

THE STATE OF SOUTH CAROLINA

RECEIVED

IN THE SUPREME COURT

SEP 18 2024

APPEAL FROM RICHLAND COUNTY

S.C. SUPREME COURT

COURT OF COMMON PLEAS

JOCelyn NEWMAN CIRCUIT COURT JUDGE

CASE NO. *2024-001269

KEVIN SMITH #164920, Appellant,

✓

STATE OF SOUTH CAROLINA, Respondent

APPELLANTS AFFIDAVIT OF EVIDENCE - EXHIBITS

COME NOW THE APPELLANT KEVIN SMITH #164920, STATES UNDER OATH THE FOLLOWING, THAT EACH BELOW LISTED DOCUMENT SUBMITTED IN SUPPORT OF THE NOTICE OF APPEAL IS GENUINE - AUTHENTIC - CORRECT.

1.

APPELLANTS Exhibit - A - NOTICE OF MOTION AND MOTION FOR A WRIT OF MANDAMUS AND A DECLARATION, CIVIL ACTION COVER SHEET, SUMMONS - VERIFIED COMPLAINT - SUPPORTING AFFIDAVIT, FILED - CLOCK - STAMPED ON MARCH 9, 2024 AB CASE NO *2024-CP-100-1526.

2.

APPELLANTS Exhibit - B - STATES UNFILED INDICTMENTS NO 95-65-40-3905 (TAKING OF HOSTAGES); 95-65-40-3906 (ABWIK); 95-65-40-3909 (ADHAN); 95-65-40-3908 (TAKING OF HOSTAGES); 95-65-40-4202 (TAKING OF HOSTAGES); 96-65-11556 (ABWIK) Each Indict Bears NO DATE OF TRUE BILL.

3

Appellants Exhibit C - COURT OF GENERAL SESSIONS ORDER FOR RICHLAND COUNTY GRAND JURY MEET 1995 TERM (NO TERM OF COURT FOR JUNE 27, 1995 - AND FORGED SIGNATURE OF JUDGE JOE A. WILSON)

4

Appellants Exhibit D - STATES ARREST WARRANT NO D-88-1410 (TAKING OF HOSTAGES); D-88-1411 (TAKING OF HOSTAGES); D-88-1412 (TAKING OF HOSTAGES); D-88-1421 (ABWIK); D-88-1422 (ABHAN); D-88-1509 (ABWIK) EACH ARREST WARRANT BEARS NO DATE OF CLOCK-STAMPED FILING WITH THE CLERK OF COURT; STATES FALSE MISLEADING INFORMATION (IDENTIFY'S ANOTHER PERSON DATE OF BIRTH AND S.C.B.C. NO.)

5

Appellants Exhibit E - STATES UNFILED SENTENCE SHEETS CASE NO'S 95-65-40-3705 (TAKING OF HOSTAGES); 95-65-40-3706 (ABWIK); 95-65-40-3707 (ABHAN); 95-65-40-3708 (TAKING OF HOSTAGES); 95-65-40-4282 (TAKING OF HOSTAGES); (NO DATE OF BIRTH - SOCIAL SECURITY NO.)

6

Appellants Exhibit F - STATES ALTERED INDICTMENTS NO'S 95-65-40-3705 (TAKING OF HOSTAGES); 95-65-40-3706 (ABWIK); 95-65-40-3708 (TAKING OF HOSTAGES); 95-65-40-4282 (TAKING OF HOSTAGES) SEE: ROBERTS V. STATE, 708 S.C. 223, 757 S.E.2d 744 (2024) ("ALTERED INDICTMENT WHICH HAD SCRATCHED OUT NUMBER '2' AND REPLACED WITH HANDWRITTEN '1' WAS NOT HARMLESS; THUS WARRANTING NEW TRIAL.")

7

Appellants Exhibit G - NOTARIZED CERTIFICATE OF PROOF OF SERVICE TO INCLUDE AGREEMENT TO DEBIT E.H. COOPER ACCOUNT FORM DATED MAY 24, 2024 AD. VERIFYING SERVICE OF PLAINTIFFS RESPONSE TO THE CONDITIONAL ORDER OF DISMISSAL UPON DEFENSE COUNSEL OF RECORD; JUDGE JOCELYN NEWMAN, AND RICHLAND COUNTY CLERK OF COURT JEANETTE WILCBRIDE "VIA CERTIFIED MAIL"

B.

APPELLANTS Exhibit H. AFFIDAVIT OF KEVIN SMITH & NOTARIZED Certificate of proof of SERVICE DATE. JULY 29, 2024 AD, with witness signature (Sandra outlaw); verifying SERVICE of HIS SECOND COPY OF THE RESPONSE TO THE Conditional order of Dismissal upon JEANETTE W. McBRIDE, Richland County Clerk of Court For filing.

[Handwritten Signature]

SWORN & SUBSCRIBED BEFORE ME THIS 27 DAY of August 2024, AD
NOTARY PUBLIC FOR THE STATE OF SOUTH CAROLINA:

My COMMISSION EXPIRES: 2/28/34

AUGUST 27, 2024 AD

[Notary Stamp]
27 day of August 2024
Sandra Oehl
Notary Public of South Carolina
2/28/34

