

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM AIKEN COUNTY

Doyet A. Early, 111., 2<sup>nd</sup> Circuit Judge of General Sessions

Case No.

2013-GS-02-00757

2013-GS-02-00758

JAMAQUES SALLEY,

APPELLANT,

THE STATE OF SOUTH CAROLINA,

RESPONDENT.

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SC Court of Appeals

NOTICE OF APPEAL

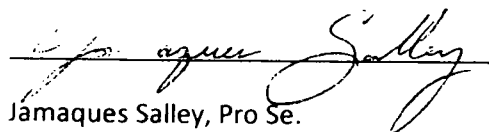
8-22-13

Jamaques Salley, Pro Se, hereby appeals the guilty verdict and sentence, entered against him in the Court of General Sessions, on August 13, 2013, in Aiken, South Carolina.

Respectfully Submitted:

August 16, 2013

This information was not received until 9/25/13 and I have witnesses that seen me check my mail. Shanneta S. Davis

  
Jamaques Salley, Pro Se.



# The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
CLERK

V. CLAIRE ALLEN  
DEPUTY CLERK

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September 12, 2013

Jamaques Salley, 345433  
Kirkland Correctional Institution  
4344 Broad River Road  
Columbia SC 29210

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**SC Court of Appeals**

Re: The State v. Jamaques Salley  
Appellate Case No. 2013-001829

Dear Counsel:

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:

- The caption/title does not comply with Rule 267(a), SCACR. Specifically, the case numbers are incorrect. Please provide the correct lower court case numbers.
- 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.

*This mail was not received until  
9/25/13 and witness can inform that's  
true, Shawneta S. Davis*

1983 Conflict in Case

Gentry 2005 - Stopped the Hands of One Hands of All Law.

"Circumstantial Evidence" does not prove a fact it merely assumes a fact exists. Direct Evidence is always stronger in a court of law.

Must prove defendant had dominion and control over firearm. Direct or circumstantial evidence and possession may be shared, but possession requires more than mere presence of a firearm."

To prove constructive possession of a firearm, the state MUST show that the defendant had dominion and control or the right to exercise dominion and control proof of constructive pass, along with knowledge of presence of firearm is sufficient to support a conviction for pass of a firearm. To prove constructive pass, the state "MUST show" that the defendant had dominion and control over the firearm. Constructive pass may be established through either direct or circumstantial evidence and pass may be shared, but possession requires more than mere presence of a firearm!!!"

Direct Evidence - defendant placing themselves at crime scene, writing a statement, the victim shot and saying you shot them, a camera displaying you firing a gun, bullets with your fingerprints, gun with your fingerprints, ballistics showing you fired a gun.

"How Can I be convicted of Armed Robbery without possession of a firearm?"

And I was right  
SC Department of Corrections  
Held up the mail

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Shawneta S. Davis  
664 Schuler Avenue  
Aiken, SC 29801  
803-764-2772

9/25/13

To whom it Concern,

I have tried to contact  
Mr. Broadwater no response. I  
can't get things I need from  
him he keep avoiding me.

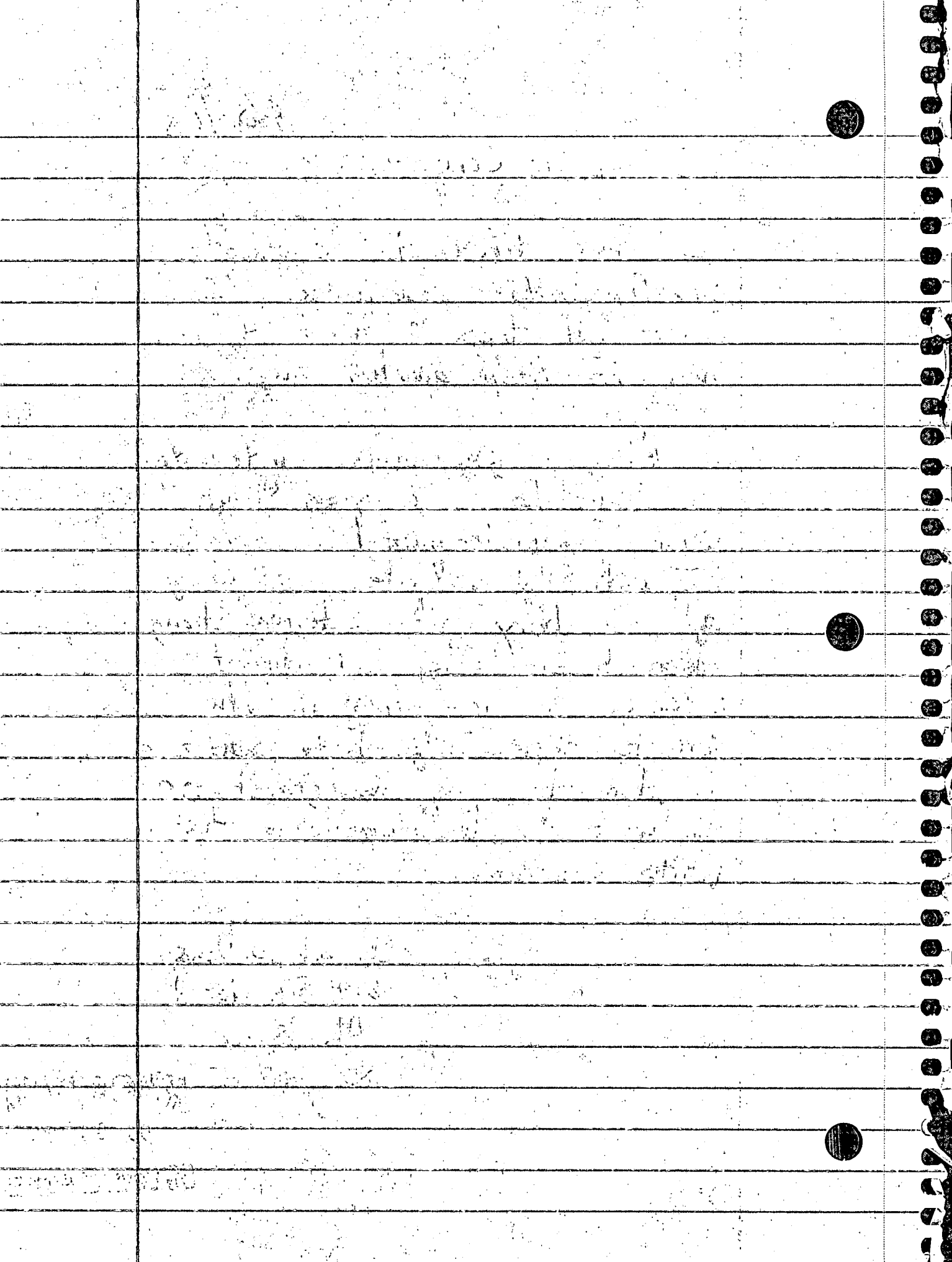
Also, i got more information  
on Judge Early, a young "white"  
citizen again committed a crime.  
"Joseph Palmer" he was charge  
with arm robbery got sentence strong  
robbery 5 years. They had direct  
evidence on him this is the  
inmate that Judge Early sentence  
it's fair to say he give harsher  
punishment to black americans then  
white americans.

Shaunda S. Davis  
664 Schroder Avenue  
Aiken, SC 29801  
803-764-2772

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# Broadwater Law

Thomas D. Broadwater, Sr. Bar # 896

P.O. Box 2708 Aiken, South Carolina 29802

Ph: (678) 230-9663 Fax: (803) 514-2644 Email: wickedcode@aol.com

## Contract For Legal Services

The Undersigned, JAMAQUES SALLEY  
AIKEN, SOUTH CAROLINA, of AIKEN, SOUTH CAROLINA  
hereby contracts to employ Attorney  
Thomas D. Broadwater, Sr. of P.O. Box 2708, Aiken South Carolina 29802, for  
legal representation on criminal charge(s) to ROBBERY & KIDNAPPING  
on Arrest Warrant(s) or Indictment(s): \_\_\_\_\_

The Undersigned hereby agrees to retain the services of Attorney Thomas D.  
Broadwater, Sr. upon the payment of a fee of, TWELVE THOUSAND  
FIVE HUNDRED & 00/100 DOLLARS

(\$ 12,500.00) to be paid by the TENTH day of  
Aug 2013 which is specifically agreed upon by the undersigned  
whether the case(s) noted above end(s) by either dismissal, Acceptance into  
the Pretrial Intervention Program, Nolle Prosequi, Guilty Plea or Jury Trial. A  
non-refundable retainer fee of (\$ 1,300.00)  
must be paid on or before the 10th day of Aug 2013.  
every month  
payment arrangements

Which the undersigned acknowledges has been fully appraised of the terms of  
this contract.

OCT 01 2013

The undersigned agrees that additional expenses, all of which must be paid  
independently contracted for the undersigned, may be necessary upon the  
advice of Attorney Thomas D. Broadwater, Sr., as follows:

- ) Hiring of a Private Investigator for Witness statements, Photography, service of process, and the like.
- ) Hiring of a Psychiatrist or Psychologist for evaluation, testing, and testimony.
- ) Forensics Experts should such be necessary.
- ) Legal Research services for jury charges, legal precedent memorandum.

The undersigned also specifically agrees, that this Contract For Services cannot guarantee any results or outcome on the part of Attorney Thomas D. Broadwater, Sr..

The undersigned also acknowledges and specifically agrees that the fee paid to Attorney Thomas D. Broadwater, Sr. does not include any costs of appeal, production of the trial transcript, transcript of record, or the Appellant's brief of Reply should an appeal be necessary. Should an Appeal be necessary, an ADDITIONAL CONTRACT WILL BE REQUIRED BETWEEN THE UNDERSIGNED

JAMAQUES SALLEY and Attorney Thomas D. Broadwater, Sr. for legal services on such an Appeal.

If the Federal Government undertakes the prosecution of the charges contracted herein, this entire contract is subject to re-negotiation based on the federal charges.

IF ANY CHANGES ARE MADE TO THE CONTRACT, THE CLIENT WILL BE RESPONSIBLE FOR THE ARRANGEMENTS/ CONTRACT-FOR TRIAL ONLY, INCLUDING GUILTY PLEAS. Substantial Non-Compliance with any Terms of payment May Allow Attorney Thomas D. Broadwater to seek permission of the Court to Withdraw as Attorney of Record in this matter.

DATE: Aug. 10, 2013

CLIENT: [Signature] Thomas D. Broadwater

Accepted: Aug. 10, 2013

DATE: Aug. 10, 2013 [Signature]

Thomas D. Broadwater, Sr. S.C. Bar # 0896  
Attorney at Law

9/16/13

To whom it concerns,

Mrs. Lisa Davenport  
is asking for some information  
on Jamaque's Salley. There was  
a trail on May 21, 2013. I want  
the specifics that pertain to Jamaques.  
① The victim Penny Guerriri the  
description she gave of the suspects  
and the description of who tased her.  
It would be greatly appreciated

Thank you  
Shauneta S. Davis

I Shauneta S. Davis  
have contact  
both court reporter  
on this matter waiting  
on a response

To whom it concerns,

Mrs. Brenda W. Sigwald  
I would like some information on  
Jamaque's Salley case. Just things  
pertain to him in the specifics  
I would like.

① The victim, Penny Guerriari the  
description she gave on the suspects  
and the description she gave on who  
tased her.

② Virginia Jackson a witness, the sentences  
when said she seen a Bank of America  
Card and the in the same sentence American  
Express card and she said he worn a  
goat - t.

③ Judge Early, he was gone to allow  
Strong Robbery for Jamaque's Salley the  
state approach the courts made a  
statement "The hands of one is the hands  
for all"

④ Carlos Wilkany, He was ask pvd SC Court of Appeals  
the state promise him any deals he

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reply no.

(4) Detective Savage, He told the courts that tim was sleep it didnt no wat time jamques was home,

It would be greatly appreciate