

S.C.
S.Ct.

August 04, 2024, NO: 2023-001221

1/12

The Supreme Court of South Carolina
In the Supreme Court

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PETITIONER - MANDAMUS WRIT

AUG 12 2024

Fred Freeman v. State of South Carolina

SC Court of Appeals

On July 11, 2024 Petitioner forward to Court, Petitioner Brief, also served to South Carolina Attorney General Office. Brief before the court consist of Twenty pages, with additional Attachments, To Attorney General office Twenty Three Pages, Plus-Plus-Attachments.

Petitioner state that there is clear and indisputable right to the relief south. And that Attorney General of State of South Carolina, has a clear duty to do the specific acts.

That the specific acts were Pursuant to - Rule 18 of South Carolina magistrate court, Rule 175 of South Carolina, Chapter 1 of Title 18 of S.C. 18-1-130 authorize appeal from any intermediate order involving the merits and necessary effecting the judgment.

No notice of intention to appeal have been given, as imperatively required by Statutes - Code. PP. 348, 349.

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No. 2023-00/221

Interlocutory appeal -- Chapter 1 of Title 18 of South Carolina, aggrieved Party can appeal 18-1-30 from "any intermediate order, *Tenneker v. Warren* -- Supreme Court of South Carolina, 20 S.C. 581/1884 WL 12181. NO appeal or motion were taken by State Pursuant to Magistrate Judge order(s), of Preliminary hearing held December 04, 2015, dismissed. Disposition(s) December 09, 2015, dismissed Not Indicted.

The Circuit Court Jurisdiction in case, to hear the States appeal in this matter, the court addressed the settle principles, that (a) pretrial order granting the suppression of evidence, with significantly impairs the prosecution of a criminal case.

The States right to appeal is defined by our judicial decision, not statutory law, *State v. McKnight*, 353 S.C. 238, 577 S.E. 2d 454, 457 (2003), is directly appealable under S.C. Code Ann § 14-330 (2) (a) (1976), *State v. McKnight*, 237 S.C. 167, 168, 357 S.E. 2d 208, 209 (1985), permits and interlocutory appeal when order "in effect determines the action - 14-5-340 expressly authorize.

The authority provides ample --

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SUPPORT FOR THE CIRCUIT COURT ABILITY TO HEAR THE STATES APPEAL FROM MAGISTRATE COURT PRETRIAL RULING DISMISSING CHARGES,

THE STATE DID NOT APPEAL.

THE COURT FURTHER CONCLUDED THIS RESULT IS CONSISTENT WITH THE INTENT OF LEGISLATURE, EXPRESSLY WHEN STATUTORY LAW IS CONSIDERED IN ITS ENTIRETY. THE STATES PROSECUTOR WAS FULLY AWARE OF TITLE - 18 OF S.C. CODE OF LAWS, PROVIDES GENERAL GUIDELINES FOR APPEALING IN CRIMINAL ACTION.

THE STATE OF SOUTH CAROLINA, THE ATTORNEY GENERAL ^{OFFICE} BECAME AWARE, WHERE THE ACT OF A COURT IN A MATTER OVER WHICH IT HAS NO JURISDICTION ARE VOID, STATE V. FUNDERBURK, S.C. 1972, 256, 191 S.E. 2d 515, STATE V. MCKNIGHT, 237 S.C. 167, 168, 337 S.E. 2d 208, 209 (1985), S.C. CODE ANN § 14-3-330 (2) (a) 2017.

IN A CASE AGAINST MR. PALMER, WHERE CHARGES WERE DISMISSED BY A MAGISTRATE JUDGE AT PRELIMINARY HEARING, IN THE OPINIONS OF UNDERSIGNED, THIS DISMISSAL CONSTITUTES TERMINATION, INCLUDING ACQUITTAL IN COURT, OF CRIMINAL PROCEEDING IN MR. PALMER FAVOR -- SEE -- OWEN V. BALTIMORE CITY ATTORNEY OFFICE, 77 F.3d

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379,390 (4th Cir. 2014).

Proceeding against Petitioner were favorable termination, including acquittal in court, where said discharge upon Preliminary hearing, to which the state NONACT, ON IS UNPRESERVED.

Subsequent arrest for same charges that were dismissed by magistrate judge on December 04, 2015, following Disposition(S) December 09, 2015. All charges were dismissed, Pursuant to CASE NUMBERS: 2015A0820200784, 2015A0820200785, 2015A0820200786, 2015A0820200787.

South Carolina State Attorney General office, became aware of records, that shows that Investigator REMOVED DEFENDER EARL JOHNSON JR, name of AFFIDAVIT(S) and Placed Petitioner FRED FREEMAN, name upon same.

Dereher v. Experian information solution, Inc, United States Court of Appeals, Fourth Circuit, 856 F.3d

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337, Without Jurisdiction a Court cannot Proceed at all in any Cause.

Jurisdiction is Power to declare the law, and when it ceases to exist, the only function remaining to the court is that of announcing to the court fact and dismissing the cause.

Attorney General office of the State of South Carolina, Proceeded to cover-up, for solicitor, for state misconduct(s) in office, where solicitor alleged that magistrate judge dismissed charges due to SCRIVENER'S ERRORS. Enclosures are copies of magistrate judge -- Disposition(s) -- dismissed NOT INDICTED, December 09, 2015. 2015A0820200784, 2015A0820200785, 2015A0820200784, 2015A0820200787. DISMISSED NOT INDICTED.

The State of South Carolina Attorney General office, Proceeds to cover-up, for solicitor, for state.

Magistrate Judge Order(s) Does NOT say dismissed due to SCRIVENER'S

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ENCLOSURES, COPIES OF Magistrate Judge disposition(s) are enclosed. Tax Payers of the state of South Carolina are entitled to be informed that Attorney General Office has ABUSED their TAXES, in this case before South Carolina Supreme Court.

The State of South Carolina Attorney General Office, proceeds to mislead court, as in caption, by MISLEADING SAID SECOND MAGISTRATE JUDGE, where the investigator ILLEGALLY AMENDED AFFIDAVIT(S), where subsequent arrest is known and held unconstitutional,

The records shows that investigator - the State knowingly allowed FALSIFICATION - ILLEGALLY AMENDED AFFIDAVIT(S), where AFFIDAVIT(S) NUMBER(S) changed to - 2015A0820 ~~1015~~, 2015A08201014, 2015A08201017, 2015A08201018, UNSUPPORTED FOR PROBABLE CAUSE FOR ARREST.

Petitioner in submitting this Mandamus - Writ, not being a person of legal knowledge of writ, rather South Carolina Supreme Court can

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address said writ, where Petitioner has Legal Brief before the Court, or rather this is a Federal matter, I don't know.

Petitioner further state for the Records, Pursuant to Mandamus - Writ, That on December 09, 2015, Honorable Mary P. Brown, Clerk of Court for Berkeley County, South Carolina, Clock in the Office of the Solicitor Ninth Judicial Circuit, BUGS -- INDICTMENTS PAPERS, Drawn up by Solicitor, known as WARRANT STATUS CHANGE FORMS,

Copies are enclosed - Name: Fred Freeman -- INDICTMENT - NONE, Warrant Number(s) -- 2015A0820200784, 2015A0820200785, 2015A0820200786, 2015A0820200787, DISPOSITION(S) Dismissed (4).

Attorney General off^{ice} State of South Carolina, knowingly and intelligently became aware of Solicitor forms of misconducts, where Solicitor alleges that Magistrate Judge dismissed charges at preliminary hearing, due to scrivener's errors.

solicitor have clarified for the Records.

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that Arresting investigator obtained New WARRANTS for the same charges that were dismissed by Magistrate Judge on December 04, 2015, following the Magistrate Judge - DISPOSITION(S) December 09, 2015.

The basis for the Mandamus writ, as in caption, the investigator ILLEGALLY FALSIFIED AFFIDAVIT(S), FOR SUBSEQUENT ARREST, OF SAME CHARGES, OF SAME DESCRIPTION(S), AS dismissed by the MAGISTRATE JUDGE, December 04, 2015, FOLLOWING DISPOSITION(S), DISMISSED NOT INDICTED. WHERE THE STATE HAS NOT APPEAL IN THESE MATTERS, THE CASE IS UNPRESENTIVE FOR THE STATE.

False Arrest and False imprisonment - overlap; the former is a species of the latter: "False Imprisonment" and holding that "[r]eflective of the fact that false imprisonment consist of detention without legal process, WRONGFUL INSTITUTION OF LEGAL PROCESS.

Mr. Alan Wilson - Attorney General for the State of South Carolina, proceeded

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Si before News Conference in 2023. He stated for the Records, that if Judges wish to Play Russian Tullett with their Judicial Positions, Let them go for it.

For Purposes of Public Records, and Tax Payers of State of South Carolina, Petitioner ask of Mr. Wilson to state for records, the fact that the state had NOT appeal Magistrate Judge order(S) Dismissal(S), following Magistrate Judge disposition(S) dismissed NOT Indicted.

Petitioner also request of Mr. Wilson for Purposes of NEWS MEDIA, to disclose to Public, Why as the Attorney General of the State of South Carolina, have NOT Disclose to the Public, to Tax Payers, Where Court official(S) Falsified official Court House document(S), That as Elected official, knowingly that such Contempts, are of Federal and States offenses.

Petitioner is not out to attack Court official(S), for such misconduct(S),

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The records shows NO APPEAL was made by state, Pursuant to Magistrate Judge order(s) of dismissal(s), following the Magistrate Judge, Disposition(s), dismissed NOT Indicted - December 09, 2015.

Petitioner respectfully request of Mr. Alan Wilson, to disclose to Public how each Judge of trial; Virtual (PCH) hearing, Proceeded with Russian Rulets, where the records specifically shows the same.

There are major forms of Contempts, Misconducts of Records, in Office.

District Attorney for Ninth Judicial Circuit, Ms. Scarlett Wilson name appears upon Court Stationary, however the Solicitor - Affano Singh - signed documents in question, Ms. Wilson cannot be in both courts at same time.

The mandamus - Writ is appropriate under the circumstances, for the Petitioner to be appointed Legal Representation.

Petitioner request of South Carolina Attorney General - Alan Wilson, as responding

address

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Daffy, also for Purposes of Tax Payers,
As Elected State official, has a clear
duty to adjudicate specific acts,
where subsequent arrest for same
charges, without appealing magistrate
Judge Order(s), Following Disposition(s),
dismissed Not Indicted-- December 09, 2015.

August 04, 2024

Fred Freeman

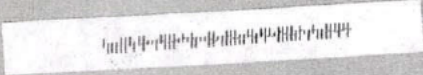
Fred Freeman 235180 @ 3B-119
Perry Correctional Institution
430 oaklawn Rd,
Pelzer, South Carolina 29669



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AUG 12 2024
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AUG 05 2024
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The Supreme Court of South Carolina
PATRICIA A. HOWARD, CLERK OF COURT
POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA 29211



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August 04, 2024
12 of 12 No: 2023-001221

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S.C. SUPREME COURT

The Supreme Court of South Carolina
In the Supreme Court

PETITIONER -- MANDAMUS -- WRIT

Fred Freeman

v.

State of South Carolina

AFFIDAVIT OF
SERVICE

Petitioner being duly sworn presents
mandamus -- writ, before the court
and served to Attorney General office
of South Carolina. Also enclosures are (copies)
of magistrate Judge dispositions, and bogus
indictments/warrant status.

2015A0820200784,
185, 784, 484,

see Freeman August 05/2024

SWORN AND SUBSCRIBED

BEFORE ME 5th, August 2024

Jamara Conwell

NOTARY PUBLIC OF SOUTH CAROLINA

MY COMMISSION EXPIRES My Commission Expires
October 6, 2033

cc/ Mr. Wilson
Attorney General
Office



Berkeley County Home Page South Carolina Judicial Department Home Page SC.GOV Home Page

The State of South Carolina VS Fred Freeman

Case Number:	2015A0820200784	Court Agency:	General Sessions	Filed Date:	10/13/2015
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Dismissed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Dismissed Not Indicted				
Disposition Date:	12/09/2015	Date Received:	10/13/2015	Arrest Date:	10/09/2015
Law Enf. Case:		True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:	0000GS08	Waiver Date:	
Probation Case:					

Case Parties Charges Sentencing Associated Cases Actions Financials Bonds

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Document
Church, John Thomas Jr.	Notice/Notice of Appearance	Filing		07/13/2016-15:20		
Freeman, Fred	Filing/Case File	Filing		01/12/2016-11:11		
Alfaro, Bryan A.	Status Change Form	Filing		12/09/2015-10:47		
Freeman, Fred	Preliminary Hearing Disposition	Filing		12/07/2015-13:10	12/09/2015-00:00	
Shelton, Chad D.	Sealed Document	Document		12/03/2015-14:30	12/09/2015-14:30	
Shelton, Chad D.	Sealed Document	Document		11/24/2015-13:24	12/09/2015-13:24	
Shelton, Chad D.	Motion/Brady Motion and Rule 5	Motion		10/27/2015-12:21	12/09/2015-12:21	
Berkeley County Public Defender	Public Defender App w/Temp Fee Waiver	Filing		10/23/2015-15:36	12/09/2015-15:36	

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S.C. SUPREME COURT



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Berkeley County
Public Index Search



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The State of South Carolina VS Fred Freeman

Case Number:	2015A0820200785	Court Agency:	General Sessions	Filed Date:	10/13/2015
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Dismissed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Dismissed. Not Indicted				
Disposition Date:	12/09/2015	Date Received:	10/13/2015	Arrest Date:	10/09/2015
Law Enf. Case:		True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:	0000GS08	Waiver Date:	
Probation Case:					

Case Parties Charges Sentencing Associated Cases Actions Financials Bonds

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Church, John Thomas Jr.	Notice/Notice of Appearance	Filing		07/13/2016-15:22		
Freeman, Fred	Filing/Case File	Filing		01/12/2016-11:14		
Alfaro, Bryan A.	Status Change Form	Filing		12/09/2015-10:58		
Freeman, Fred	Preliminary Hearing Disposition	Filing		12/07/2015-13:10	12/09/2015-00:00	
Shelton, Chad D.	Sealed Document	Document		12/03/2015-14:38	12/09/2015-14:38	
Shelton, Chad D.	Motion/Brady Motion and Rule 5	Motion		10/27/2015-12:22	12/09/2015-12:22	
Berkeley County Public Defender	Public Defender App w/Temp Fee Waiver	Filing		10/23/2015-15:37	12/09/2015-15:37	



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1/11/2019

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S.Ct.

Berkeley County
9th Judicial Circuit
Clerk of Court



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Search View

The State of South Carolina VS Fred Freeman

Case Number:	2015A0820200786	Court Agency:	General Sessions	Filed Date:	10/13/2015
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Dismissed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Dismissed Not Indicted				
Disposition Date:	12/09/2015	Date Received:	10/13/2015	Arrest Date:	10/09/2015
Law Enf. Case:		True Bill Date:		No Bill Date:	
Prosecutor Case:		Indictment Number:	0000GS08	Waiver Date:	
Probation Case:					

Case Parties Charges Sentencing Associated Cases Actions Financials Bonds

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
Alfaro, Bryan A.	9Th Judicial Circuit Solicitor's Office 300-B California Ave Moncks Corner SC 29461				Solicitor		12/10/2015
<input checked="" type="checkbox"/> Berkeley County Public Defender	219 North Highway 52 Moncks Corner SC 29461				Defendant Attorney		10/27/2015
<input checked="" type="checkbox"/> Church, John Thomas Jr.	1495 Remount Road North Charleston SC 29406				Defendant Attorney		07/15/2016
<input checked="" type="checkbox"/> Freeman, Fred	[REDACTED] SC	Black	M	1957	Defendant		12/10/2015
Goodyear, L	519 N Goose Creek Blvd Goose Creek SC 29445				Officer		10/13/2015
<input checked="" type="checkbox"/> Shelton, Chad D.	219 North Hwy 52 Suite E Moncks Corner SC 29461				Defendant Attorney		11/04/2015





5. Ct.



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Print View

The State of South Carolina VS Fred Freeman

Case Number:	2015A0820200787	Court Agency:	General Sessions	Filed Date:	10/13/2015
Case Type:	Criminal-Clerk	Case Sub Type:			
Status:	Dismissed	Assigned Judge:	Clerk Of Court C P, G S, And Family Court	Disposition Judge:	Solicitor
Disposition:	Dismissed Not Indicted				
Disposition Date:	12/09/2015	Date Received:	10/13/2015	Arrest Date:	10/09/2015
Law Enf. Case:		True Bill Date:		No Bill Date:	✓
Prosecutor Case:		Indictment Number:	0000GS08	Waiver Date:	
Probation Case:					

Case Parties Charges Sentencing Associated Cases Actions Financials Bonds

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Church, John Thomas Jr.	Notice/Notice of Appearance	Filing	/	07/13/2016-15:27		
Freeman, Fred	Filing/Case File	Filing	/	01/12/2016-11:17		
Alfaro, Bryan A.	Status Change Form	Filing	/	12/09/2015-11:17		
Freeman, Fred	Preliminary Hearing Disposition	Filing	/	12/07/2015-13:10	12/09/2015-00:00	
Shelton, Chad D.	Sealed Document	Document	(12/03/2015-14:31	12/09/2015-14:31	
Shelton, Chad D.	Motion/Brady Motion and Rule 5	Motion	/	10/27/2015-12:26	12/09/2015-12:26	
Berkeley County Public Defender	Public Defender App w/Temp Fee Waiver	Filing)	10/23/2015-15:39	12/09/2015-15:39	



S.C.J.C.
MOTION ROSTER
NONE FILED

MAGISTRATE JUDGE
ORDER, DOES NOT LIST
SCRIVENER'S ERROR

OFFICE OF THE SOLICITOR
NINTH JUDICIAL CIRCUIT

INDICTMENT/WARRANT STATUS CHANGE FORM
(One Defendant and One Warrant/Indictment per Form)

Name: Fred Freeman

Indictment #:

Race: B

Sex: M

Warrant Number: 2015A0820200784

Year of Birth: 1957

Case Number: 0309852

Disposition (Check One)

Dismissed (4A)

Nolle Prosequi (4B)

*REASON (4A OR 4B):

Dismissed at preliminary hearing due to scrivener's error. Arresting agency obtained new warrants for same charges.

Remanded (7)

Charge: _____

Municipal Court: _____

Magistrate Court: _____

Judge: _____

Failure to Appear (9)

Date Bench Warrant Issued: _____

Trial/Plea Docket Week: _____

PROSECUTOR: Bryan A. Alfaro

Date: 12/9/15

Bryan A. Alfaro, Deputy Solicitor

CODE: DPDSMPRE

FILED
15 DEC -9 PM 3:26
MARY P. BROWN
CLERK OF COURT
BERKELEY COUNTY, S.C.

CLERK OF COURT'S DATE/TIME STAMP:

RECEIVED BY: _____

DATE: _____

*Questions regarding the reason for disposition should be directed to the Solicitor's Office.

Defense Attorney: Chad D. Shelton

can
PO
mail

AMCH

S.C.

OFFICE OF THE SOLICITOR
NINTH JUDICIAL CIRCUIT

INDICTMENT/WARRANT STATUS CHANGE FORM
(One Defendant and One Warrant/Indictment per Form)

Name: Fred Freeman

Indictment #:

Race: B Sex: M

Warrant Number: 2015A0820200785

Year of Birth: 1957

Case Number: 0309852

Disposition (Check One)

Dismissed (4A)

Nolle Prosequi (4B)

*REASON (4A OR 4B):

Dismissed at preliminary hearing due to scrivener's error. Arresting agency obtained new warrants for same charges

Remanded (7)

Charge: _____

Municipal Court: _____

Magistrate Court: _____

Judge: _____

Failure to Appear (9)

Date Bench Warrant Issued: _____

Trial/Plea Docket Week: _____

PROSECUTOR: Bryan A. Alfaro
Bryan A. Alfaro, Deputy Solicitor

Date: 12/9/15

CODE: DPDSMPRE

FILED
15 DEC -9 PM 3:27
MARY P. BROWN
CLERK OF COURT
BERKELEY COUNTY, S.C.

CLERK OF COURT'S DATE/TIME STAMP:

RECEIVED BY: _____

DATE: _____

* Questions regarding the reason for disposition should be directed to the Solicitor's Office

Defense Attorney: Chad D. Shelton

Scan

AMM

S.C. Ct.

OFFICE OF THE SOLICITOR
NINTH JUDICIAL CIRCUIT

INDICTMENT/WARRANT STATUS CHANGE FORM
(One Defendant and One Warrant/Indictment per Form)

Name: Fred Freeman

Indictment #:

Race: B

Sex: M

Warrant Number: 2015A0820200787

Year of Birth: 1957

Case Number: 0309852

Disposition (Check One)

Dismissed (4A)

Nolle Prosequi (4B)

*REASON (4A OR 4B):

Dismissed at preliminary hearing due to scrivener's error. Arresting agency obtained new warrants for same charges

Remanded (7)

Charge: _____

Municipal Court: _____

Magistrate Court: _____

Judge: _____

Failure to Appear (9)

Date Bench Warrant Issued: _____

Trial/Plea Docket Week: _____

PROSECUTOR: _____

Bryan A. Alfaro, Deputy Solicitor

Date: 12/9/15

CODE: DPDSMPRE

15 DEC -9 PM 3:27
MARY P. BROWN
CLERK OF COURT
BERKELEY COUNTY, S.C.

FILED

CLERK OF COURT'S DATE/TIME STAMP:

RECEIVED BY: _____

DATE: _____

* Questions regarding the reason for disposition should be directed to the Solicitor's Office.

Defense Attorney: Chad D. Shelton

AMM

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jail
CD

S.C. Ct.

August 04, 2024

Fred Freeman 235/80@3B-119
Perry Corr Inst
430 Oaklawn Trl.
Pelzer, S.C. 29669

The Supreme Court of South Carolina
PATRICIA A. HOWARD, CLERK OF COURT
Post Office Box 11330
Columbia, S.C. 29211

(Request for
clock in copies
please)

Fred Freeman v. State of South Carolina
Case No. 2023-001221

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AUG 12 2024

SC Court of Appeals

Dear Ms. Howard:

Enclosed please find Petitioner
mandamus writ, plus Magistrate
Judge disposition(s), dated December
09, 2015, dismissed NOT Indicted.

Also enclosed is Solicitor Bryan A.
Attaro, indictment(s) / warrant status
Change Forms - Bugus Forms.

Request for
clock in copies
please. Respectfully,

cc/ Mr. Alan Wilson
Att. General of
South Carolina

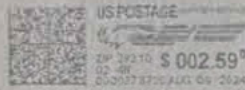
August 04, 2024
Fred Freeman

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S.C. SUPREME COURT

Fred Freeman 235180 @ 3B-119
Perry Correctional Institution
430 Oaklawn Rd.
Pelzer, South Carolina 29669



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SC Court of Appeals

Court of Appeals

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AUG 12 2024

S.C. SUPREME COURT

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AUG 05 2024

FOR MAILROOM

The Supreme Court of South Carolina
PATRICIA A. HOWARD, CLERK OF COURT
POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA 29211

