

Notice of

RECEIVED

DEC 27 2024

SC Court of Appeals

Reception and Evaluation
AA50 Broad River Rd Columbia SC

Motion to Dismiss case and address Constitutional Rights violations and Abuse of Power and falsified Documents from District and Appeals court (substantial evidence Attached)

The Order in question for Appeal is Dated for Oct 29, 2024 And the Appeal was dated for Aug 1st - Oct 29th 2024 which is when the South Carolina Court of Appeals have had Jurisdiction over this criminal case the problem is Judge Perry Gravely Acted out side his Jurisdiction and continued the trial BEFORE the South Carolina Court of Appeals made a decision to replace the Judge with a Successor judge or Not which they made the decision Oct 29th which is now irrevliant since the Judge Acted outside his Jurisdiction Falsified a sentencing sheet that I didn't sign and I was In competent when he continued the trial and he False imprisoned me & held me Hostage From Aug 19th - Sept 26th and sent me to Prision on Falsified sentencing sheet which he submitted to inmate records which was recieved by Camille this sentence was canceled when I Appealed For interloctory this Judge intentionally Abused his power and acted outside his Jurisdiction as a retaliation act for pending Rule 19 investigation

X 8/24
11/8/24
Camille Center

Motion to Dismiss Case and address a Constitutional Rights violations and Abuse of Power and falsified Documents from ~~district and Appeals court~~

I Sarra Walker am Asking for The Supreme Court of Appeals to address The Conflict of interest of the District Court and South Carolina Court of Appeals my rights have been violated and I have substantial evidence of Marcus Lynn Smith, Judge Perry Gravely and Jenny Abbott Kitchings who has All made falsified documents and committed Perjury to Aid & Abett for each other and conspired to have me kidnapped by Acting outside His Jurisdiction and falsifying a Sentencing Sheet (which I didn't sign) and I was denied to go to Probate Court between Aug 19 - Sept 26 I WAS PICK UP ON a Warrant outside OF District Court Jurisdiction which they knew they didn't have Jurisdiction and the South Carolina Court of Appeals created false defences and falsified a "order" which a clerk signed when interloctory Appeals for A Successor Judge do not require a Sentencing Sheet / orders this was bias

sw

~~re Sawyer~~ re Sawyer, 124 U.S. 200 (1888)

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Judge Perry Gravely & Marcus Lynn Smith both conspired to act outside their jurisdiction they both have a Rule 19 investigation on them which was opened on June 12, 2024 I have asked them both to recusal themselves and Judge Perry Gravely is a Chief Judge which is why I asked for the Court of Appeals to replace him with a successor judge which is the correct remedy the Appellate Court accepted the case Aug 5th 2024 and made a order on Sept 5th 2024 to dismiss my motion to expedite the case on interlocutory to replace the judge which I only expedited it due to having a civil case on Aug 6th 2024 which I was going to court for in the mist of this situation and the judge failed to give me a continuance to prepare and he showed bias by mixing pretrial motions and trial and mixed trial & sentencing which are all separate events according to South Carolina Rules of Criminal Procedure

✗ SCDC cannot process a falsified document

4

The Problem is This is violation of my Due Process we are still in the middle of trial and this is bias and violation of the Judge and solicitor oath and Judicial Code of conduct this shows the intentional malice I have experienced because they had No Merit to go to trial due to Due Process violation 8/10/22 - 8/22/22 where I was Found incompetent 30 mins After signing my PR Bond and taken on Unwarranted confinement because I wasn't released after signing 8/10/22 which is also kidnapping because I was taken without the Authority of the law against my will I had already had a emergency Admission exam on 8/8/22 and I was persued for a emergency Admission 8/8/22 where I was comptent then taken to jail & Found incompetent 8/10/22 and was hospitalized 12 days for this same incident which is Double Sepordy because I have been through Criminal and Probate for the same incident which the 12 days in probate was a violation of due Process and violated my right to a Preliminary Hearing

This is a violation of All of My Constitutional Rights and I was Found Incomptent while in Prison 10/28/24 at Lancaster Hospital on emergency Admission and I have been legally incomptent since 8/10/22 which a trial was held in my absence 7/30/24 without the court holding a "Fitness to stand trial" Judicial re-examination instead I was Kidnapped 8/10/22 and taken for a emergency Admission and I had a emergency Admission the day of ~~8/8/22~~^{sw} ~~8/8/22~~^{sw} 8/8/22 the incident and they said I was Comptent which was false I ~~8/8/22~~^{sw} submitted a defence on the merits but it was ineffective due to the Judicial re-examination wasn't never conducted only a 2nd emergency Admission which was unwarranted was conducted which led to unwarranted confinement and violation of my Preliminary Hearing (10) days which was waived because I was confined on the 2nd emergency Admission after signing my PR Bond which was/is Double Jopardy & violation of Due process Judge Added 12 days to falsified Sentencing Sheet I glanced at

The correct remedy for South Carolina Court of Appeals would've been to dismiss the case. But there is a conflict of interest with the Clerk of Court who falsified an order to help Judge Perry and Marcus Smith who both conspired and acted outside their jurisdiction willfully with malice intent as a retaliation act for a pending investigation I opened on them June 12, 2024. My due process has been violated many times intentionally by this judge and solicitor intentionally. I am a human with rights, not an animal. On Aug 19th, this judge and solicitor knew they didn't have jurisdiction and continued with trial sentencing outside their jurisdiction. This is criminal and they committed perjury and falsified a sentencing sheet. This case needs to be dismissed and this need to be addressed. Judges took an oath to uphold my constitutional rights and protect me as a citizen, which has not been done due to racial discrimination, which is unlawful.

I WAS ON A INTERLOCTORY APPEAL
NOT A POST-CONVICTION APPEAL
WHICH I ASKED THEM TO REPLACE THE
JUDGE THAT DIDN'T REQUIRE A SENTENCING
SHEET / ORDER THEY FAILED TO DISMISS
THE CASE DUE TO JENNY ABBOTT KITCHINGS
MAKING THE COURT OF APPEALS A CONFLICT
OF INTEREST DUE TO HER FALSIFYING A
ORDER WHICH IS PERJURY AND I HAVE
SENT / UPDATED DISCIPLINARY IN REGARDS
TO THE SITUATION OF THE JUDGE AND
SOLICITOR ACTING OUTSIDE THEIR JURDICTION
AND HAVING ME KIDNAPPED AND FALSIFYING
DOCUMENTS SENDING THEM TO INMATE
RECORDS * MY FAMILY CAN TESTIFY TO THIS
AND I ALMOST COMMITTED SUICIDE BETWEEN
AUG 19 - SEPT 26 4 TIMES DUE TO BEING
KIDNAPPED AND THIS JUDGE MISCONDUCT
OR CONTINING TRIAL OUTSIDE HIS JURDICTION
THE SENTENCE WAS CONCELED WHEN
I APPEALED AUG 15th 2024 NO ORDERS /
SENTENCE WAS AVAILIBLE & I DO NOT HAVE
A COPY OF THE ORDERS / SENTENCING SHEET
IN MY POSSESSION BECAUSE IT WAS
ILLEGALLY HELD IN MY ABSENCE WHILE IN PYCOSIS

"The truth produce evidence"

And I have evidence for
All statements made

page 2/A

(2)

I should have Never been picked up AUG 19, 2024

this was intentional criminal kidnapping /retaliation
 District Court had No Jurisdiction & the sentence
 was canceled 7/31/24 when appelled South Carolina
 Court of Appeals had Jurisdiction from 8/7/24-present I
 wasnt sentenced from 8/1/24- 8/6/24 & I also wasnt
 in custody within this time to be sentenced I was picked up
 on AUG 19 - Sept 26 by District Court on a "Bench warrant"
 which the Solicter and Judge both committed Perjury
 & knew the case was on Appeal & they didnt have Jurdictio
 & they knew the case shouldve been dismissed & didnt
 have merit for trial both the Judge & Solicter have
 pending investigation dated June 12, 2024 which they
 were opened on them at my request both are a conflict
 of Intrest & South Carolina Court of Appeals ruled
 on a motion on sept 5th, 2024 both courts cannot
 have Jurisdiction over the case the Solicter recieved
 a CC: of every letter from Appellate Court which has
 been 8/7, 9/5 & 9/18 Marcus Lynn Smith Solicter &
 Chief Judge Perry Gravely both intentionally
 Comitted perjury and malice malice prosecuted &
 Kidnapped and vindictive prosecuted me when
 they knew the case had No merit for trial due to
 kidnapping, unwanted confinement, Due process
 violation from 8/10/22 - 8/22/22 which violated
 my 10 day preliminary due to being in probate
 court which IS double Jopardy

"Constitution States No State shall violate due process & deprive a person of life, liberty & property without process of the law"

page 3/4

③

- 1.) Incomptent when I signed my PR bond 8/10/22 (not released from police custody after signing taken back to Prisma Health for a 2nd emergency admission exam) only bond condition was follow up with DSS (legally still incomptent judge never did a fitness to stand trial exam)
- 2.) Violation of due process: 12 days 8/10/22 - 8/22/22 in probate court on unwarranted confinement / kidnapping had a court date for 8/24/22 probate
- 3.) Double jeopardy: 12 days probate & charged criminally for the same incident no new incident occurred for me to be take back to the hospital and 12 days was included in falsified document for sentence which never occurred for me to be in prison
- 4.) My right to a preliminary was violated due to being in probate court 12 days and my right was waived after 10 days of signing bond (\$1 was indicted without being sent a formal notice which I am prose & soliceter abandoned case because he intentionally didnt send me a notice
- 5.) Due to Double Jeopardy & constitutional rights violations due process this case had no merit for trial only dismissal

Double Jopardy * No person may be subjected to punishment twice for the same crime

page 4/4

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6.) I was persued on mental Health emergency Admission Not due to me comitting a crime EMS was called to the scene 8/8/22 this incident occurred because I asked for a supervisor because my 1st Admendment right was violated by two judges comitting perjury on my Informa pauperis saying I wasn't indigent when I am & ruling outside their jurisdiction on a Federal case & I was persued on mental Health After District Court sent out a public defender & 4 officers rather than a supervisor to Address the judges perjury and misconduct and falsified charges & sentence on me when they intentionally triggered and persued me & on 8/8/22 they stated I was comptent in order to charge me criminally & 8/10/22 I was proven incompetent when I was kidnapped subjected to due process violation & Double Jopardy I have a video of the hearing on July 29, 2024 I read both of them the letter I told them both to recusal themselves due to the pending investigation opened June 12 2024 which is why I requested A Interlocutory Appeal for a successor judge to replace Chief Judge Perry Gravely to Dismiss case because I am entitled to a Fair Comptent & impartial judge According to the judicial code of conduct ANY Fair Comptent judge wouldve dismissed case due to constitutional right violations

* The video is posted to social media

* This is RICO conspiracy

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This is ~~SW~~ ~~SW~~ ~~SW~~ exhibits which show Jurisdiction of SC Court of Appeals From Aug 1st - Oct 29th 2024 I was Picked up Aug 19 - Sept 26 and sent to prison on falsified ~~SW~~ Sentencing sheet which I didn't sign in prose and came to prison and didn't know how much time I even had this is perjury and violation of my Due Process and Constitutional Rights which states "No State shall violate due Process"

SCDC has No merit to hold me legally Due to the perjury and misconduct of this solicitor and judge that acted with malice intent the sentencing sheet is falsified and Has No legal standing

The South Carolina Court of Appeals

The State, Respondent,

v.

Saria Brrenna Daizhiana Walker, Appellant.

Appellate Case No. 2024-001268

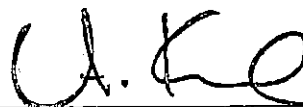
ORDER

On August 1, 2024, Appellant, who is self-represented, filed a notice of appeal asking this court to remove the judge presiding over her criminal case, to appoint a different judge to preside over her criminal case, to dismiss the criminal charges against her, and to review a claim of vindictive prosecution. Appellant provided copies of three orders. The first order denied her motions to dismiss her criminal charges. The second order denied her motion for reconsideration of the order denying her motions to dismiss, her motion for declaratory judgment, and her motion to recuse the judge and solicitor. The third order denied her motions regarding various issues and to dismiss her criminal charges. After careful consideration, we dismiss this appeal as interlocutory.¹ See S.C. Code Ann. § 14-3-330 (2017) (defining appellate jurisdiction); *Townsend v. Townsend*, 323 S.C. 309, 312, 474 S.E.2d 424, 427 (1996) ("A denial of a motion for disqualification of a judge is an interlocutory order not affecting the merits and, thus, is reviewable only on appeal from a final order."); *State v. Miller*, 289 S.C. 426, 426, 346 S.E.2d 705, 705 (1986) ("In South Carolina, a criminal defendant may not appeal until sentence has been imposed.").

Appellant has filed several motions in this court, including a motion in which she appears to move for a bond pending appeal. We take no action on these motions in

¹ On August 26, 2024, and September 18, 2024, we requested Appellant provide copies of any sentence sheets in her case in the event she sought to appeal her criminal convictions. Appellant failed to provide copies of any sentence sheets.

light of our decision to dismiss the appeal. Remittitur will be issued as provided for in Rule 221(c) of the South Carolina Appellate Court Rules.



FOR THE COURT

Columbia, South Carolina

cc:

Saria Brrenna Daizhiana Walker, 00395358

Alan McCrory Wilson, Esquire

Mark Reynolds Farthing, Esquire

Marcus Lynn Smith, Esquire

FILED
Oct 29 2024

If I Saria Walker am Kidnapped by the state of South Carolina due to racial discrimination and vindict malicious lying judge and solicitor and the entire state whom i have sued on 8/2/22 and 9/1/22 all government and public officials are behind this Judge Perry and Marcus Smith are being supported by other government official which is why no one has inteceed the sheriff office and others all in on it they have lied on me and my child multiple times My daughter Ava Rayford is to be in the temporary Custody of my sister Laporscha Walker until this issue is resolved My child is NOT misplaced or Neglected she will be in the custody of my sister and if i dont come home they all set it up i am not sucicidal and never have been also they are racist

x Saria Walker

1900 boling rd extension
Taylors Sc 29687
Apt 26 F
Date: 8 / 3 / 2024

RECEIVED

AUG 06 2024
SC Court of Appeals

~~A~~ And my sister has an identical copy for her record

FORM 1

Notice of Motion for Successor Judge on behalf of Judge Perry Gravely Chief Judge who is a Conflict of Interest Interlocutory Appeal In Criminal Case to Review Vindictive Prosecution claim

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court

APPEAL FROM GREENVILLE COUNTY
~~SW 13th Circuit Solicitor's Office~~ Court of General Sessions
Judge Perry H. Gravely 13th Circuit Court Judge

Warrant #'s

2022A2330206521 , 2022A2330206522 , 2022A233020652
2022A2330206524 2022A2330206525 , 2022A2330206556

State of South Carolina

Respondent

v.

Saria Walker

Appellant

NOTICE OF Motion for Successor Judge on behalf of Judge Perry Gravely Chief Judge who is a Conflict of Interest Interlocutory Appeal In Criminal Case to Review Vindictive Prosecution claim

Due to disciplinary dated on July 12, 2024 As a Pro Se defendant in this case it my obligation to protect all of my rights according to the constitution and ensure that all of my rights and Procedures are upheld during the Process of South Carolina Rules of Criminal Procedure to ensure that i have a fair and impartial hearing with a Competent and Impartial Judge that upholds the constitution and ensure structure of justice in the courtroom due his diligence and make competent logical lawful judgements and orders and correct himself when he makes mistakes and due his diligence to correct his mistakes and address all unfair or bias to ensure impartiality to everyone presiding under the jurisdiction of the constitution according to the path he took Judges Oath and according to the Judicial code of conduct

As of 7 / 29 / 24 i have notified both Judge Perry Gravely and Marcus Smith of their conflict of interest and have gave them the disciplinary documents of an investigation being opened up June 12 , 2024 and im sure disciplinary has sent them the complaint in regards to the situation they have both failed to uphold their judicial oaths and the judicial code of conduct as of 7 / 29 / 2024 they have both lost jurisdiction over the case as conflict of interest , bias , perjury , tampering with evidence , aiding and abetting kidnapping accessory after the fact , incompetence and failed to recusal themselves and / or dismiss the case as the law requires and i will not be in anymore hearings with neither parties moving forward due to both have violated their oaths indefinitely and failed to correct themselves with the correct remedy which was to dismiss due to my right to due process being violated on 8/10/22 instead they both acted as criminals and Aided and Abetted to a kidnapping and obstructed justice which is against the constitution and If a judge does not fully comply with the Constitution, then his orders are void, In re Sawyer, 124 U.S. 200 (1888), he/she is without jurisdiction, and he/she has engaged in an act or acts of treason.

Jurisdiction will now be going to The South Carolina Supreme Court of Appeals and out of the Jurisdiction of district court as of 7/29/24

Saria Walker

1900. Behind Bar 7/31/24

TAYLORS SC 29687

APP-26F

FORM 7

PROOF OF SERVICE OF Notice of Motion for Successor Judge on behalf of Judge Perry Gravely Chief Judge who is a Conflict of Interest Interlocutory Appeal In Criminal Case to Review Vindictive Prosecution claim

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

[In The Supreme Court]

APPEAL FROM GREENVILLE COUNTY

~~SW 13th Circuit Solicitor's Office~~ Court of General Session

Judge Perry H. Gravely 13th Circuit Court Judge

Warrant #'s

2022A2330206521 , 2022A2330206522 , 2022A2330206523

2022A2330206524 , 2022A2330206525 , 2022A2330206556

State of South Carolina

Respondent

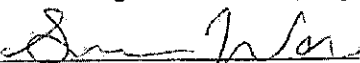
V.

Saria Walker

Appellant

PROOF OF SERVICE.

I certify that I have served a copy of the Notice of Motion for Successor Judge on behalf of Judge Perry Gravely Chief Judge who is a Conflict of Interest Interlocutory Appeal In Criminal Case to Review Vindictive Prosecution claim a copy of the notice and claim was sent to the 13th Circuit Solicitor's Office at 305 E North St #325, Greenville, SC 29601 on 7 / 31 / 2024 via mail with the correct postage and copy of the notice have been sent via Email to Marcus Smith at Marcsmith@greenvillecounty.org

x  Todays date 7 / 31 / 2024

1900 Boling Rd Ext ,

Taylor's SC 29687 Apt 26F

State of South Carolina
Solicitor, Thirteenth Judicial Circuit

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Telephone 864-467-8647
Telefax 864-467-8610



Greenville County Courthouse
305 E North Street, Suite 325
Greenville SC 29601-2185

Solicitor
W. WALTER WILKINS

June 24, 2024

Saria Brenna Daizhiana Walker
1900 Boiling Road
Apt. 261
Taylors, SC 29687

Re: 2023-GS-23-1971, 1984, 1983, 1987, 1986, 1974

Dear Saria Brenna Daizhiana Walker,

Please find enclosed a copy of the proposed August 26th trial docket being sent to the Administrative Judge and Clerk of Court.

Sincerely,

Jeff Weston
Jeff Weston
Trial Docket Coordinator

only two
court dates on
trial roster 7/29 &
8/26 scrap trial roster
123.

State of South Carolina
Solicitor, Thirteenth Judicial Circuit

Telephone 864-467-8647
Telefax 864-467-8610



Greenville County Courthouse
305 E. North Street, Suite 325
Greenville, SC 29601-2185

Solicitor
W. Walter Wilkins

GREENVILLE COUNTY GENERAL SESSIONS
PRESIDING JUDGE: ALEX KINTAW, JR.
TERM: AUGUST 26, 2024
TRIAL DOCKET COORDINATOR: JEFF WESTON

The trial roster meeting will be held in the Courtroom assigned to the resident trial judge. In the event two resident judges have been assigned as trial judges, a determination of the Courtroom for the roster meeting will be made prior to the meeting and distributed to all parties. The roster meeting will be on Monday morning at 9:30.

All attorneys and defendants who have cases on the docket for this week are required to be present in the courtroom and prepared to advise the court if the case is a trial or plea. Cases are subject to being called for trial any day during the remainder of the week.

| IND # | DEFENDANT | LEC/ SCDC | OFFENSE | OFFENSE DATE | ARREST DATE | ATTORNEY | SOL. ATTY. | AGENCY |
|---------|-----------------------------|--------------|-------------------------------|-----------------|----------------|--------------|---------------------------------------|--------|
| 21-4187 | Jerrico Mercedes Bailey | LEC | -Attempted Murder -POWDCVC | 12/27/2020 | 4/1/2021 | Jeremy Crane | Courtney Rea, Seth Johnson | |
| 22-3955 | Randall Eugene Lamb, Jr. | LEC | Trafficking Meth. | 7/30/2021 | 7/31/2021 | Sara Gorski | Hailey Barrow, Andrew Miller | SPD |

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State of South Carolina
Solicitor, Thirteenth Judicial Circuit

Telephone 864-467-8647
Telefax. 864-467-8610



Greenville County Courthouse
305 E. North Street, Suite 325
Greenville, SC 29601-2189

Solicitor
W. Walter Wilkins

Both parties conflict of
Interest

GREENVILLE COUNTY GENERAL SESSIONS
PRESIDING JUDGE: ALEX KINLAW, JR.
TERM: JULY 29, 2024
TRIAL DOCKET COORDINATOR: JEFF WESTON

DEF EX 148

The trial roster meeting will be held in the Courtroom assigned to the resident trial judge. In the event two resident judges have been assigned as trial judges, a determination of the Courtroom for the roster meeting will be made prior to the meeting and distributed to all parties. The roster meeting will be on Monday morning at 9:30.

All attorneys and defendants who have cases on the docket for this week are required to be present in the courtroom and prepared to advise the court if the case is a trial or plea. Cases are subject to being called for trial any day during the remainder of the week.

| IND # | DEFENDANT | LEC/ SCDC | OFFENSE | OFFENSE DATE | ARREST DATE | ATTORNEY | SOL. ATTY. | AGENCY |
|--|----------------------|--------------|--|-----------------|----------------|-----------------------|--|----------|
| 24-1920 24-1921 | Denise Allison Gantt | | CSC W/Minor 1 st Degree CSC W/Minor 3 rd Degree | 12/30/2020 | 03/04/2021 | N. Douglas Brannon | Caroline Davis/Christy Sustakovitch | GCSD |
| 21-6315 23-6316 23-6317 21-6318 | Rafael Camacho | | CSC W/Minor 1 st Degree CSC W/Minor 2 nd Degree CSC W/Minor 3 rd Degree Unlawful Neglect of Child | 01/01/2005 | 11/11/2020 | Kim R. Varner | Christy Sustakovitch Caroline Davis | Greer PD |

MONDAY 7-29-74

| TYPE OF COURT | COURTROOM | FLOOR | JUDGE |
|---|-----------|-------|-------------------------|
| GENERAL SESSIONS: Trials & Probation Revocation | 2 | 2ND | Alex Kinlaw |
| GENERAL SESSIONS: Trials | 3 | 2ND | Heath P. Taylor |
| MASTER-IN-EQUITY | 5 | 3RD | Charles S. Simmons, Jr. |
| COMMON PLEAS: Trials | 6 | 3RD | G.D. Morsan, Jr. |
| 2ND APPEARANCE | 7 | 3RD | Perry H. Gravely |
| GENERAL SESSIONS: Pleas | 8 | 3RD | Perry H. Gravely |

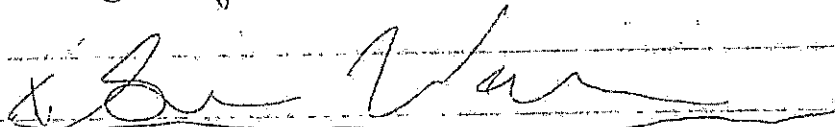
M
M

MOTIONS Filed After Court, 2

7/29/24
NOTICE OF MOTIONS /

PROOF OF SERVICE 7 motions
pending I Am entitled to
A Fair & competent Judge &
Solicitor until both are removed
I will NOT be continuing
playing Games with the
State who is intentionally
violating my rights Judge
Perry is racist and I will
be present on the Next
Hearing set and both
need to be dismissed
marcus Smith & Judge

Perry All judgments issued
is void due to them violating
their judicial oaths I told
the Court & provided substantial
proof & evidence it NOT
my fault they are both
incompetent intentionally



1900 Bolling Rd EXT When these
Taylors SC 26F Judge & Solicitor
is removed then the
state will have over
7/29/24 jurisdiction over
me again

2022A 23020652A
2022A 23020652S
2022A 23020652B

2022A 23020652M
2022A 23020652N
2022A 23020652O

24 JUL 29 PM 8:03
Eric Garrett CCCC 611.30

Motion to transfer jurisdiction 3
to Another court to have
a Fair hearing to DISMISS
case Due to No legal merit

7/29 JUL 29 PM 3:03
Grice Garrett COURT CLERK

7/29/24

Due to bias of this courthouse
I DO NOT believe I can have
a Fair Hearing due to
Judges personal relationship
with the victims in this case
being employed at this courthouse
Judges are intentionally being
bias & incompetent & racist
and showing incompetence I
am entitled to a competent
and impartial judge

- 2022 A 2330206521
- 2022 A 2336206522
- 2022 A 2330206523
- 2022 A 2330206524
- 2022 A 2330206525
- 2022 A 2330206526

X Jun Wain

7/29/24

1900 Boling Rd EXT
TAYLORS S.C. 29187

APT 26F

Motion For a continuance
until New solicitor and judge

page 1 of 3

24 JUL 29 PM 3:02
Blaise Garrett CDC 604L SC

7/29/24

are assigned that is competent
and uphold the law since
marcus smith & judge Perry
Dont obey the law they have
NO jurisdiction over me as
a citizen I am Governed
by the constitution &
I Am Entitled to a competent
and impartial judge both
have received and know on
the record they are a
conflict of interest
both intentionally violating
my rights & know I was
kidnapped 8/10/22 by
police misconduct & their
is NO merit for this case
so IF A trial happens in
this case it is void
Due to the violation of
the judicial code of conduct
& judicial oaths both are
doing malice prosecution

- 2022A2330206521 2022A2330206524
- 2022A2330206522 2022A233006525
- 2022A2330206523 2022A23300586
- 2022A2330206520

All Judges are a direct conflict of interest due to the accusing officers being ~~is~~ employed by the court & rotating acting as courtroom deputies
For All Judges

* My right to a Fair & Impartial Hearing ~~has~~ & a competent judge has been violated All preceding Judges & Solicitor is a conflict of interest and is showing bias and incompetence due to this case Not having any legal merit due to the due process violation 8/10/22 - 8/22/22 due to police misconduct, kidnapping, conspiracy, False imprisonment and unwarranted confinement and Judge Perry committed perjury, ~~perjury~~, ~~perjury~~, Tampered with Filing docket, dismissed a rule 5 compliance request, ruled outside his jurisdiction on another judges motion, ruled on a criminal motion without a hearing being set 3-22-29 & stated that he ~~don't~~ care about his judicial oath or the judicial code of conduct on 5/31/22 this violated my right to a competent judge

*Front & Back of this page will be used DATE 10-1-24
I do not have access to materials such as PURPOSE letter to Release me
paper & envelopes due to Not being on the yard & cannot use proper
FOI/NOT/NOTICES

CUE COLUMN
The State of
South Carolina
v.
Saria Walker
Appellate Case No.
20RECEIVED

OCT 04 2024

SC Court of Appeals
Page 1/2

*Due to Being Felisly Illegally
imprisoned the court has to
make exception on
format/Notices this
case need to be immediatly
Dismiss unconsitutional

(Front)
Page

X Saria Walker
Comillie - Graham Reception and evaluation center
44-50 Broad River Rd
Columbia SC 29210
10/1/24

NOTES
Dear South Carolina Court of Appeals,
I have recieved 2 letters from the
time yall have took Jurisdiction over
this case they were recieved on
Aug 7 2024 & Sept 18 2024 Both were
defencies letters Not order to dismiss
Case a repermind it back to District
Court both letters gave me 10 business
days from the date I recieved the ...
defencles letter in which I corresponded
on 8/9/24 via mail from USPS in
traylors which I have the tracking
number & 9/27/24 via From Reception
and evaluation via mail both within
the 10 business days in which my
2nd letter 10 days cumulative ended
10/2/24 I should not be at this
Facility seeing as I asked yall to interceed
on interlactory to give me a Fair & competent
Judge to dismiss the case due to Judge
Perry & Marcus Smith both being a conflict
of Intrest & having a Personal & Finical
Intrest in the case due to peccing investigation
which was opened by disiplinary June 12, 2024
both are aware of it & Appellete court
have record both failed to recusal themselves
even after I have asked many times for
them to do so & on 5/30/24 both told
me they do Not care about their Judicial
Oath or the Judicial Code of conduct

SUMMARY

This case had No merit For trial & shouldve been dismissed
Due to unwarranted confinement 12 day which led
to double jeopardy. Going through Probate & criminal
court For the same incident being punished twice for the same
crime is illegal & All of this IS violation of due process.

*marcus smith recieved both letters sept 16 & Aug 7 2024 His name is at the bottom of the page they know they didnt have jurisdiction

DATE 10-1-24
PURPOSE letter to release me

Due to Due process violation & double jeopardy this is Not A legal case

The state of
South Carolina
V.
Saria Walker

NOTES District court only had / wouldve had Jurisdiction to pick me up & send me here. If the case was in legal standing before 8/7/24 or after 10/2/24 upon them receiving an order to dismiss I was sent here on illegal & falsified documents due to lack of merit for trial due to double jeopardy & Due process violation & if the case was in legal standing lack of Jurisdiction in which Judge Perry & Marcus Smith signed & committed Perjury & violated their oath & the Constitution IF A Judge dont follow the Constitution their orders are VOID according to the SC Supreme Court I was Already Punished 8/10/22-8/22/22 After signing my PR bond found Incomptent due to unwarranted confinement & with this information Judge Perry & Macus Smith still intentionally held a "trial" in my abence due to malice prosecution which they knew had No merit for trial and shouldve been dismissed the two times I requested them to dismiss it this was a retaliation Act by the Judge / Solicitor and Shrieff's department I was kidnapped Aug 19th - Present & Am being held hostage due to falsified documents which is 3 charges with 12 days accountability for in a 8 year sentence which Assault & Battery & resisting do Not carry 8 years when looked up the charges this is criminal behavior and Perjury behavior this case Need to be Dismissed immediately this is

Page 2/2



(Back) page

SUMMARY

unconsitutional this is a violation of my constitutional Rights I DO Not Need orders and or sentencing sheets because this is Double Jeopardy violation of due process And this entire case needs to be dismissed & I need to be released immediately I am Not A slave I have rights as a HUMAN! just like you!



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TAYLORS, SC 29987
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RDC 07

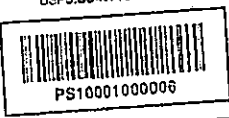
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TAYLORS SC 29687
APT 26F

TO: **South Carolina Court of Appeals**
1220 Senate St
Columbia SC 29201

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SC Court of Appeals

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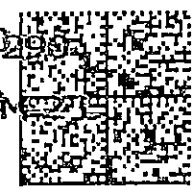
CAMILLE GRIFFIN GRAHAM
CORRECTIONAL INSTITUTION

The Department of Corrections
has neither censored nor inspected
this item. Therefore the Department
does not assume responsibility
for its contents. Graham CI, SCDC

5110100 395358

Saria Brenna Dazihana Walker SCDC # 00395358 unit/call # 1210
Camille D. Brown, Clerk of Court, and Executive Director
4450 Broad River Rd
Columbia SC 29210

2 OCT 2024 PM



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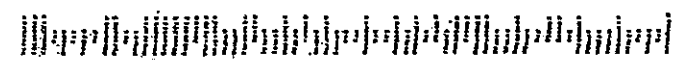
OCT 04 2024

Jenny ABBOT Kitchings Clerk

SC Court of Appeals
Post office Box 11629
COLUMBIA SOUTH CAROLINA 29211

SCDC
OCT 26 2024
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2321181523 8012





Office of the Clerk of Court
Greenville, South Carolina
Brian Garrett
Clerk of Court

Circuit Court Division
Greenville County Courthouse
305 East North Street
Greenville, South Carolina 29601
(864) 467-8551

October 8, 2024

Saria Brrenna Dizahana Walker #00395358
Camille Graham Correctional Institution
4450 Broad River Road
Columbia, SC 29210

Dear Ms. Walker:

We are returning your motion. If you wish to file the motion with your appellate case, please send it to the South Carolina Court of Appeals clerk.

Sincerely,
Clerk of Court
Greenville County General Sessions

9/27/24
motion notice

*Falsified Order

The South Carolina Court of Appeals

The State, Respondent,

v.

Saria Brrenna Daizhiana Walker, Appellant.

Appellate Case No. 2024-001268

The Honorable Perry H. Gravely

Greenville County

Trial Court Case No. 2023GS2301974, 2023GS2301986,
2023GS2301971, 2023GS2301987, 2023GS2301983,
2023GS2301984

ORDER

The Court has received the appellant's motion to clarify, in which they request an additional ten days to cure the deficiencies for the notice of appeal. The request to extend the time to cure those deficiencies is Granted. All deficiencies must be cured within ten (10) days of the date of this order, or this appeal will be dismissed.

FOR THE COURT

BY


CLERK

Columbia, South Carolina

October 11, 2024

cc:

Saria Brrenna Daizhiana Walker, 00395358

Alan McCrory Wilson, Esquire

Mark Reynolds Farthing, Esquire

Marcus Lynn Smith, Esquire

The South Carolina Court of Appeals

The State, Respondent,

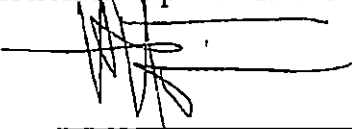
v.

Saria Brrenna Daizhiana Walker, Appellant.

Appellate Case No. 2024-001268

ORDER

On August 6, 2024, Appellant filed a motion to expedite. A motion to expedite is generally premature if made before the record on appeal and final briefs are filed. *See Maner v. Maner*, 278 S.C. 377, 380, 296 S.E.2d 533, 535 (1982) (explaining that motions to expedite were premature in cases where the briefs remained outstanding). Because the parties have not served and filed the record on appeal and final briefs, Appellant's motion to expedite is denied without prejudice.



FOR THE COURT

Columbia, South Carolina

cc:

Saria Brrenna Daizhiana Walker

Alan McCrory Wilson, Esquire

Mark Reynolds Farthing, Esquire

Marcus Lynn Smith, Esquire

FILED
Sep 05 2024



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

CATHERINE S. HARRISON
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

August 05, 2024

Saria Brrenna Daizhiana Walker
1900 Boling Rd Ext
Apt 26F
Taylors SC 29687

Re: The State v. Saria Walker
Appellate Case No. 2024-001268

Dear Ms. Walker:

Upon reviewing your notice of appeal, 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 or this matter will be dismissed:

- The argument provided in your notice of appeal cannot be considered at this time. You must serve and file a notice of appeal that is substantially in the format shown by Form 4 in Appendix C to Part II of the SCACR. A copy of Form 4, which shows an example of a notice of appeal, has been attached for your convenience.
- You must provide proof that you have filed the notice of appeal with the Greenville County Clerk of Court.

Very truly yours,

Catherine S. Harrison, deputy
CLERK

cc: Alan McCrory Wilson, Esquire
Mark Reynolds Farthing, Esquire
Marcus Lynn Smith, Esquire

FORM 4
NOTICE OF APPEAL FROM A SENTENCE IMPOSED BY THE COURT
OF GENERAL SESSIONS

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

APPEAL FROM RICHLAND COUNTY
Court of General Sessions

Howard S. Barnes, Circuit Court Judge

Case No. 2000-GS-00-0000

The State,

Respondent,

v.

Thomas L. Smith,

Appellant.

NOTICE OF APPEAL

Thomas L. Smith appeals his conviction and sentence in this case. The sentence was imposed by the Honorable Howard S. Barnes on September 3, 2000. [This appeal is taken from the order of the Honorable Howard S. Barnes, dated September 10, 2000, which denied appellant's motion for a new trial. Appellant received written notice of entry of this order on September 11, 2000.]*

September 12, 2000

s/ Wanda D. Jones
Wanda D. Jones
Post Office Box 456
Columbia, South Carolina 29000
(803) 000-0000
Attorney for Appellant

Other Counsel of Record:
John T. Doe
Assistant Solicitor
Post Office Box 789
Columbia, South Carolina 29000
(803) 000-0000
Attorney for Respondent

*The bracketed language should be added to the body of the Notice of Appeal when the appeal is taken from an written order deciding a post-trial motion under Rule 29(a), SCRCrimP.



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

CATHERINE S. HARRISON
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

August 26, 2024

Saria Brrenna Daizhiana Walker
1900 Boling Rd Ext
Apt 26F
Taylors SC 29687

Re: The State v. Saria Walker
Appellate Case No. 2024-001268

Dear Ms. Walker:

Upon further review of your notice of appeal, 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 or this matter will be dismissed:

- The notice of appeal is not accompanied by a redacted copy of the order(s) and/or sentencing sheets(s) challenged on appeal.

Very truly yours,

A handwritten signature in cursive script that reads "Catherine Harrison, Deputy".

CLERK

cc: Alan McCrory Wilson, Esquire
Mark Reynolds Farthing, Esquire
Marcus Lynn Smith, Esquire



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

CATHERINE S. HARRISON
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

September 18, 2024

Saria Brrenna Daizhiana Walker, 1233
20 McGee Street
Greenville SC 29601

Re: The State v. Saria Walker
Appellate Case No. 2024-001268

Dear Ms. Walker:

This is the second letter from the Court attempting to obtain the following:

Upon further review of your notice of appeal, 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 or this matter will be dismissed:

- The notice of appeal is not accompanied by a copy of the order(s) and/or sentencing sheet(s) challenged on appeal.

Very truly yours,

Catherine Harrison, deputy
CLERK

cc: Alan McCrory Wilson, Esquire
Mark Reynolds Farthing, Esquire
Marcus Lynn Smith, Esquire

South Carolina Court of Appeals:

Pages &
Dates signed
~~sent~~ of
sent letters

- 9/27, 3 pages
- 10/1, 2 pages
- 10/9, 2 pages
3 pages
4 pages
1 page
- 10/21, 42 pages
- 11/8, 43 pages

Greenville County Clerk:

- 9/27, 2 pages
- 10/9, 4 pages
3 pages
1 page
- 10/21, 32 pages
- 11/8, * 43 pages
* resent 10/9 pages
* 1 page

13th Circuit Solicitors Office:

- 10/9, 2 pages

SLED:

- 10/15, 7 pages

SCDC Headquarters / Inmate records:

- 10/15 Headquarters 4 pages R&E
Inmate records 17 pages 24-03693091

• 10/21 Faxed 35 pages via Alston to inmate records at their request

- 10/25 ~~2 pages~~ 36 pages
- 11/8

South Carolina Supreme Court Disciplinary:

Address:

SC Administrative Law Court

Eddan A. Brown Beuldery

1205 Pendleton St suite 224

Columbia SC 29201

(letters sent
off)

10/21

• 34 pages

#:

Supreme Court of South Carolina

1231 Gervais St

Columbia SC 29201

• 11/8

43 pages

RECEIVED

DEC 27 2024

Proof of Service SC Court of Appeals

* A Copy of Notice of and Appeal Sent

Saria Walker testify that A Copy of the Appeal motion to Dismiss Case and address Constitutional Rights violations and Abuse of Power and falsified documents from District and Appeal Court a copy of this Appeal was sent to Greenville County Clerk at 305 E North St Suite 202 Greenville SC 29601 and South Carolina Court of Appeals Post office Box 11629 Columbia South Carolina 29211 via mail on 11/8/24 (43 pages)

X Saria Walker 11/8/24
Camille Graham Reception and evaluation center
4450 Broad River Rd Columbia SC 29210

* Appellate Case No. 2024-001268

Sana Birrenna Dazihana Walker SCDC# 00395358

Unit/Cell: CRE #1210

Camille-Graham Reception and evaluation Center

4450 Broad River Rd

Columbia SC 29210



Legal Mail

Jenny Abbott Kitchings

Post Office Box 11629

Columbia South Carolina 29211

MAILROOM

DEC 20 2024

CAMILLE GRAHAM

RECEPTION

