

Ben Robert Stewart, 223006
100-200 Prison Road
Enoree, S.C, 29335

U.S. Dist. Court
York County Clerk
York Solicitor
Attorney General. S.C.
Senator

RECEIVED

APR 21 2026

SC Court of Appeals

April 16, 2026

South Carolina Attorney General's office
Zachary W. Jones AAG,
P.O. Box 11629
Columbia, S.C, 29211

Re: Complaint to Release Me (Ben Robert Stewart v. S.C.,)
due to unreasonable seizure; unlawful consent; due process of laws;
equal protection of the laws; re; 17-30-10 et seq; 18 USC § 2510
et seq; (2025-CP-46-04348) PCR (2013-CP-46-03731) PCR

Dear Attorney Jones;

- 1 I am Ben Robert Stewart, a victim of a false arrest, and under an procedure pursuant to S.C. Code 17-30-10 et seq; and 18 USC 2510 et seq; namely; "oral interception", (including infringing patent)).
- 2 Because I am unlawfully imprisoned, the consent given for said procedure is indeed unlawful also:
- 3 However, because the equipment is able to fact find or see If I'm guilty, and proved that I am indeed innocent e.g.,

(I did not give Dontavious Mack a gun for a robbery that killed the victim Mr. Marshall see:)

4. Including the fact that I was transferred; booked, tried and convicted without an warrant pursuant to S.C.R. Crim Pro, Rules 1 and Rules 2 and the circuit court did not have jurisdiction for my case or me, I should be released from custody.

5. See Ben Robert Stewart III 223006 v. Special Agent In Charge of South Carolina, Steven J. Gensen, Government Informant James Blakney, P:25-13126 JFA-SVH) stating that: "18 USC § 2510(5) is being used in S.C.D.C. and Nine victims and witnesses including Stewart is reporting that they are being sexually harassed, spoken to and even paid Money to Kill Stewart and they feel unsafe, under the imminent danger standard under 28 USC § 1915 () without any strikes against me.

Applicable Legal Standards

6, see; *Hambert v. Mayor and City Council of Baltimore City*, 866 F.3d 546 (4th Cir 2017) ("officers lacked probable cause to make arrest independent of invalid arrest warrant; legal process instituted against arrestee, and his resulting pretrial detention, were unsupported by probable cause"); also see; *Sutton v. Sutton*, (2009 WL 10710728 U.S.D.S.C. Sep. 21, 2009) (defendant asserts that Mr. Woods work may assist in exonerating Defendant by proving that the recorded statements were made in Defendant's presence or under circumstances where Plaintiff had no expectation of privacy citing 18 USCA § 2510 et seq; 17-30-10 et seq;)), and Rule 407 SCACR Rule of Prof Conduct Rule 3.8 (h) provides: "When a prosecutor knows of clear and convincing evidence or information establishing that a defendant in the prosecutor's jurisdiction was convicted of an offense that the defendant did not commit, the prosecutor shall make reasonable efforts to seek to remedy the conviction" ...

Applicable Judicial Proceedings

1. Ben Robert Stewart, v. State of South Carolina,
2007-GS-46-02526; 2007-GS-46-02528; 2007-GS-46-
02530; 2007-GS-46-02531; 2007-GS-46-02532; 2007-GS-
46-02535; sealed notice Nov. 2025 violation of Rule 407
SCACR Rule of Prof Conduct Rule 3.8.(a),
2. Ben Robert Stewart v. State of S.C., 2013-CP-46-03731(PCR))
3. Ben Robert Stewart v. State of S.C., 2025-CP-46-04348(PCR))
4. Ben Robert Stewart v. Warden of Tyger River Correctional Inst.
1:25-CV-02909 U.S.D.S.C.) 28. USCA § 2254 citing 3.8.(a))
5. Ben Robert Stewart v. State of South Carolina, S.C. D.C,
and Warden of Tyger River Correctional Inst. 1:26-CV-1352
U.S.D.S.C.) 28 USCA § 2241; citing Hambert v. Mayor and
city Council of Baltimore City, 866 F.3d 546 (4th Cir 2017) third and
fourth prong;))

Due to a false arrest I should be released.

Sworn before me APR 16
Paul Owen

Commission expires May 24, 2025

4 of 4

Respectfully Submitted
Ben Robert Stewart
Ben Robert Stewart 223006
100-200 Prison Rd
Enoree, S.C., 29335

Ben Robert Stewart #223006
10220 Prison Road
Enoree, S.C., 29335

GREENVILLE SC 29629

18 APR 2026 AM 3:4



US POSTAGE TM PITNEY BOWES



ZIP 29335 \$ 000.74⁰
02 4W
0000373866 APR 16. 2026

RECEIVED

APR 16 2026

TYGER RIVER MAILROOM

South Carolina Attorney General's
office

P.O. Box 11629

Columbia, S.C., 29211

RECEIVED

APR 21 2026

SC Court of Appeals

29211-162929

