

RECEIVED

SEP 03 2025

SC Court of Appeals

She response was that it was going to be good on my behalf. I asked her to hold as I researched what's a Anders Brier and I asked her what would she do such a thing without my consent. Her response was as a SC lawyer she doesn't have to explain anything to me the courts will handle it from here on and the call was ended.

Which led me to search for a new attorney. So I called Elizabeth Franklin attorney office and spoke to her paralegal M.S. Londonna who informed me that after a Anders Brier has been turned in its nothing they could do but I have a certain amount of time to file a pro se brier so I ~~turned~~ turned in a pro se brier on my behalf.

After receiving the Anders Brier I looked over what Ms. Saxon put into the Anders. And there is a condition that her discretion can be exercised due to my rights under the Sixth Amendment of appellate counsel, regardless of unforeseeable requirements derived from unfair support in prior trial proceedings.

This provides, that a criminal defendant Sixth Amendment right to Counsel attaches after Judicial Proceedings have been initiated against him and that right applies at all critical stages. Counsel is required in the hiatus between the termination of trial and the beginning of an appeal. The appellate attorney is legal by discretion to argue the grounds of actual innocence. Because of testimonies of a state witness Timothy Nafziger Jr. who works for Greenville County Department of Public Safety Forensic Division in the DNA laboratory APP. p 288 lines 7-14.

However with respect to the DNA evidence of Kerolos Mina Zaky and David Christopher Bernard Maslej, Timothy Nafziger Jr. with respect testified to a limited data for the minor contributor. There is no statistical support for a match between items 8-A and 9-A APP. p 247 lines 7-14. Furthermore the trial records substance that my DNA was not present on Mr. Zaky's fingernail clippings see APP. p 247 lines 15-18.

Furthermore it is not clear to the
clear to the reason of why was a
Anders Brier filed on my behalf when
Jessica M Saxon as my court appointed
appellate lawyer submitted in her Anders
Brier before South Carolina Court of
Appeals that a denial of the direct verdict
of acquittal of murder see page 7 of
Anders Brier on appellate. Appellant case
No. 2024-001102 my acquittal of murder
deletes the charges for the Attempted
Armed Robbery and Conspiracy with
respect to Probable cause.

I learned to seek reopening after reading
over my Amendments and the law of SC.

I declare under penalty of perjury that
the foregoing statement is true and
correct to the best of my own personal
knowledge. Executed August 2~~8~~ 2025 at
Turbeville Correctional Institution,
Clarendon County SC.

David Christopher Bernard Mosley

Respectfully

Deceleration of David Christopher Bernard Mosley.

I, David Christopher Bernard Mosley hereby declare and state I was born on May 4th 2004, I currently reside at Furbeville Correctional Institution, Clarendon County SC, I make a declaration and pray that the Court of Appeals dismiss the Anders Brief regarding my direct appeal in cause of Ineffective Assistance Counsel.

November 11th 2024 I received a letter from Jessica M Saxon informing me that she was assigned to represent me as my Appellate lawyer on my direct appeal by Indigent Defense.

2 to 3 days prior I called Ms. Saxon and she informed me that my first extension date was coming up and that she would have to ask for more time due to other cases and to call back in a couple of weeks she would be done reading over the records/transcript.

4 weeks prior I called Ms. Saxon she told me that I have a good case. Because of the fact I've been incarcerated since 15 years old being found not guilty of Murder, the trial court dropped the possession of weapon charge the second day of the trial, the original charge Armed Robbery being dismissed a month before trial and replaced with Attempted Armed Robbery indicted on both and being found guilty of Attempted Armed Robbery, being found guilty of the conspiracy and being denied of the motion to a direct verdict. She stated the case was double jeopardy and she was astonished after reading the proceedings she's never had a case like this. She told me to give her a couple weeks to write the Appeal brief and give her a call back.

Approximately 5 weeks later Ms. Saxon informed me that she wrote a Anders Brief to the courts. I asked her what is a Anders Brief and why didn't I get read over it before she sent it off.

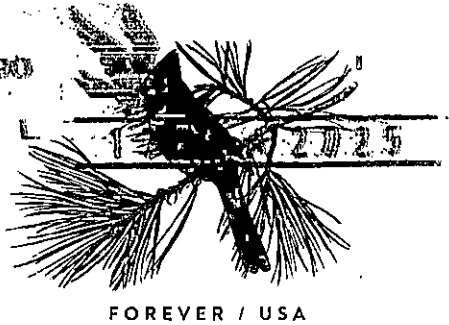
David C. Mosley, 344 252 TB 271
Turbeville Correctional Institution
1578 Clarence Collier Hwy
Turbeville, SC 29162

COLUMBIA SC 290

RECEIVED
SEP 08 2025

SEP 08 2025

SC Court of Appeals



RECEIVED

AUG 28 2025

MAILROOM
TURBEVILLE CI

South Carolina Courts of Appeals
1220 Senate St,
Columbia, SC 29201

RECEIVED

SEP 02 2025

SOUTH CAROLINA
COURT ADMINISTRATION

29201-376999

