

8-6-2025

THE HONORABLE PATRICIA A HOWARD  
CLERK OF COURT  
SOUTH CAROLINA SUPREME COURT  
P.O. BOX 11330  
COLUMBIA S.C. 29211

RECEIVED

Aug 15 2025

S.C. SUPREME COURT

How! You doing Mrs Howard could  
you please forward copies of this  
motion to Honorable Judge Brown  
and the 5 panel judges please

THANK YOU!

8-6-2025

ALONZO TARRELL JONES # 70680-053  
F.C.I SCHUYLKILL  
P.O. BOX 759  
MILERSVILLE PA 17954-0759

RECEIVED

Aug 15 2025

S.C. SUPREME COURT

HONORABLE JUDGE D. CRAIG BROWN!

I'm writing you in the matter  
of my case it seems like the  
courts the lawyer the courts gave  
me is trying to cover up what  
I'm trying to explain that the  
state court did not have possession  
of the firearm at the time of the  
indictment or at the time of the  
plea hearing the federal law enforcement  
took control over the weapon. I've  
been stating this over Ron Moak stated  
to you in the hearing on January  
21, 2022 pg. 22 lines 14-19 that the  
city police department didn't have the  
weapon I've ask for the chain of  
custody and still didn't get it so  
can I please have some help in  
this matter please thank you

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

RECEIVED

Aug 15 2025

S.G. SUPREME COURT

ALONZO TARELL JONES  
PETITIONER

v.

APPELLATE CASE NO:  
2022-000158

STATE OF SOUTH CAROLINA  
RESPONDENT

MOTION TO DISMISS

Relief sought:

ALONZO TARELL JONES PETITIONER (HEREINAFTER)  
"JONES", MOVES TO DISMISS THIS ACTION.

Grounds For Relief:

THE GROUNDS FOR THIS MOTION ARE THAT THE  
KERSHAW COUNTY COURTS LACKS SUBJECT  
MATTER JURISDICTION OVER THIS ACTION. IN  
PARTICULAR, THE ACTION SHOULD BE DISMISSED  
BECAUSE THE STATE COURT WHICH FIRST  
TOOK THE SUBJECT-MATTER OF THE LITIGATION  
INTO ITS CONTROL, NAMELY, THE PROPERTY  
PURSUANT TO [DESCRIBE THE CRIM], WAS  
NOT PERMITTED TO EXHAUST ITS REMEDY TO  
ATTAIN WHICH IT ASSUMED CONTROL BEFORE  
THE FEDERAL DISTRICT COURT TOOK IT FOR

ITS PURPOSE. Thus the state court was precluded from exercising its jurisdiction over this cause of action because it surrendered subject-matter jurisdiction when the property was [CUNT] release to the control of the federal district court.

In support of this motion, JONES, Petitioner shows:

1.) THE STATE COURT LACK SUBJECT MATTER JURISDICTION OF THIS CASE, BECAUSE THE STATE COURT OF SOUTH CAROLINA HAD PRIOR EXCLUSIVE JURISDICTION OVER THE [CUNT], WHEN THE FEDERAL COURT SUPERSEDED THE STATE COURT JURISDICTION IN THIS SIMILAR AND SUBSTANTIAL CAUSE OF ACTION.

2.) HOWEVER, AS THE ATTACHED MEMORANDUM OF POINTS AND AUTHORITIES MORE FULLY EXPLAINS, "THE LAW IS ESTABLISHED IN BOTH CIVIL AND CRIMINAL CASE THAT WHERE A STATE COURT AND A COURT OF THE UNITED STATES MAY EACH TAKE JURISDICTION, THE COURT WHICH FIRST TAKES JURISDICTION HOLDS IT TO THE EXCLUSION OF THE OTHER.

3.) AS THE MEMORANDUM OF POINTS AND AUTHORITIES ALSO EXPLAIN THERE IS NO OTHER POSSIBLE BASIS FOR THIS ACTION.

RECEIVED

Aug 15 2025

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

S.C. SUPREME COURT

ALONZO TARELL JONES  
PETITIONER

v.

APPELLATE CASE NO:  
2022-000158

STATE OF SOUTH CAROLINA  
RESPONDENT

MEMORANDUM OF LAW  
IN SUPPORT OF

NEW P.C.R. HEARING  
AND REVERSE CONVICTION  
AND SENTENCES FOR A  
NEW TRIAL.

HONORABLE JUDGE: D CRAIG BROWN.

Introduction:

ALONZO TARELL JONES (HEREINAFTER) "JONES"  
MOVES THIS COURT GRANT A NEW P.C.R.  
HEARING AND REVERSE CONVICTION AND  
SENTENCES FOR A NEW TRIAL. THE  
COURT LACKS SUBJECT MATTER JURISDICTION  
OVER THE [CRIM] WHICH IS THE CAUSE  
OF THE ACTION SUB JUDICE, BECAUSE THE  
STATE HAD SUBJECT MATTER OVER THE  
[CRIM]. THE FEDERAL COURT SUPERSEDED THE  
STATE COURT JURISDICTION IN A SEPARATE  
PROCEEDING, THERE BY IMPAIRING OR DEFENDING  
BY ENJOINING THE STATE COURT PRIOR  
EXCLUSIVE JURISDICTION IN THE  
STATE COURT CRIMINAL CASE.

(1)

ON April 8, 2014 Petitioner Application  
For Post Conviction Relief pg. 1-3 line  
11 stating that there was no  
evidence that ATF took possession  
of the evidence.

### Argument:

Petitioner contends that this action  
must be dismissed under the prior  
exclusive jurisdiction doctrine because  
the state court of South Carolina  
first obtained prior exclusive  
jurisdiction over the [GWL].

EX(A) Petitioner Arrest Warrant Dated  
August 13, 2002 For Felony In Possession  
of a Firearm. EX(B) A copy of the ATF  
Agent Rachel on January 7, 2013 taken  
possession of the weapon from Camden  
Police Department EX(C) IS Petitioner's  
True Bill Judgment from the court  
of General Sessions February Term  
2013 for unlawful carrying of a pistol  
after ATF took possession of the  
pistol. EX(D) Guilty Plea of the Petitioner  
on April 9, 2013 after the ATF took  
possession of the [Pistol] EX(E) IS  
Petitioner Presentence Report  
stating the facts when Agent  
Rachel took possession of the [GWL]  
from Camden Police Department

IN HIS REPORT CASE # 3:13-cr-00967-TLW  
FOR PETITIONER FEDERAL CASE 2X(F) IS  
COURT OF COMMON PLEAS CROSS EXAMINATION  
OF RONALD MOAK PG 22 LINES 1-25  
MR MOAK CLEARLY STATED THAT HE CALLED  
OVER TO THE CAMDEN CITY POLICE  
DEPARTMENT AND ASKED THEM IF  
THE GUN WAS STILL IN EVIDENCE AND  
THEY STATED THAT THE GUN WAS  
HANDLED OVER TO THE ATF BEFORE  
THE STATE INDICTMENT AND GUILTY  
PLEA THAT WAS THE PURPOSE OF THE  
P.C.R. HEARING. IN PETITIONER APPLICATION  
FOR POST CONVICTION RELIEF PG 1-3 LINES  
11 STATING THE ATF TOOK POSSESSION  
OF THE EVIDENCE.

### CONCLUSION:

FOR ALL THE REASON STATED  
ABOVE AND ALL THE PAPER WORK  
AND EXHIBITS ATTACHED THIS COURT  
SHOULD GRANT PETITIONERS MOTION  
BECAUSE THE STATE DIDN'T HAVE  
THE [GUN] TO INDICT OR PROSECUTE

## RELEVANT BACKGROUND:

ON AUGUST 13, 2012 PETITIONER WAS ARRESTED FOR FELONY IN POSSESSION OF A FIREARM BY CAMDEN CITY POLICE DEPARTMENT. ON JANUARY 7, 2013 ATF SPECIAL AGENT JESSE LEE RATHEL TOOK POSSESSION OF THE PISTOL DESCRIBED AS SMITH AND WESSON BODY GUARD 380 (SERIAL # EAL 7965) WITH ONE MAGAZINE.

ON FEBRUARY TERM 2013 PETITIONER WAS INDICTED FOR UNLAWFUL CARRYING OF A PISTOL S.C. CODE 16-23-0500(B).

ON MARCH 6, 2013 SUMMARY OF EVENTS AGENT RATHEL TALKED WITH CAMDEN POLICE DEPARTMENT (CPD) INM. D. BURRIS ABOUT PETITIONER INTERVIEW AND CAPTAIN FRASIER ABOUT PETITIONER MIRANDA WAIVER.

ON APRIL 9, 2013 PETITIONER PLEAD GUILTY IN THE STATE OF SOUTH CAROLINA COUNTY OF Kershaw CASE # 2013-GS-28-0083  
2013-GS-28-0334

IN JULY OF 2011 PETITIONER PRESENTS REPORT FROM FEDERAL CASE # 3:13-cr-00967 TRYING STATING THE FACTS ON HOW THAT ATF SPECIAL AGENT JESSE LEE RATHEL TOOK POSSESSION OF THE FIREARM.

#70680-033

ALBERTO TARCII JONES

F.C.I SCHUYLKILL

P.O. BOX 759

MINERSVILLE PA 17954

0759

CC. HONORABLE FEDERAL JUDGE

TERRY L. WOOTEH

901 RICHLAND ST.

COLUMBIA SC 29201

CASE # 3:13-CR-00967-TLW

8-6-2025