging, and forwarded to the Court of Appeals, which they accepted. See Appendix (B-1). Petitioner promulgates that he made great efforts to reach out to the clerk's office of Williamsburg County and the South Carolina Appellate Courts pleading for their invocations and espouse in endeavors to retrieve the Judgment Order and Judgment of the Courts, but received no response from either the clerk's office. Petitioner argues that he has rights under the 14th Amendment under due process clause and equal protection clause to access of the courts, to correspond with the Courts and to receive correspondence from the Courts and to be furnished copies of documents and Orders from the Courts, including transcripts of hearings of the Courts without cost for indigent individuals. See Mayor v. City of Chicago, 404 U.S. 189, 92 S. Ct. 410 (1971).
3. Petitioner argues that the Court of Appeals dismissed his Petition for rehearing for not filing copies of his "proof of service" for his notice of appeal, also for not filing copies of the Judgment and Order of which he was challenging on appeal. See Exhibits (B-1). Court Order from Appellate Courts to correct small errors, to have all parties who were to be served petitioner's Petition documented on "proof of service" and properly served. See Bullock v. United States, 723 F.2d 1115 (1985). "Fraud upon the Courts", fraud upon the courts is fraud which is directed to the Courts Judicial machinery, it is and is not fraud between parties or fraudulent documents, false statements or perjury; it is this fraud where Court or member is corrupted or influence, or influence is attempted or where Judge has not performed his Judicial function so that the Courts impartial functions have been directly corrupted. Petitioner argues that the clerk's office of Williamsburg County and South Carolina Appellate Courts have committed fraud upon the Courts, due to facts that they forwarded the Order and Judgment to each other which was attached to the Petitioner's notice of appeal, yet failed to furnish the petitioner a copy of the Order and Judgment which was needed to be filed with the Petitioner's initial brief, when he wrote both courts requesting for a copy of the Order. See title 18 U.S.C. § 241 & 242 "Willful obstructions & Willful Corruptions". It seems to be unambiguous that the clerk's office of both Courts may have never had a Judgment and Order of Life Sentence rendered from the Courts of General Sessions of Williamsburg County. "Prime Facie". See Petitioner's Exhibit (D-1) which is the defendants D-2-S. Background check showing that he has no offenses against children or any type of child neglect.

### III. Conclusion

Wherefore petitioner again prays for this honorable Court of South Carolina to honor and grant his Petition For Writ of Certiorari Writ and reverse the decision of the Court of Appeals due to the unfair methods and prejudice Judicial Process and procedures implemented by the Court of Appeals and Williamsburg County's clerks office

July 27th 2023

"  
Mr. Bobby Joe Fulton Sr. Ali."  
Bobby Joe Fulton Sr. Ali  
McCormick Correctional Inst.  
382 Redoubt Way  
McCormick SC 29899

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to the Court of Appeals  
Appeal from Williamsburg County  
William H. Seals, Jr., Circuit Court Judge  
Appellate Case No. 2023-000725

The State,

Respondent,

v.

Bobby Joe Fulton Jr.,

Petitioner,

Proof of Service

I Bobby Joe Fulton Jr. Ali, Certify that I have Served within response to Respondents Petition or Return for Writ of Certiorari to the Court of Appeals by depositing a copy in the McCormick Correctional Institution's Mailing Services to be deposited in the United States Postal Services at the same time to the Respondents

Robert Michael Duder, Esquire  
Alan McCary Wilson, Esquire  
Warren Scott Anderson, Esquire  
William M. Blitch, Jr., Esquire  
South Carolina Attorney Generals  
Office Post Office Box 11549  
Columbia, South Carolina 29211

I Certify that all parties required by rule to be Served have been Served this 28th day of July 2023.

Mr. Bobby Joe Fulton Jr. Ali  
"Pro Se Petitioner"  
McCormick Correctional Inst.,  
382 Redemption Way  
McCormick SC 29899

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to the Court of Appeals  
Appeal from Williamsburg County  
William H. Seats, Jr., Circuit Court Judge  
Appellate Case No. 2023-000725

---

The State

Respondent,

v.

Bobby Joe Fulton Jr., Ali

Petitioner,

Petitioner's Response To Respondent's  
Return To Petition For Writ Of Certiorari

---

Mr. Bobby Joe Fulton Jr., Ali  
Pro Se Petitioner

McCormick Correctional Inst.  
386 Redemption Way  
McCormick SC 29899

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## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
CHIEF DEPUTY CLERK

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

December 30, 2022

Bobby Joe Fulton, Jr., 388269  
Kirkland Correctional Institution  
4344 Broad River Road  
Columbia SC 29210

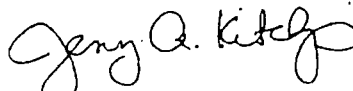
Re: The State v. Bobby J. Fulton, Jr.  
Appellate Case No. 2022-001806

Dear Mr. Fulton:

Upon reviewing your notice of appeal, the following deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter or your appeal will be dismissed:

- The notice of appeal is not accompanied by the order(s) and/or judgment(s) challenged on appeal.
- A proof of service has not been provided. You must serve and file a proof of service substantially in the format shown by Form 7 in Appendix C to part II of the SCACR.
- Pursuant to Rule 203(d)(1)(B), SCACR, a copy of the notice of appeal must be filed with the county clerk of court.

Very truly yours,

  
CLERK

cc: Robert Michael Dudek, Esquire  
Alan McCrory Wilson, Esquire  
Warren Scott Anderson, Esquire



## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
CHIEF DEPUTY CLERK

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

December 29, 2022

Bobby Joe Fulton, Jr., 388269  
Kirkland Correctional Institution  
4344 Broad River Road  
Columbia SC 29210

Re: The State v. Bobby J. Fulton, Jr.  
Appellate Case No. 2022-001806

Dear Mr. Fulton:

This Court has received your notice of appeal, and the case has been assigned the appellate case number that appears above. Please use this number on all future correspondence relating to this matter.

All parties to this matter are advised that all filings must comply with the requirements of Rule 267 of the South Carolina Appellate Court Rules (SCACR). The SCACR are available online at [www.sccourts.org/courtreg](http://www.sccourts.org/courtreg). Additionally, any filings submitted by counsel admitted in South Carolina must include counsel's bar number.

The attention of the parties is directed to the order relating to the inclusion of personal data identifiers and other sensitive information in documents filed with the Supreme Court of South Carolina and the South Carolina Court of Appeals. The order can be found at [www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2014-04-15-02](http://www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2014-04-15-02). Please note that the responsibility for insuring that information is redacted or sealed as required by this order rests with counsel and the parties. This office will not review

Appendix  
B-1

filings for redaction or to determine if materials should be sealed.

This is to advise that the title in the above matter has been changed to read as follows:

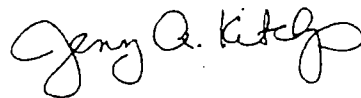
The State, Respondent,

v.

Bobby Joe Fulton, Jr., Appellant.

All future records in this matter should be changed to reflect this title. If you have any questions, please do not hesitate to contact this office.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Jerry A. Kitzler".

CLERK

cc: Robert Michael Dudek, Esquire  
Alan McCrory Wilson, Esquire  
Warren Scott Anderson, Esquire

# The South Carolina Court of Appeals

The State, Respondent,

v.

Bobby Joe Fulton, Jr., Appellant.

Appellate Case No. 2022-001806

---

Williamsburg County  
Trial Court Case No. 2021GS4500085

---

## ORDER

---

Appellant has failed to provide a copy of the order/judgement(s) challenged on appeal, provide a proof of service of the notice of appeal, and provide proof that a copy of the notice of appeal was filed with the county clerk of court, as required by Rule 203 of the South Carolina Appellate Court Rules and this Court's letter of December 30, 2022. Accordingly, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

FOR THE COURT  
BY *V. Lane Allen*  
CLERK

Columbia, South Carolina

cc:

Bobby Joe Fulton, Jr., 388269  
Robert Michael Dudek, Esquire  
Alan McCrory Wilson, Esquire  
Warren Scott Anderson, Esquire

**FILED**  
**Feb 02 2023**

---

Appendix  
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# The South Carolina Court of Appeals

The State, Respondent,

v.

Bobby Joe Fulton, Jr., Appellant.

Appellate Case No. 2022-001806

---

## ORDER

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After careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.

On February 2, 2023, this Court dismissed Appellant's appeal because Appellant failed to provide a copy of the order/judgment(s) challenged on appeal, provide proof of service of the notice of appeal, and provide proof that a copy of the notice of appeal was filed with the county clerk of court. Subsequently, Appellant filed a petition for rehearing. The petition is denied because Appellant has not provided a copy of the order/judgment(s) challenged on appeal, provided proof of service of the notice of appeal, or provided proof that a copy of the notice of appeal was filed with the county clerk of court. *See* Rule 203, SCACR; *Mears v. Mears*, 287 S.C. 168, 169, 337 S.E.2d 206, 207 (1985) ("Service of notice of intent to appeal is a jurisdictional requirement, and this Court has no authority to extend or expand the time in which the notice of intent to appeal must be served."). The remittitur will be sent as provided by Rule 221(b), SCACR.

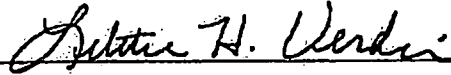
H. Bruce Williams

J.

Appellate  
D-1



J.



J.

Columbia, South Carolina

cc:

Bobby Joe Fulton, Jr., 388269

Robert Michael Dudek, Esquire

Alan McCrory Wilson, Esquire

Warren Scott Anderson, Esquire

William M. Blitch, Jr., Esquire

**FILED**  
**Apr 12 2023**

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cc: Robert Michael Dudek, Esquire  
Alan McCrory Wilson, Esquire  
Warren Scott Anderson, Esquire



## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
CHIEF DEPUTY CLERK

POST OFFICE BOX 11629  
COLUMBIA, SOUTH CAROLINA 29211  
1220 SENATE STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE (803) 734-1890  
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December 29, 2022

Bobby Joe Fulton, Jr., 388269  
Kirkland Correctional Institution  
4344 Broad River Road  
Columbia SC 29210

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Appellate Case No. 2022-001806

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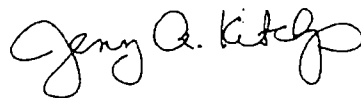
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v.

Bobby Joe Fulton, Jr., Appellant.

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CLERK

cc: Robert Michael Dudek, Esquire  
Alan McCrory Wilson, Esquire  
Warren Scott Anderson, Esquire

# The South Carolina Court of Appeals

The State, Respondent,

v.

Bobby Joe Fulton, Jr., Appellant.

Appellate Case No. 2022-001806

---

Williamsburg County  
Trial Court Case No. 2021GS4500085

---

## ORDER

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Appellant has failed to provide a copy of the order/judgement(s) challenged on appeal, provide a proof of service of the notice of appeal, and provide proof that a copy of the notice of appeal was filed with the county clerk of court, as required by Rule 203 of the South Carolina Appellate Court Rules and this Court's letter of December 30, 2022. Accordingly, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

FOR THE COURT  
BY *V. Lane Allen*  
CLERK

Columbia, South Carolina

cc:

Bobby Joe Fulton, Jr., 388269  
Robert Michael Dudek, Esquire  
Alan McCrory Wilson, Esquire  
Warren Scott Anderson, Esquire

**FILED**  
**Feb 02 2023**

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C-1

# The South Carolina Court of Appeals

The State, Respondent,

v.

Bobby Joe Fulton, Jr., Appellant.

Appellate Case No. 2022-001806

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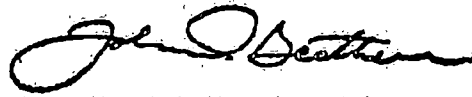
## ORDER

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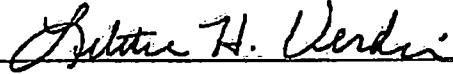
After careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.

On February 2, 2023, this Court dismissed Appellant's appeal because Appellant failed to provide a copy of the order/judgment(s) challenged on appeal, provide proof of service of the notice of appeal, and provide proof that a copy of the notice of appeal was filed with the county clerk of court. Subsequently, Appellant filed a petition for rehearing. The petition is denied because Appellant has not provided a copy of the order/judgment(s) challenged on appeal, provided proof of service of the notice of appeal, or provided proof that a copy of the notice of appeal was filed with the county clerk of court. See Rule 203, SCACR; *Mears v. Mears*, 287 S.C. 168, 169, 337 S.E.2d 206, 207 (1985) ("Service of notice of intent to appeal is a jurisdictional requirement, and this Court has no authority to extend or expand the time in which the notice of intent to appeal must be served."). The remittitur will be sent as provided by Rule 221(b), SCACR.

H. Bruce Williams J.



J.



J.

Columbia, South Carolina

cc:

Bobby Joe Fulton, Jr., 388269

Robert Michael Dudek, Esquire

Alan McCrory Wilson, Esquire

Warren Scott Anderson, Esquire

William M. Blich, Jr., Esquire

**FILED**  
**Apr 12 2023**

Appendix

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RECEIVED

The South Carolina Court of Appeals JUL 02 2024  
S.C. SUPREME COURT

The State Respondent

C/A NO. 2022-001802

V.

Certificate of Service

Bobby Joe Fulton Jr Appellant

I Bobby Joe Fulton Jr certify this 29<sup>th</sup> day of February, 2023 that I have deposited the Appellant's Rehearing Petition within the McCormick Correctional Institutions Mailing Services to be forwarded through U.S. Postal Services to the address of the Clerk's Office of the Court of Appeals and to the Respondents as well as to the address of the Administrative Office of the United States Courts.

To: Clerk's Office of  
South Carolina Appellate  
Courts P.O. Box 11222  
Columbia SC 29211

To: Asst. Solicitor  
Warren Scott Anderson  
125 W. Main St.  
Kingslee SC 29554

To: Administrative Office of  
The United States Courts  
One Columbus Circle N.E.  
Washington DC 20002

To: Robert Michael Dudek, Esquire;  
Alan McCorty Wilton, Esquire;  
Warren Scott Anderson, Esquire;  
William M. Blitch Jr. Esquire;  
125 W. Main Street  
Kingslee SC 29554

Bobby Joe Fulton Jr  
Bobby Joe Fulton Jr  
pro se Appellant  
McCormick Correctional  
384 Redemption Way  
McCormick SC 29889

Appendix  
E-1

# The South Carolina Court of Appeals

The State Respondent

C/A No. 2022-001802

*Petition For Rehearing*

Bobby Joe Fulton Jr Appellant

Here comes the Appellant Bobby Joe Fulton Jr. Pursuant to S.C. R. App. P. rule 221 asking for the rehearing of the instant case for essential reasons. Appellant states that due to the fact that he is on prison inmate and convicted on December 7th of 2022 of Criminal Charges, and sentence to "Life", he was never taken to the Jail to receive his legal work, neither was he ever given the "Order of Judgement" of his case; Moreover the Appellant filed for his appeal, and his mail was obstructed by S.C.D.C. Furthermore the Appellant was going through Classification within Kirkland R&E Center, and was moved several times, which cost him time, which was needed for properly filing Motions for Transcript and "Initial Brief" for the instant case. Due to the fact that Appellants Request for Transcript was denied, which also was the cause for the dismissal of his appeal, the Appellant's "Initial Brief" was never heard; Appellant Prays for the Court of Appeals to grant his request for rehearing due to these essential facts above, and S.C.D.C. Failure to allow the Appellant access to the law library.

Bobby Joe Fulton Jr.  
Bobby Joe Fulton Sr  
McCormick Correctional  
384 Redemption Way  
McCormick SC 29899

# The South Carolina Court of Appeals

The State Respondent

C/A No. 2022-001802

Motion of  
Declaration

Bobby Joe Fulton Jr Appellant

Pursuant to S.C.R. App. P. rule 240 Appellant Files this Declaration before this honorable Court, affirming that I "Bobby Joe Fulton Jr." was convicted within the general sessions courts of Williamsburg County Third Judicial Circuit Court, located within Kingstree South Carolina on December 7th 2023 Case # 2021-GS-45-0085. Appellant filed for appeal on December 8 2023. Appellant affirms that he was sentenced to 180, and was never, is also from. Appellant affirms that the Clerk's office of Williamsburg County did receive his Certificate of Service, and "notice of appeal", and they attached the Motion of Notice of appeal to the Judgment Order, and forward it to the Court of Appeals Clerk's office. Appellant affirms that Appendix A-1, A-2, B-1 and B-2 can be compared to confirm the facts stated. Appellant declares that he wrote the Williamsburg County clerk's office requesting a copy of his order of Judgment, but never received any correspondence from them. Appellant declares that the S.C.D.C. Kirkland R & E Center failed to allow him to use the law library, also took the legal materials and books which he did have after leaving Court on the day of his conviction and sentence, in which he was transported directly to the Kirkland R & E Center with, and also his mail was obstructed for 2 weeks, Obstruction of mail under Title 18 U.S.C. § 1702 is a very serious federal offense.

February 14th 2023  
Bobby Joe Fulton Jr  
Bobby Joe Fulton Jr  
McCormick Correctional  
380 Redemption Way  
McCormick, SC 29899

# The South Carolina Court of Appeals

The State Respondent

C/A No. 2022-001800

v.

Certificate of Service

Bobby Joe Fulton Jr Appellant

Re. State v. Bobby Joe Fulton Jr.  
Case No. 2022-001800

I Bobby Joe Fulton Jr certify this 10th day of January 2023 that I have deposited the Appellant's Motion for Request of Trial hearing Transcript within the Kinkead R & E Center's mailing system services, to be forwarded to the Clerk's Office of Williamsburg County and Court Reporter of Williamsburg County, also to the Office of Court Administration, and Clerk of the Appellate Courts of South Carolina, and also to the Administrative Office of the United States Courts through U.S. Postal Services. It is so stated by the Appellant that all correspondence from either agencies stated above be addressed to the Appellant who is a pre-se inmate being held within the custody of Kinkead R & E Center see Appellant's address stated below.

TO: CLERK'S OFFICE OF  
WILLIAMSBURG COUNTY  
General Sessions Courts  
125 W. Main St.  
Kingsville SC 29556

TO: THE OFFICE OF COURT  
ADMINISTRATION OF  
SOUTH CAROLINA &  
SOUTH CAROLINA APPELLATE  
COURTS CLERK'S OFFICE  
P.O. Box 11629  
Columbia SC 29211

January 10th 2023  
Bobby Joe Fulton Jr  
Bobby Joe Fulton Jr  
4344 Broad River rd  
Columbia SC 29210

# The South Carolina Court of Appeals

The State Respondent

v.

C/A No. 2022-001806

*Request For Trial  
Transcript*

Bobby Joe Fulton Jr Appellant

Here comes the Appellant Bobby Joe Fulton Jr pursuant to S.C.R. App. P. rule 207 asking for the Transcript of the Appellant's Trial Hearing for the Case State v. Bobby Joe Fulton Jr Docket No. 2021-GS-45-0085, which was recorded and heard from December 5th 2022 to December 7th 2022. Appellant states that he is a indigent inmate and asks for a free transcript of his trial hearing to be furnished to him due to the fact that he is indigent. See *Mayer v. Chicago* (1985). Appellant states that the following Motion for Transcript is being forwarded to the office of Court Administration and Clerk of the Appellate Courts of South Carolina to assure compliance with the Clerks and Court Referees of Williamsburg County General Sessions Courts, to send the Transcripts of the Appellant's Trial hearing within thirty 30 days. See S.C.R. App. P. rule 207.

January 12th 2023  
Bobby Joe Fulton Jr.  
Bobby Joe Fulton Jr  
4344 Broad River Rd  
Columbia SC 29210

# The South Carolina Court of Appeals

The State Respondent

v.

Bobby Joe Fulton Jr Appellant

C/A No. 2022-001806

"Certificate of Service"

Re: State v. Bobby Joe Fulton Jr

C/A No. 2022-001806

I Bobby Joe Fulton Jr certify this 18th day of January, 2023 that I have deposited the Appellant's Initial Brief within the Kirkland R&E Centers Mailing Services to be forwarded through U.S. Postal Services, to the address of the Respondent's and clerk's office of the South Carolina Appellate Courts, as well as to the address of the Administrative Office of the United States Courts.

To: Asst Solicitor  
Warren Scott Anderson  
125 W. Main St.  
Kingstree SC 29556

To: Clerk's Office of  
South Carolina Appellate  
Courts P.O. Box 11629  
Columbia, SC 29211

To: Administrative Office of  
The United States Courts  
One Columbus Circle, NE  
Washington DC 20002

from: Bobby Joe Fulton Jr  
Prose Appellant  
Kirkland R&E Center  
4344 Broad River Rd  
Columbia SC 29210

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## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
CHIEF DEPUTY CLERK

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

December 30, 2022

Bobby Joe Fulton, Jr., 388269  
Kirkland Correctional Institution  
4344 Broad River Road  
Columbia SC 29210

Re: The State v. Bobby J. Fulton, Jr.  
Appellate Case No. 2022-001806

Dear Mr. Fulton:

Upon reviewing your notice of appeal, the following deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter or your appeal will be dismissed:

- The notice of appeal is not accompanied by the order(s) and/or judgment(s) challenged on appeal.
- A proof of service has not been provided. You must serve and file a proof of service substantially in the format shown by Form 7 in Appendix C to part II of the SCACR.
- Pursuant to Rule 203(d)(1)(B), SCACR, a copy of the notice of appeal must be filed with the county clerk of court.

Very truly yours,

A handwritten signature in cursive script, reading "Jenny A. Kitchings".  
CLERK

cc: Robert Michael Dudek, Esquire  
Alan McCrory Wilson, Esquire  
Warren Scott Anderson, Esquire



## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
CHIEF DEPUTY CLERK

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December 29, 2022

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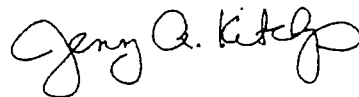
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CLERK

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Alan McCrory Wilson, Esquire  
Warren Scott Anderson, Esquire

# The South Carolina Court of Appeals

The State Respondent

v.

C/A NO. 2022-001802

*Appellant's  
Initial Brief*

Bobby Joe Fulton Jr Appellant

*Here comes the Appellant Bobby Joe Fulton Jr  
Pursuant to S.C. R. App. P. rule 208 filing this  
Initial Brief before this Honorable Court.*

## I. Statement of Issues

*The Appellant state prisoner preceeding pro se  
filed for a appeal before this Honorable Court seeking  
seeking to have his Criminal Convictions affirmed, and  
Sentence repealed due to Constitutional deprivations of his  
rights by Respondent State Prosecutor. Appellant states that  
he was deprived of his 14th Amendment rights of "Fair trial"  
hearing, and his Fourteenth Amendment rights of equal  
protection and due process. Therefore it is so prayed  
for by the Appellant of this Courts Appellate review  
over his State Criminal Case, which was adjudicated  
within the Williamsburg County General Sessions Courts.*

## II. Statement of Case

(a) Facts of case,

1.) On December 29th 2020 Appellant Bobby Joe Fatten Jr was charged and arrested for two counts of "Unlawful neglect" of two minor siblings "Tyquan McEadden" and "Tiana McEadden". See State v. Bobby Joe Fatten Jr 2021-GS-45-85 (2022); Warrant #s 2020A4510100574 & 2020A4510100575. On February 5th 2021 Appellant was later additionally charged for "Homicide by child abuse, for the death of child victim Treven McEadden". See State v. Bobby Joe Fatten Jr 2021-GS-45-85 (2022); Warrant # 2021A4510100045. On December 7th 2022 Appellant was found guilty and sentence to life in prison after subsequent trial hearing within General Sessions Courts of Williamsburg County Third Judicial Circuit. This Appellant has filed for an appeal of his sentence before the South Carolina Court of Appeals seeking for relief of his conviction and sentence of life with the Department of Corrections.

## III. Standard of Review

(a) Right To Appeal.

1.) Rule 201 asserts Appeal may be taken as provided by law, from any final Judgment, Appealable Order or decision. The procedure for petitioning for Writ of Certiorari to review final Judgments in post conviction relief cases is provided by rule 243, further review of decisions of the State Board of Censors in election cases shall be by petition for Writ of Certiorari under S.C. Code Ann. §§ 7-17-250 and 7-17-270.

(b) Who may Appeal.

1.) Only a party aggrieved by an order, Judgment, Sentence or decision may Appeal!

## IV. Argument

(a) Sixth Amendment Deprivation.

1.) Appellant Argues that his Constitutional rights under the Sixth Amendment of the United States Constitution were completely infringed by the States Prosecutor Warren Scott Anderson, and that he was not given nor afforded the right to a fair trial proceeding which is protected by the U.S. Const. Amend VI. Appellant argues that the States Prosecutor deprived him of his "Free-standing out-of-process" rights. See Const. B. Crim. P. § 9.2 & § 9.4 "Pretrial Procedures. Appellant asserts that he was brought before a bond Judge on December 30th of 2020 and was availed of his right to file "Proper Forms to the Clerks office of Williamsburg County General

Sessions Courts for a Preliminary Hearing for cases / Warrant #s 2020A45101000574 and 2020A45101000575, which were for two counts of unlawful neglect of child. Also later on February 5th of 2021 Appellant states that he was afforded again the same privileges to file Profer Terms for a "Preliminary Hearing for Case / Warrant # 2021A4510100045, which was for Homicide by child abuse. See exhibits A-1 and A-2 "Appellant's Filings & Copies of "Profer Terms" for Preliminary Hearings". Appellant further argues that he was not indicted by a Grand Jury thus probable cause had to be proven by a "Preliminary hearing". Moreover had the appellant's case had been indicted by a Grand Jury he would have not been afforded the right to file for "Preliminary hearings".

2) Appellant argues that after Filings for his "Preliminary Hearings, with the Clerk's office of Williamsburg County General Sessions Court, he never received any Correspondence from the Courts, nor a Scheduled date for the hearing of his Preliminary Courts. Appellant asserts that he complied with all rules of the Courts concerning the 10 day limitation rule, which is the amount of days an accused has in order to be granted a "Preliminary hearing".

(b) Fourteenth Amendment Deprivations.

1) Appellant argues that he remained incarcerated for 2 years and was never brought before a "Preliminary Hearings" within Williamsburg County Magistrate Courts, but was later brought before a trial hearing without notice by the Courts Clerk's Office. Appellant argues that he was not allowed to appear before the Magistrates Courts for a "Preliminary Hearing" so that he could confront his accuser and cross examine the State's expert witnesses. See *U.S. v. Gagnon* (1985); The Constitutional right to presence is rooted to a large extent in the "Confrontation Clause" of the Sixth Amendment e.g. *Illinois v. Allen*, 397 U.S. 337, 90 S.Ct. 1057, 25 L.Ed. 2d 353 (1970), but it has also been recognized that this right is protected by "due process clause" in some situations where the defendant is not actually confronting witnesses or evidence against him. *Snyder v. Massachusetts*, 291 U.S. 97, 54 S.Ct. 330, 78 L.Ed. 274 (1934), the Courts explained that a defendant has a "Due Process" right to be present at a proceeding "whenever" his presence has a relation, reasonably, substantially, to the fairness of his opportunity to defend against the charge. [T]he presence of a defendant is a condition of "due process"

to the extent that a fair and just hearing would be thwarted by his absence and to that extent only." *Id.* at 105-106, 108, 54 S. Ct. at 332, 333; see also *Faretta v. California*, 422 U.S. 806, 819, n. 15, 95 S. Ct. 2525, 2523, n. 15, 45 L. Ed. 2d. 532 (1975). The Court also cautioned in *Snyder* that the exclusion of a defendant from a trial proceeding should be considered in light of the whole record, 291 U.S. at 115, 54 S. Ct. at 335. Appellant ignored, and violated, therefore he was not allowed to exercise his Sixth nor Fourteenth Amendment rights, which ensures his fair trial hearing rights, which are to be protected by his Fourteenth Amendment rights under "Due process clause & Equal protection clause", as well "Confrontation clause". And due to these facts alone proves that the Appellant had no right to a fair trial proceeding.

(C) Judicial Prescience.

1. Appellant asserts that he was not afforded the right to have a trial hearing heard before an impartial Judge. See *Elkins v. U.S.* (1960). Appellant argues that he allowed the presiding Judge over his case hearing to know that he was not allowed to attend a preliminary hearing "inter alia" that charges for homicide by child abuse were not filed within the ("N.C.I.C.") data base. See title 28 U.S.C. § 534. Charges not correctly filed within the "National Criminal Information Center" data base constitute as invalid, and will bar further prosecution. Appellant argues that the presiding Judge did concede that he had no knowledge of the charges not being properly filed within the ("N.C.I.C."), but allowed the state to proceed with prosecution of the case.

(D) Conflict of Interest.

1.) Appellant argues that the state prosecutor Warren S. Anderson had a pecuniary interest in seeing to it that the defendant was prosecuted, convicted and subsequently after imprisoned, "the matter" of fairness was completely out of the question, due to the facts that the Appellant had an ongoing civil action pending against the Williamsburg County Solicitors Office, had Solicitor Ernest A. Pinney III and Assistant Solicitor Warren S. Anderson in "The Superior" and "The Supreme Courts of the District of Columbia for Fraud upon the Courts. Civil actions were brought to the "Superior Courts of the District of Columbia's Clerks Office by the "Administrative Office of the United States Courts, and hence the hearing for the case where to be heard on February 5th of 2021 which is the same day the Appellant was charged for homicide by child abuse. Appellant states that under D.C. Code passed March 3, 1901 (C. 854, 31 Stat. 1189) § 81 and § 84

gives the "Superior Courts of The District of Columbia, plenary power to exercise the same powers and Jurisdiction as all Circuit Courts and District Courts within the United States. See Bobby Joe Eitzen Jr. V. Williamsburg County Third Judicial Circuit Solicitors office et al; 2020CA0032548. Appellant states that his mailed correspondence to the Courts clerks office of the Superior Courts were obstructed by County officials of Williamsburg County Detention Center, therefore he was unable to continue handling his civil actions after being incarcerated. Due to these Federal offenses under title 18 U.S.C. § 1762, Obstruction of U.S. Mail the Respondent Solicitor Warren Scott Anderson had a pecuniary interest in ensuring that by all means necessary that the Appellant's Criminal proceeding lead to a conviction when in fact he should have recuse himself from handling the Appellant's Criminal Case. Moreover that the Appellant's case should have been forward to another venue but that he was using the Williamsburg Third Judicial Circuit Solicitors office et al, Head Solicitor Ernst A. O'NEAL II and Respondent Assistant Solicitor Warren Scott Anderson as party defendants. Appellant argues that he went further and filed complaints on Respondent Warren Scott Anderson's behalf to the "Administrative office of the United States Courts to be forward to the South Carolina Supreme Court disciplinary Council's office, but that Respondent Solicitor Warren Scott Anderson failed to properly forward his case to the South Carolina Attorney General's office of Attorney General "Alan Wilson", Inter alia for lack of prosecution after an unexcusable delay of 2 years. See Case State V. Bobby Joe Eitzen Jr 2018A4510100291 (August 24th 2019); Case which was forward to the Attorney General's office and handled within Williamsburg Court General Sessions Courts.

(E) Prosecutorial Misconduct.

1) Appellant argues that Solicitor Warren S. Anderson failed to forward his Criminal Case to the South Carolina Attorney General's office as he stated in Courts of Williamsburg County Magistrate Courts before presiding Judge William Driggers on March 10th 2020, "Conceding to the Courts on record that the State "Lacked Jurisdiction" over the Appellant's Criminal Case and that it was to be properly forward to the Attorney General's office to be handled by the Attorney General's office. Appellant argues that he brought these facts up before the Courts on Motions for dismissal of his case at his trial hearing and it was stated that this was indeed facts, but the Courts precluded further finding Jurisdiction over Appellant's Criminal Case.

2) Appellant argues that Respondent Solicitor Warren Scott Anderson failed to prove all elements of Homicide by Child Abuse. See In re Winship (1970); Neither did he ensure that the Charges were accurately filed within the ("N.C.I.C.") data base. Inter alia he failed to correct the perjury statements of his witnesses who stated that he pushed the victim down the stairs, but after video footage was played before the Courts that both Male & Female Child Victims concurred in interview with D.S.S. Case workers that their deceased sibling actually died after falling down the stairs. It was also brought to the Courts attention by the Female Child Victim that she was never touched or abused by the Appellant.

As a prosecutor Respondent Solicitor Warren Scott Anderson from the responsibilities imposed by the more specific guarantees is subject in criminal cases to due process requirements relating to his role as the representative of the state (whose interest in a criminal case is not that he shall win a case but that justice shall be done, *Burger v. U.S.*, 295 U.S. 78 (1985); see also *Giglio v. U.S.*, 405 U.S. 150 (1972). Deliberate deception of a court and jurors by presentation of known false evidence or perjured testimony of witnesses is compatible with redemptive demands of justice.

(f) Fraud upon the Courts.

1) Fraud upon the Courts is fraud which is directed to the Courts "Judicial Machinery" itself and not fraud between parties or fraudulent documents, false statements or perjury; it is thus fraud where "Court" or member is corrupted or influence or influence is attempted or where a Judge has not performed his Judicial Functions so that the impartial Functions of the Court have been directly corrupted. *Bellotti v. United States* 763 F.2d 1115 (1985).

2) Appellant argues that Respondent Warren Scott Anderson as a state prosecutor in his criminal case failed to show sufficient grounds as a matter of law the Courts "legally" found Jurisdiction over his criminal case and the reasons why his criminal case was not forward to the Attorney General's Office.

3) Appellant argues that Respondent Warren Scott Anderson failed to prove as a matter of law with sufficient evidence or facts for the Courts findings of "probable cause" to bind his criminal case over for trial, failing to honor the Appellant's request for a preliminary hearing. See S.C.R. Crim. P. rule 2(a) Notice of right; also See S.C.R. Crim. P. rule 2(e) Delays, affirming that any delay in the holding of a preliminary hearing shall not be grounds for a delay in the prosecution of the General Sessions Courts.

4) Appellant argues that he was not indicted and that Respondent Warren Scott Anderson had hearings in court, which he was not allowed to be present, and appear before the Courts, and that the hearing was for the "Amending of the Appellants Indictment" from original date of May 13th 2021, to December 29th 2020. Appellant argues that a state prosecutor cannot amend an indictment, which has to be rendered by a grand Jury initially. Though there is no Federal Constitutional right to grand Jury by means of indictments returned by a grand Jury, that fact does not relieve those states that do employ grand Juries from complying with commands of the Fourteenth Amendment in operations of those grand Juries. See *Goodrich v. Hall* (2006); Also see S.C. Code of laws 17-19-10. Indictments are found by grand Juries not defendants or by "Courts". See *Ex parte Bain*, 222 U.S. 1, 9, 73. Ct 781, 30 L. Ed 849 (1887) Being the finding upon oath the Court cannot "Amend" [The Indictment] without consent of the grand Jury by whom bill is found. *U.S. v. Miller* 471 U.S. 130, 138-44 105 3. Ct 1811. 85 99 (1985).

5.) Appellant further argues that the Presiding Judge failed to perform his Judicial Function as the arbitrator over his trial hearing. Appellant states that he made known to the Presiding Judge of his Criminal Charges not being recorded within the ("N.C.I.C.") data base, neither within the ("S.L.E.D.") data base of "Harmful by Child Abuse". See Appellant's ("N.C.I.C.") back ground report also ("S.L.E.D.") back ground check report. Appellant asserts that the Presiding Judge stated that he had no knowledge of the facts stated to him, but still acted with "deliberate indifference" and "reckless disregard", making eye contact with the Respondent Warren Scott Anderson allowing him to proceed further with prosecuting the Appellant's Trial hearing. Appellant argues that he brought up facts that he wasn't allowed to appear before the Magistrate Courts for a Preliminary Hearing. See Appellant's Exhibits A-1 and A-2; Appellant states that Respondent Solicitor Warren Scott Anderson argued that he had been indicted. See Exhibits B-1 and B-2. Appellant argues that he was not indicted by a petit grand Jury if he was given the proper documents to file for a "preliminary hearing" by a Magistrate Judge at his bond hearing. Moreover that it was stated by Respondent Solicitor Warren Scott Anderson that he himself scheduled a hearing a "week" before the Appellant's trial hearing to amend the Appellant's Indictment date. These were corrupt schemes plotted and committed by Respondent Anderson because of the Appellant's Grievs to the Administrative office of the United States Courts and South Carolina Supreme Court disreputary Counsel. See Appellant's Exhibits C-1 and C-2. Appellant argues that Presiding Judge and Respondent Anderson in his corrupt schemes and failed to perform his Judicial Function.

## V. Conclusion

Wherefore with facts presented and undisputable evidence of the Respondents, Judicial Prejudice, and erroneous Judicial procedures, and deliberate deprivations of the Appellant's constitutional rights the Appellant prays for his appeal to be granted and his Sentence repealed due to facts proven as a matter of law.

Bobby Joe Fuller Jr.  
Bobby Joe Fuller Jr.  
4344 Broad River Rd  
Columbia SC 29210

# NOTICE OF RIGHT TO PRELIMINARY HEARING

STATE OF SOUTH CAROLINA )

IN THE SUMMARY COURT

COUNTY OF WILLIAMSBURG )

WARRANT/TICKET NUMBERS

OFFENSES

2021A4510100048

Murder / Homicide by child abuse (20Y to Life)

**Bobby Joe Fulton Jr**, you are charged with the above named offense(s) and you may be entitled to a Preliminary Hearing. You must request a Preliminary Hearing within ten (10) days of this Notice or lose your right to such a Hearing. You may request a Preliminary Hearing by completing the lower left section of this notice and returning it to the Court listed below, either in person or by mailing it to the following address:

**Kingstree Magistrate**  
**209 Short Street**  
**Kingstree, SC 29556**  
**Phone: (843) 355-9565**

I request a Preliminary Hearing:

THIS NOTICE GIVEN BY: Bruce M. King  
Bond Court

Bobby Joe Fulton Jr  
Signature of Defendant  
Bobby Joe Fulton Jr

200 South Jackson St  
Address

February 6, 2021

Kingstree SC 29556

My Attorney is:

Pro se

FOR COURT USE ONLY:

Date Request Received: \_\_\_\_\_

Clerk: \_\_\_\_\_

Exhibit  
A-1

# NOTICE OF RIGHT TO PRELIMINARY HEARING

STATE OF SOUTH CAROLINA

COUNTY OF WILLIAMSBURG

)  
)  
)  
)

IN THE SUMMARY COURT

WARRANT/TICKET NUMBERS

OFFENSES

2020A4510100574

2020A4510100575

Children / Legal custodian, unlawful neglect of child or helpless person

Children / Legal custodian, unlawful neglect of child or helpless person

**Bobby Joe Fulton Jr.**, you are charged with the above named offense(s) and you may be entitled to a Preliminary Hearing. You must request a Preliminary Hearing within ten (10) days of this Notice or lose your right to such a Hearing. You may request a Preliminary Hearing by completing the lower left section of this notice and returning it to the Court listed below, either in person or by mailing it to the following address:

**Kingtree Magistrate**  
**209 Short Street**  
**Kingtree, SC 29556**  
**Phone: (843) 355-9565**

I request a Preliminary Hearing:

*Bobby Joe Fulton Jr.*  
Signature of Defendant  
Bobby Joe Fulton Jr

*200 South Jackson St*  
Address

*Kingtree SC 29556*

My Attorney is:

*Pro Se*

**THIS NOTICE GIVEN BY:**  
**Bond Court**

*Martha J Earley*

January 1, 2021

FOR COURT USE ONLY:

Date Request Received: \_\_\_\_\_

Clerk: \_\_\_\_\_

*Exhibit*  
*A-2*

**COUNT THREE-UNLAWFUL CONDUCT TOWARD A CHILD**

That between the dates of September 1, 2020 and December 29 2020, in Williamsburg, while having charge or custody, or being the parent or guardian, or being responsible for the welfare of the minor child whose initials are T.M , age 7, the Defendant. Tasha McFaddin, did place the child at unreasonable risk of harm affecting the child's life, physical or mental health, or safety; to wit; in that she did fail to act or report the abuse of the juvenile after being told that it was going on, all in violation of Section 20-7-50, South Carolina Code of Laws, 1976, as amended.

**COUNT FOUR- HOMICIDE BY CHILD ABUSE**

That on or about December 29, 2021, in Williamsburg, while having charge or custody, or being the parent or guardian, or being responsible for the welfare of the minor child, whose initials are T.J M, age 9, the Defendant, cause the death of her son via neglect in that she took no action to stop the abuse of T.J.M. after it was reported to her, such acts exhibit an extreme indifference to human life, all in violation of Section 16-3-85(A)(1)(B)(1), South Carolina Code of Laws, 1976, as amended.

Against the peace and dignity of the State, and contrary to the statute in such case made and provided.

Solicitor

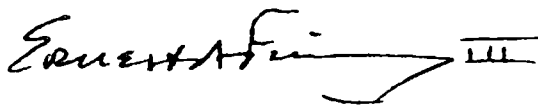


Exhibit  
B-1

**WITNESSES**

Pam Wrenn  
Williamsburg County Sheriff

Matthew G Jenkins  
State Law Enforcement Division

DOCKET NO. 2021-GS-45-0085

The State of South Carolina

County of WILLIAMSBURG

**COURT OF GENERAL SESSIONS**

May TERM 2021

THE STATE

vs.

BOBBY JOE FULTON JR

TASHA TEMEEKA MCFADDEN

**ARREST WARRANT NUMBER**

2020A4510100574      2020A4510100575  
2020A4510100576  
2020A4510100573      2021A4510100048  
2021A4510100053

**Indictment for**

Unlawful Conduct toward a child, two counts  
Homicide by child abuse, two counts

**ACTION OF GRAND JURY**

TRUE BILL

Date 5-13-21

Foreperson of Grand Jury

Date 5-13-21

*Ernest A. Finney III*

ERNEST A. FINNEY, III, SOLICITOR

**VERDICT**

Foreperson of Petit Jury

Date

Exhibit  
B-1

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF WILLIAMSBURG )

INDICTMENT FOR  
Unlawful Conduct toward a child, two counts  
Homicide by child abuse, two counts

At a Court of General Sessions, convened on December 1, 2022 the Grand Jurors of  
WILLIAMSBURG County present upon their oath:

**COUNT ONE- HOMICIDE BY CHILD ABUSE**

That on or about December 29, 2020, in Williamsburg, while having charge or custody,  
or being the parent or guardian, or being responsible for the welfare of the minor child,  
whose initials are T.J.M, age 9, the Defendant, Bobby Joe Fulton Jr, did during the  
commission of child abuse cause the death of T.J.M by means of blunt force trauma, such  
acts displaying an extreme indifference to human life, all in violation of Section 16-3-  
85(A)(1)(B)(1), South Carolina Code of Laws, 1976, as amended.

**COUNT TWO-UNLAWFUL CONDUCT TOWARD A CHILD**

That between the dates of September 1, 2020 and December 29 2020, in Williamsburg,  
while having charge or custody, or being the parent or guardian, or being responsible for  
the welfare of the minor child whose initials are T.M , age 7, the Defendant, Bobby Joe  
Fulton Jr, did place the child at unreasonable risk of harm affecting the child's life, physical  
or mental health, or safety; to wit; he did: strike the child with an electrical cord, bite the  
child in the head, and did commit other acts of physical abuse toward T.M. all in violation  
of Section 20-7-50, South Carolina Code of Laws, 1976, as amended.

Exhibit  
B-2

**WITNESSES**

Pam Wrenn  
Williamsburg County Sheriff

Matthew G Jenkins  
State Law Enforcement Division

**ARREST WARRANT NUMBER**

2020A4510100574      2020A4510100575  
2020A4510100576  
2020A4510100573      2021A4510100048  
2021A4510100053

**ACTION OF GRAND JURY**

Foreperson of Grand Jury  
Date:

**VERDICT**

Foreperson of Petit Jury  
Date:

**DOCKET NO. 2021-GS-45-0085**

**The State of South Carolina**

**County of WILLIAMSBURG**

**COURT OF GENERAL SESSIONS**

December      TERM      2022

**THE STATE**

vs.

**BOBBY JOE FULTON JR**

**TASHA TEMEEKA MCFADDEN**

**Amended-Indictment for**

Unlawful Conduct toward a child, two counts  
Homicide by child abuse, two counts

*Ernest A. Finney III*

**ERNEST A. FINNEY, III, SOLICITOR**

Exhibit  
B-2

COUNT THREE-UNLAWFUL CONDUCT TOWARD A CHILD

That between the dates of September 1, 2020 and December 29 2020, in Williamsburg, while having charge or custody, or being the parent or guardian, or being responsible for the welfare of the minor child whose initials are T.M , age 7, the Defendant, Tasha McFaddin, did place the child at unreasonable risk of harm affecting the child's life, physical or mental health, or safety; to wit; in that she did fail to act or report the abuse of the juvenile after being told that it was going on, all in violation of Section 20-7-50, South Carolina Code of Laws, 1976, as amended.

COUNT FOUR- HOMICIDE BY CHILD ABUSE

That on or about December 29, 2020, in Williamsburg, while having charge or custody, or being the parent or guardian, or being responsible for the welfare of the minor child, whose initials are T.J.M, age 9, the Defendant, cause the death of her son via neglect in that she took no action to stop the abuse of T.J.M. after it was reported to her, such acts exhibit an extreme indifference to human life, all in violation of Section 16-3-85(A)(1)(B)(1), South Carolina Code of Laws, 1976, as amended.

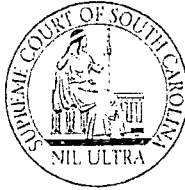
Against the peace and dignity of the State, and contrary to the statute in such case made and provided.

Solicitor

**RECEIVED**  
JUL 02 2024  
S.C. SUPREME COURT

*Ernest A. Frazier III*

Exhibit  
B-2



# The Supreme Court of South Carolina

## OFFICE OF DISCIPLINARY COUNSEL

John S. Nichols  
Disciplinary Counsel

Ericka M. Williams  
Senior Assistant Disciplinary Counsel

Post Office Box 12159  
Columbia, South Carolina 29211

Telephone (803) 734-2038  
Fax (803) 734-1964

April 4, 2022

### PERSONAL AND CONFIDENTIAL

Bobby Joe Fulton, Jr.  
Williamsburg County Sheriffs Office  
200 South Jackson Street  
Kingstree, SC 29556

RE: Lawyer: Warren Scott Anderson, Esquire  
File Number: 22-DE-L-0371

Dear Mr. Fulton:

This office has received your complaint involving Warren Scott Anderson, Esquire. The authority of this office and the jurisdiction of the Commission on Lawyer Conduct concerning complaints against lawyers are limited to issues of whether a lawyer has committed misconduct or is incapacitated within the guidelines of the Rules for Lawyer Disciplinary Enforcement (RLDE), Rule 413, SCACR, adopted by the Supreme Court of South Carolina.

These rules do not apply to matters related to whether or not the outcome of a case handled by a lawyer was fair. We do not have authority to intervene in any matter presently pending before a court or to change the outcome of the decision of a court. These are legal matters that must be addressed by you to the court or raised by you on appeal using appropriate appellate procedures.

We find that the allegations you have raised involve legal matters that would not constitute misconduct or incapacity under these rules and, as such, are not within the jurisdiction of this office. For this reason, your complaint is dismissed pursuant to the provisions of Rule 413-19(a), SCACR.

Sincerely,

*s/ Ericka M. Williams*

Ericka M. Williams

EMW/clg

Exhibit  
C - I

# The Supreme Court of South Carolina

## OFFICE OF DISCIPLINARY COUNSEL

Bobby Joe Felton Jr., Sufm  
Complainant

VS

Head Solicitor Ernest A. Finney III  
Asst Solicitor Warren S. Anderson

Respondents

Complaint of Violation  
of R.L.D.E rule 7(a)(6) of  
Rule 413 S.C.A.C.R. Violation  
of Oath of Office taken to  
Practice law in the State.

### 1. Statement of Case

Complainant Bobby Joe Felton Jr. asserts that on December 31st 2020 he was arrested by Williamsburg County officials of the Williamsburg County Sheriff's Department and taken to the Williamsburg County Detention Center Subsequently after. On January 1st 2021 Complainant asserts that he was taken before a bond Court hearing and was denied bond for alleged offenses by Presiding bond Court Judge and was given notice of his initial appearance Court hearing also given Pretrial Forms to file for a Preliminary which was to be scheduled within 10 business days after filing by the Courts Clerks office. Complainant asserts that he filed Pretrial Forms for a Preliminary hearing which he mailed to the Clerks office of Williamsburg County, but never received any Correspondence from the Clerks office concerning the scheduling and date of his Preliminary hearing. Complainant states that he wrote both Assistant Solicitor Warren S. Anderson and Head Solicitor Ernest A. Finney III concerning the scheduling and date of his Preliminary hearing but never received any Correspondence from either ("Respondents"). Complainant states that a year and five months have elapsed and he has yet to be brought before the Williamsburg County Courts for any Trial related Proceedings. See "Free-standing due Process" §5.4. Pretrial Procedure. See also *U.S. v Gagnon* ( ); Complainant asserts that under the 6th amendment he has a right to appear to all "Critical" Trial-related Proceedings used to affect the outcome of his Criminal Case. Complainant further states that the Solicitors have yet to furnish him a Copy of his Motion of Discovery or any other exculpatory evidence within his Case. "Prima Facie" See *Brady v. Md.*, 373 U.S. 83 (1963).

Exhibit  
C - 2

## II. Argument

- (1.) Complainant argues that under R.L.D.E. rule 7(a)(2) of Rule 413 S.C.A.C.R. a lawyer cannot violate the oath of office taking upon admission to practice law in the State of South Carolina.
- (2.) Complainant further argues that both Respondent Solicitors have sworn under Oath to practice law in the State of South Carolina. Respondents also act "under the color of law", and have sworn under Oath of Office upon taking admission to practice law in the State of South Carolina, and that includes being sworn under Oath of office taking upon admission to practice law in the State of South Carolina Hearing and enforcing State and Federal laws and the Constitutional Laws of the United States of America. As Prosecutors, "Respondents" apart from the responsibilities imposed by the more specific Constitutional guarantees, are subject in Criminal Cases to the process requirements relating to its role as the representative of the State "whose interest in a Criminal prosecution is not that it shall win a case but that Justice shall be done, *Berger v. U.S.*, 295 U.S. 78 (1935), see also *Giglio v. U.S.*, 405 U.S. 150 (1972).
- (3.) Complainant argues that Respondent Solicitor Warren S. Anderson was given knowledge of the great delay of his State Criminal Case by letters forwarded through U.S. Postal Services to his office address See Title 18 U.S.C. 1702. Also that "Respondent Superior" Respondent Solicitor Ernest A. Finney III was also given notice of the same by forwarded letters from the Complainant to his office address. And due to the fact that both Respondents had ample time to uphold their Oaths of Office and rectify the errors stated, there would not be a Complaint of lack of "Prosecution on their behalfs, neither for "Prosecutorial Misconduct" or for Fraud upon the Courts. *Bullock v. U.S.* 743 F. 2d 1115 (1985); "Fraud upon the Courts" is fraud which is directed to the "Judicial Machinery" itself, and not fraud between parties or fraudulent documents, false statements or perjury; it is thus fraud where "Court" or "member" is corrupted, influence or influence is attempted or where a Judge has not performed his Judicial Functions so that the impartial Functions of the Court have been directly corrupted. See Title 18 U.S.C. § 241 "Willful Corruption; Also see Title 18 U.S.C. § 242 "Willful Obstruction".

(3) Respondent Solicitor Assistant Solicitor Warren S. Anderson failed to inform his Oath of office when he was given knowledge of the Complainant's Criminal Case being delayed for such a long period of time. Moreover that he failed to furnish the Complainant a copy of his Motion of discovery and other obligatory material such as the (N.C.I.C.), "National Criminal Information Center data base report, which he could have avoided on facts that the Complainant's Criminal Charges were not filed within the system. See title 28 U.S.C. § 534. "Respondent Superior" Solicitor Ernest A. Finney III failed to correct the errors of his assistant Solicitor, causing that he abide by the Constitution and State and Federal laws also to rules of the R.L.D.E. See In re Myers, 355 So. 1584 S.E. 2d 357 (S.C. (2003).

Stating that Attorney disciplinary matter Panel of the Commission on Lawyer Conduct recommended that respondent receive a Public Reprimand for Violating Rule 5.1 of the rules of professional conduct rule 407 S.C.A.C.R. Finding that he failed to ensure that his deputy Solicitor adhered to the rules herein. Both Respondents acted with deliberate indifference and reckless disregard. Respondents are both corrupt members of the Courts and are clearly unfit to practice law in this State. See R.L.D.E rule 7(a)(5) of rule 413 S.C.A.C.R.

#### Conclusion

III. Wherefore Complainant prays for the Supreme Court disciplinary Council Commission grant in-Order the R.L.D.E. rules under rule 5 of 413 S.C.A.C.R. To prevent further degradation of his Pre-standing rule-process rights under § 5.4. and also to prevent Respondents from infringing other Person's rights just as they have done to him.

Exhibit  
C-2

April 28th 2022  
Attest: Lee Butler-Jr.  
200 South Jackson St.  
Ainslie SC 29556

## Certificate of Counsel

Here Comes the Prose Petitioner "Mr. Bobby Joe Fulton Sr. Ali".  
See exhibit (C-1) Petitioner's Court order of Name Change; Petitioner certifies that the Petition for rehearing was made and finally ruled on by the Court of Appeals on April 12th, 2023. See Appendix (D-1). Petitioner's Court order of the dismissal of his Petition of rehearing. Petitioner files this reply brief in response to Respondents Petition of response pursuant to S.C. R. App. P. rule 242 (9).

## Questions to be Presented

1. Did the Court of Appeals err in its discretion by dismissing the Petitioner's Appeal, on grounds that the Petitioner failed to provide a copy of the Order or Judgment being challenged on Appeal, or Proof of Service that a copy of the notice of Appeal was filed with the County clerk of Courts office.
2. Did the Petitioner file a notice of Appeal, and Proof of Service of notice of Appeal, along with a copy of the Order or Judgment being challenged on appeal
3. Did the Court of Appeals ever receive the Order or Judgment being challenged on Appeal from the Petitioner or County clerks office.
4. If the Petitioner's notice of Appeal was in compliance with rule 203 (d) S.C. R. C. R., why did the Court of Appeals accept the Petitioner's notice of Appeal. See Appendix (B-1), Petitioner's Court Order from the Court of Appeals. See also Appendix (A-1) in comparison.

## I. Statement of Case

On December 29th 2023 Prose Petitioner "Mr. Bobby Joe Fulton Sr. Ali" brought forth this action of Appeal, before the South Carolina Court of Appeals, seeking for grant of Appeal of his State Criminal Case Order and Judgment of "Life within the South Carolina Department of Corrections, due to deprivations of his Constitutional rights under U.S. Const. Amendment 6 rights of fair trial hearings and procedures. Petitioner made arguments of Willful Corruption and Willful deprivations against the Prosecutor of his State Criminal Proceedings; Also claims of Conflict of Interest. "Inter alia" Petitioner argued that the State Prosecutor failed to prove all elements of the crime charged, moreover that the Criminal Charges were false and not filed properly within the National Criminal Information Center data base. See title 28 U.S.C. § 534 (N.C.I.C.) data base center. Neither were charges filed properly in the South Carolina law enforcement Data base center. Petitioner states that the Court of Appeals dismissed his initial Appeal on February 2nd 2023 for failing to provide a copy of Proof of Service along with his notice of appeal or the Order and Judgment in which he was challenging on Appeal, with the clerks office of the Court of Appeals in compliance with rule 203 of the South Carolina rules of Appellate procedures. Petitioner filed for a rehearing with declaration affirming that he did in fact file and submitted "Proof of Service of his notice of appeal along with his notice of appeal to the County clerks of Williamsburg County also asking that they attached the Order and Judgment that was rendered by Presiding Judge Seal on December 29th 2023 of Life Sentence within the South Carolina Department of Corrections which he was never given due to the fact that he was immediately transferred to the Kirkland R&E Center, Petitioner also asked in request to be sent a copy of the Order & Judgment in which the clerks office of Williamsburg County attached to his notice of appeal and Proof of Service but never received any copy nor correspondence concerning the Order and Judgment of his State Criminal Case Trial hearing. Petitioner states that the clerks office of Williamsburg forwarded his "Proof of Service and Notice of Appeal to the South Carolina Appellate Courts which was granted on December 29th of 2022. On April 12th of 2023 the Court of Appeals ordered for the dismissal of the Petitioner's rehearing stating the same, as for the reasons for the dismissal for the Petitioner's initial Appeal.

## II. Argument

1. Petitioner argues that the Court of Appeals dismissed his initial appeal for failing to file the "proof of service" with his notice of appeal or the Order or Judgment which he was challenging on appeal. Petitioner asserts that due to the fact that he was sentenced to life within the South Carolina department of Corrections, even though he proceeded to prison, he was transported directly to the Kirkland R&E Center after being sentenced, and was never given the Order and Judgment that was rendered by Presiding Judge of his trial hearings by the clerk of Court office of Williamsburg County. Neither was the Order and Judgment mailed to him. Because of these reasons alone the petitioner was denied of his Constitutional rights under the 6th and 14th Amendments, rights to fair trial procedure, due process and equal protection rights. "Inter alia" the petitioner was denied the right to a law library and the right to access the courts at the Kirkland R&E Center and was later transported to the McCormick Correctional Institution. Petitioner argues that all legal mail correspondence from the South Carolina Appellate Courts were deliberately held/obstructed from him until the day that he was transported to McCormick Correctional Institution. See 18 U.S.C. § 1702 "obstruction of U.S. Mail". Petitioner argues that he is a "pro se" petitioner and should be held to less stringent standards than that of a lawyer. See *Conley v. Gibson*, 355 U.S. 41, 45-46, 48 S.Ct. 99, 102, 2 L. Ed. 2d 80 (1957); See *Digard v. Durning*, 139 F.2d 774 (1944); Also Petitioner argues that he has the right to access of the courts. See *Bounds v. Smith*, 430 U.S. 817, 97 S.Ct. 149 (1977); Also see *Lewis v. Casey*, 518 U.S. 243, 116 Ct. 2174 (1996).
2. Petitioner argues that he filed for a Petition of rehearing, and filed a declaration affirming that he wrote the Williamsburg County Clerk's office requesting for the Order and Judgment, and a copy of the same which they attached to the "proof of service" and notice of appeal he filed and submitted to them, which they themselves forwarded to the South Carolina Court of Appeals clerk's office which they did accept. Petitioner argues that he never receive any response at all from the clerk's office of Williamsburg County concerning the Court Order and Judgment in which he was challenging on appeal within the Appellate Courts. Petitioner argues that it is the duty of the clerks of State Courts to ensure that Orders of the Courts are filed and mailed to all parties concerning cases which they are implicated. See S.C. Code of Laws Ann. § 17-27-40. "Inter alia" a clerk of Court may not respect pleadings for lack of conformity with requirements of form on any grounds, only a Judge may do that. Petitioner argues that he filed a notice of appeal to the Court of Appeals and it was denied. See Exhibits/Appendix (A-1). Petitioner further argues that he contemporaneously filed and submitted "proof of service" and a notice of appeal with the clerk's office of Williamsburg County which they attached Order and Judgment of the Courts which he was challenging, and forwarded to the Court of Appeals, which they accepted. See Appendix (B-1). Petitioner promulgates that he made great efforts to reach out to the clerk's office of Williamsburg County and the South Carolina Appellate Courts pleading for their invocations and espouse in endeavors to retrieve the Judgment Order and Judgment of the Courts, but received no response from either the clerk's office. Petitioner argues that he has rights under the 14th Amendment under due process clause and equal protection clause to access of the courts, to correspond with the Courts and to receive correspondence from the Courts and to be furnished copies of documents and Orders from the Courts, including transcripts of hearings of the Courts without cost for indigent individuals. See *Mayor v. City of Chicago*, 404 U.S. 189, 92 S.Ct. 410 (1971).
3. Petitioner argues that the Court of Appeals dismissed his Petition for rehearing for not filing copies of his "proof of service" for his notice of appeal, also for not filing copies of the Judgment and Order of which he was challenging on appeal. See Exhibits (B-1). Court Order from Appellate Courts to correct small errors, to have all parties who were to be served Petitioner's Petition documented on "proof of service" and properly served. See *Bullock v. United States*, 723 F.2d 1115 (1985). "Fraud upon the Courts", fraud upon the courts is fraud which is directed to the Courts judicial machinery itself and is not fraud between parties or fraudulent documents, false statements or perjury. It is this fraud which corrupts or influences, or influence is attempted or where Judge has not performed his judicial function so that the Courts impartial functions have been directly corrupted. Petitioner argues that the clerk's office of Williamsburg County and South Carolina Appellate Courts have committed fraud upon the Courts, due to facts that they forwarded the Order and Judgment to each other which was attached to the Petitioner's notice of appeal, yet failed to furnish the Petitioner a copy of the Order and Judgment which was needed to be filed with the Petitioner's initial brief, when he wrote both Courts requesting for a copy of the Order. See Title 18 U.S.C. § 241 & 242 "Witness tampering & witness corruption". It seems to be an ambiguous that the clerk's office of both Courts may have never had a Judgment and Order of Life Sentence rendered from the Courts of General Sessions of Williamsburg County. "Prime Facie". See Petitioner's Exhibit (D-1) which is the defendants D.S.S. Background check stating that he has no offenses against children or any type of child neglect.

### III. Conclusion

Wherefore Petitioner again prays for this honorable Court of South Carolina to honor and grant his petition for writ of Certiorari Writ and reverse the decision of the Court of Appeals due to the unfair methods and prejudice judicial process and procedures implemented by the Court of Appeals and Walhalla County's clerk's office

July 27th 2023

"  
McBally Joe Fulton Sr. Ali"  
Bobby Joe Fulton Sr. Ali  
McCormick Correctional Inst.  
382 Redemption Way  
McCormick SC 29899



## The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
CHIEF DEPUTY CLERK

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

February 21, 2023

Bobby Joe Fulton, Jr., 388269  
McCormick Correctional Institution  
386 Redemption Way  
McCormick SC 29899

Re: The State v. Bobby J. Fulton, Jr.  
Appellate Case No. 2022-001806

Dear Counsel:

Upon reviewing your Petition for Rehearing, the following deficiency or deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter:

- The accompanying proof of service does not indicate that a copy of the Petition for Rehearing was served on counsel for the Respondent.

Very truly yours,

A handwritten signature in cursive script, appearing to read "V. Claire Allen".

CLERK

cc: Robert Michael Dudek, Esquire  
Alan McCrory Wilson, Esquire  
Warren Scott Anderson, Esquire  
William M. Blich, Jr., Esquire

*Exhibit*

*A-1*

# The South Carolina Court of Appeals

The State, Respondent,

v.

Bobby Joe Fulton, Jr., Appellant.

Appellate Case No. 2022-001806

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## ORDER

---

After careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.

On February 2, 2023, this Court dismissed Appellant's appeal because Appellant failed to provide a copy of the order/judgment(s) challenged on appeal, provide proof of service of the notice of appeal, and provide proof that a copy of the notice of appeal was filed with the county clerk of court. Subsequently, Appellant filed a petition for rehearing. The petition is denied because Appellant has not provided a copy of the order/judgment(s) challenged on appeal, provided proof of service of the notice of appeal, or provided proof that a copy of the notice of appeal was filed with the county clerk of court. *See* Rule 203, SCACR; *Mears v. Mears*, 287 S.C. 168, 169, 337 S.E.2d 206, 207 (1985) ("Service of notice of intent to appeal is a jurisdictional requirement, and this Court has no authority to extend or expand the time in which the notice of intent to appeal must be served."). The remittitur will be sent as provided by Rule 221(b), SCACR.

H. Bruce Williams

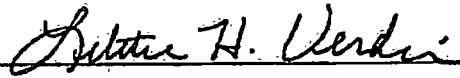
J.

Exhibit

B-1



J.



J.

Columbia, South Carolina

cc:

Bobby Joe Fulton, Jr., 388269

Robert Michael Dudek, Esquire

Alan McCrory Wilson, Esquire

Warren Scott Anderson, Esquire

William M. Blitch, Jr., Esquire

**FILED**  
**Apr 12 2023**

Exhibit

B-1

STATE OF SOUTH CAROLINA

FILED  
GWENDOLYN D. CHILES

IN THE FAMILY COURT

COUNTY OF MCCORMICK

2023 APR 03 PM 4:21

ELEVENTH JUDICIAL CIRCUIT

IN RE: CHANGE OF NAME

OF Bobby Joe Fulton, Jr.

ORDER AND CERTIFICATE OF NAME

CHANGE AND AMENDMENT OF BIRTH RECORD

TO Bobby Joe Fulton, JR. Ali

DOCKET NO: 2023-DR-35-03

EX PARTE:

Bobby Joe Fulton, Jr.

PETITIONER

I FIND THAT (1) THIS COURT HAS JURISDICTION OVER THIS MATTER, PURSUANT TO S 20-7-420 (8) & (9), SC LAWS, 1976, AS AMENDED; (2) THE PARTY IS ENTITLED AND NOT IN ANY WAY DISQUALIFIED TO HAVE HIS/HER NAME CHANGED (3) THAT THE APPLICABLE PROVISIONS OF S 15-49-10, SC CODE OF LAWS, 1976, AS AMENDED, HAVE BEEN COMPLIED WITH; (4) THAT THE FOLLOWING REASONS EXIST FOR THE CHANGE OF NAME.

Petitioner desires to change his name to reflect his claimed nationality as he testified he is a natural American.

I FURTHER FIND THAT THE FOLLOWING INFORMATION APPEARS ON THE BIRTH CERTIFICATE OF THE PARTY WHOSE NAME IS TO BE CHANGED:

Bobby Joe Fulton, Jr.

FULL NAME AT BIRTH

November 6, 1988

DATE OF BIRTH

Charleston SC

BIRTH PLACE: COUNTY & STATE

Bobby Joe Fulton

FULL NAME OF FATHER

Paulette Staley Reynolds

MAIDEN NAME OF MOTHER

A TRUE COPY

Gwen H. Chiles  
Clerk of Court, McCormick County

By: AS

Exhibit

C-1

IT IS, THEREFORE, ORDERED THAT THE NAME OF THE PARTY BE CHANGED AND MAY BE SO REFLECTED IN THE BIRTH CERTIFICATE OF PARTY.

A copy of this order shall be provided to SLED, as Petitioner has an arrest record.

FROM Bobby Joe Fulton, Jr.

TO Bobby Joe Fulton, Jr. Ali

[Signature]  
JUDGE (SIGNATURE)

DATE April 3, 2023

April 3, 2023  
DATE

PETITIONER ADDRESS:

McComick Correctional Institute  
386 Redemption Way  
McComick SC 29099

NOTE: FILE ORIGINAL WITH THE CLERK OF COURT, FORWARD CERTIFIED COPY TO STATE REGISTRAR OF VITAL STATISTICS, DHEC, 2600 BULL STREET, COLUMBIA, SC 29201.

Exhibit

C-1

RECEIVED

DEPARTMENT OF SOCIAL SERVICES  
F. SOCIAL DIVISION - CHILD CARE UNIT

FEB 23 2023

South Carolina Department of Social Services

DATE 2/23/23  
CHECK 28540683483

CHECK AMOUNT \$8

With my signature below, I consent for the South Carolina Department of Social Services to conduct a one-time search of the records indicated on the Central Registry to determine if they contain information that I was the perpetrator of harm to a child and to release information found to the individual/organization named below.

I understand that the information provided may prove to be unfavorable to me. I agree to hold the South Carolina Department of Social Services and its staff harmless from liability associated with release of information requested on this form. If it appears to me that the information has not been updated or is otherwise inaccurate, I agree to notify the Department immediately.

SECTION I. Purpose for Request

A. I am requesting a search of the Central Registry of Child Abuse and Neglect and the Department's database of records of Child Abuse and Neglect cases in connection with:

- ☐ becoming or remaining a foster parent or potential adoptive parent; or
- ☐ becoming or remaining an employee of or a member of the state or a local foster care review board; or
- ☐ becoming an employee or volunteer for the South Carolina Guardian ad Litem Program or Richland County CASA.
- ☐ becoming an employee or volunteer for the Continuum of Care and/or other area of S.C. Dept. of Children's Advocacy.

B. ☒ I am requesting a search ONLY of the Central Registry of Child Abuse and Neglect for a purpose of Name Change.

SECTION II.

ATTN: \_\_\_\_\_

TEL. NO: N/A

SECTION III. Central Registry Check Fees: Please ☒ appropriate box and include payment. Check or Money Order (NO CASH).

- |                                                          |                                                                      |
|----------------------------------------------------------|----------------------------------------------------------------------|
| <input type="checkbox"/> Non-Profit Entities.....\$8.00  | <input checked="" type="checkbox"/> Name Changes.....\$8.00          |
| <input type="checkbox"/> For-Profit Entities.....\$25.00 | <input type="checkbox"/> Other (Individuals, etc.).....\$8.00        |
| <input type="checkbox"/> State Agencies.....\$8.00       | <input type="checkbox"/> Private Adoption Investigations.....\$25.00 |
| <input type="checkbox"/> Schools.....\$8.00              |                                                                      |

SECTION IV. Please print legibly or type the following: First, Middle and Last Name (NO INITIALS)

Name: Bobby Joe Putton Jr. DOB: 11-02-1988 Sex: Male Race: Black  
Maiden/Aliases: Bobby Joe Putton Jr. Name Change: "Bobby Joe Putton Sr. Ali"  
Place of Birth: Charleston South Carolina SSN: (See instructions) 250-75-0402  
Current Address: 386 Redemption Way Previous Address: (See instructions) \_\_\_\_\_  
McCormick, SC 29899

SECTION V. Your signature **MUST** be witnessed or notarized. Please mail appropriate payment and form for processing to: South Carolina Dept. of Social Services, ATTN: Cashier, 1535 Confederate Avenue, P.O. Box 1520, Columbia, SC 29202-1520.

Bobby Joe Putton Jr.  
Signature of Applicant

1-31-23  
Date

Timothy McKinnis  
Signature of Notary or Witness

1-31-23  
Date

SECTION VI. RESULTS: THIS SECTION IS TO BE COMPLETED ONLY BY AUTHORIZED DSS EMPLOYEES OF THE DEPARTMENT.

- ☒ The name is not included as a perpetrator on the Central Registry of Child Abuse and Neglect.
- ☐ The request has been received. Additional research will be required to respond to the request. Thirty to sixty days may be required. Please call \_\_\_\_\_ if you have any questions.
- ☐ The name is included as a perpetrator on the Central Registry of Child Abuse and Neglect.
- ☐ The name is included as a perpetrator in the Department's database of records of child abuse and neglect cases. See attached correspondence.

Kelli Davis  
Authorized DSS Employee

Feb. 23, 2023  
Date

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to the Court of Appeals  
Appeal from Williamsburg County  
William H. Seals, Jr., Circuit Court Judge  
Appellate Case No. 2023-000725

The State,

Respondent,

v.

Bobby Joe Fulton Jr.,

Petitioner,

Proof of Service

I Bobby Joe Fulton Jr. Ali, Certify that I have Served within response to Respondents Petition of Return for Writ of Certiorari to the Court of Appeals by depositing a copy in the McCormick Correctional Institution's Mailing Services to be deposited in the United States Postal Services at the same time to the Respondents

Robert Michael Duder, Esquire  
Alan McCery Wilson, Esquire  
Warren Scott Anderson, Esquire  
William M. Blich, Jr., Esquire  
South Carolina Attorney Generals  
Office Post Office Box 11549  
Columbia, South Carolina 29211

I Certify that all parties required by rule to be served have been served this 28th day of July 2023.

Mr. Bobby Joe Fulton Jr. Ali  
"Pro Se Petitioner"  
McCormick Correctional Inst.  
382 Redemption Way  
McCormick SC 29899

Jamie Bowers 228067  
MCI 4-3-223 B  
386 Redemption Bay  
McLennick, SC, 29899

The Supreme Court  
of South Carolina  
Patricia A. Howard, clerk  
of Court, P.O. Box 11330  
Columbia, SC, 29211

**RECEIVED**  
JUL 02 2024  
S.C. SUPREME COURT

**RECEIVED**  
JUN 28 2024  
MCC  
MAIL ROOM