

Tyler Bryant Brown
The State of SC

Motion for a direct appeal
for case #2026-000808

Craig Ninja Antonio Brewton

This is a motion for a direct appeal for case number #2026-000808 in the General Sessions court of Spartanburg Co. South Carolina. I wasn't under arrest when I ran or I wasn't breaking the law before I ran from Dep Matthew C Smith. The search & seizure (S&S) was illegal also being unlawful & Judge Keith R Kelly erred in not granting or allowing my motion to suppress evidence as fruits of a poisonous tree doc. The judge violated my rights not allowing my witnesses to speak in front of the jury & allowed prejudice by the government by Judge Mark Hayes II telling my lawyer an public defender not to represent me violating my 6th amendment rights to counsel & defense. Judge Hayes has conspired to use excessive force on a African American & came between the relationship between the criminal an the lawyers showing prejudice & bias to my case. The judge allowed Dep Christopher Rojas to steal money from a closed safe & destroy a phone in evidence by purposely stabbing the battery causing misconduct of obstruction of exculpatory evidence & obstruction of justice. My due process also has been violated by the State using excessive force & destruction of evidence. There was no probable cause that the suspect Marcus Barlow was on the scene to search with only a arrest warrant at hand.

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SC Court of Appeals

Craig Ninja Antonio Brewton 6/3/26

This is the appeal for case # 2022CP4204835 to a civil forfeiture that occurred on 9/19/22 where I was illegally arrested. When I ran I was not under arrest or not arrested for a crime, I was illegally arrested because they only had a arrest warrant for another person named Marcus Barlow. The Dep. Matthew C Smith injured me first violating my rights then after seeing that I was injured after the seizure he got a search warrant & found drugs in the suspects empty home with some of my things that I couldn't run with. I was seized when the deputies blocked the car I drove from the back & blocked off the driveway illegally an unlawfully seizing the suspects home without probable cause of seeing the suspect Mr Barlow. The probable cause tickets of my arrest have been expunged & dismissed but, the Judge ordered a direct indictment that was brought back up, the resisting arrest causing double jeopardy. No drugs was found on me or in my safe. I saved up my money from my unemployment benefits, babysitting, lawncare maintenance, & tax refunds with stimulus checks. I save up old collectable bills 100's & 50's saved over the years. The prosecutor did not bring the collectable bills being my life savings to the civil or criminal trial but put the collectable bills account without BWC of the S&S destroying the safe & the funds into an search. The first problem is that Barry J Barnette never produced my old collectable bills as evidence because of the money not being held as evidence for trial. The money is favorable to me & to my criminal case & civil case. I had substantial rights violated of the Def (me) resulting in actual prejudice surprising the Def at court for a supposed motion, then forced a trial when I was telling the Judge that I was in need of counsel, because of my mental health issues & my rights being violated. Derham Cole Jr hindered my ability to prepare for my defense after being told that I had a mental disability, brain injury, & needed a counsel objecting to his motion for a civil forfeiture. The Judge allowed Christopher Rojas testimony without allowing me to put his statement in evidence even after his misconduct fabricating the supplemental report that Barlow fled the scene with Brewton detained, & that he purposely destroyed a phone in evidence by stabbing the battery destroying the evidence that was exculpatory evidence being that the phone would show my involvement into drug activity & proof of pictures of my money an the pictures of my jobs done. Dep. Rojas actions has caused affirmative misconduct, official misconduct, serious & willful misconduct. Dep Rojas didn't have BWC on 5 minutes before the search or neither 5 minutes after the search to show destruction of the home, & stealing of the funds from a locked safe. All of the Dep(s) besides Matthew C Smith violated section code § 23-1-240 not wearing any BWC violates policies & procedures of a person whose property has been seized or damaged in relation to, or is otherwise involved with a crime to which the recording is related is a Due process violation with bad faith. The Judge didn't allow the proof of the expunged probable cause charges on the dep. report. The Judge didn't allow me to put evidence in of my mental health disability & health disability with picture proof. I also wasn't allowed to put in evidence of the misconduct of the judge conspiring with lawyers telling them not to represent me. There is prosecutorial misconduct allowing C Rojas to steal & destroy exculpatory evidence. I was also interrupted & my microphone was cut off by the dep(s) one being Dep. Irby when I told them I wanted legal counsel & a lawyer that was ignored by the Judge. I told the Judge in my testimony that I needed counsel & that my rights was being violated by the Judge allowing the trial instead of just a motion. The Judge also didn't allow my motions pages 1 of 4 - 4 of 4. I need a jury trial requested. The Judge also the motion hearing not a trial. At trial the State showed misconduct of obstruction of Justice, Obstruction of evidence, & tampering with a witness for trial. The state

(Brewton 2)
failed to establish probable cause that the money proceeds are traceable to illegal drug transactions. Being that the probable cause charges was dismissed & expunged with proof, the State does not have a probable cause ticket for resisting arrest to make this arrest & sentence lawful or valid. The charges should have been dismissed & the evidence should have been suppressed as fruits of a poisonous tree from a illegal search & seizure. There was not a drug dog present during the search & seizure to hit on the safe or the money to say that the proceeds was involved with drug activities. The Dep(s) asked me to search me & the home an I said no I Don't Consent to the search. The Dep(s) knew I wasn't the suspect on the arrest warrant because I told them, they had pictures of both of Brewton an Barlow, & they saw my tatoo as proof of who I was. The Judge Kelly should have granted my motion of suppression & shouldn't allowed the misconduct of the prosecutor Tyler Bryant Brown. Judge Kelly should of allowed my witnesses to speak on my behalf in front of the jury instead of in a private profer meeting to speak on being witnesses of my character, witness of income of job proof, & witness of Tyler Bryant Brown's misconduct tampering with witness (Annetta Brewton) allowed by the judge an also having knowledge of Judge Mark Hayes conspiring with my lawyer & public defender telling them not to represent me violating my 6th amendment rights of the Const. The dep(s) of Spartanburg County Det. Center also have violated my Due process using ECF on a pretrial detainee by tazing me 2 times in a shower while wet & tazed while in handcuffs after my bond was revoked 2/8/24 in front of Judge Cole. There is a conflict of interest with Judge Derham Cole Jr denying my evidence & allowing the misconduct of damaged & stolen evidence without BWC an being the son of the Judge that allowed me to get ruffed up by Dep. Shelton in his courtroom then retired. I ran because I feared for my life when the dep(s) reached for their guns while I was by myself unarmed, black, & seized denying the dep(s) consent to search.

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JUN 08 2026

SC Court of Appeals

Craig Ninja Antonio [Signature] 6/1/26

(DA1 of 2)

Direct Appeal

This is the Direct Appeal for case #2022-CP-42-04835 to a civil forfeiture that occurred on 9/19/22 where I was illegally arrested. When I ran I wasn't under arrest or not arrested for a crime, I was illegally arrested because they only had a arrest warrant for another person named Marcus Barlow. The Dep. Matthew C Smith injured me first violating my rights then after seeing that I was injured after the seizure he got a search warrant & found drugs in the suspects empty home with some of my things that I couldn't run with. I was seized when the Dep(s) blocked the car I drove from the back & blocked off the driveway completely illegally an unlawfully seizing the suspects home without probable cause of seeing the suspect Mr Barlow. The probable cause tickets of my arrest have been expunged & dismissed but, the Judge ordered a direct indictment that was brought back up, the resisting arrest causing double jeopardy. No drugs was found on me or in my safe, I saved up my money from my unemployment benefits, babysitting, lawncare maintenance, & tax refunds with stimulus checks. I save up old collectable bills 100's & 50's saved up over the years. The prosecutor didn't bring the collectable bills being my life savings to the civil or criminal trial but put the funds into an account without BWC of the search & Seizure(S&S) destroying the safe & the house floors an walls during the search. The first problem is that Barry J Barnette never produced my old collectable old bills as evidence because of the money not being held as evidence for trial. The money is favorable evidence to me & to my criminal case & civil case. I had substantial rights violated of the Def. (Me) resulting in actual prejudice surprising the Def. at court for a supposed motion, then forced a trial when I was telling the Judge that I was in need of counsel because of my mental health issues & my rights being violated. Trial court Judge Derham Cole Jr (2789) hindered my ability to prepare for my defense after being told that I had a mental disability, brain injury, & needed a counsel objecting to his motion for a civil forfeiture. The judge allowed Christopher Rojas testimony without allowing me to put his statement in evidence even after his misconduct fabricating the supplemental report that Barlow fled the scene with Brewton detained, & that he purposely destroyed a phone in evidence by stabbing the battery destroying the evidence that was exculpatory evidence being that the phone would of shown my involvement into drug activity & proof of pictures of my money an the pictures of my jobs worked & done. Dep. Rojas actions has caused affirmative misconduct, empl- Dep Rojas didn't have BWC on 5 minutes before the search or neither 5 minutes after the search to show the destruction of the safe, destruction of the home, & stealing of the funds from a locked an closed safe. All of the Dep(s) besides Matthew C Smith violated section code §23-1-240 not wearing any BWC violates policies & procedures of a person whose property has been seized or damaged in relation to, or is otherwise involved with a crime to which the recording is related is a Due process violation with a crime to which didn't allow me to put evidence of the misconduct with Bad Faith. The Judge with lawyers telling them not to represent me. There is prosecutorial misconduct allowing C Rojas to steal & destroy exculpatory evidence. The Judge didn't allow the proof of the expunged probable cause charges. The Judge didn't for incident 22090924. The Judge didn't allow me to put my affidavit of proof of funds & income (Evidence 2). The Judge didn't allow me to put in evidence

(DA 2042)

of my mental health disability & health disability with picture proof. I was also interrupted & my microphone was cut off by the Dep(s) one being Dep. Irby when I told them I wanted legal counsel & a lawyer that was ignored by the Judge. I told the Judge in my testimony that I needed counsel & that my rights was violated by the Judge allowing the trial instead of just a motion. The judge also didn't allow my motions pages 1 of 4 - 4 of 4. I need a jury trial requested. I'm also sending "1" the motion hearing not a trial. At trial the state showed misconduct of obstruction of justice, obstruction of evidence, & tampering with a witness for trial. The State failed to establish probable cause that the money proceeds are traceable to illegal drug transactions. Being that the probable cause charges was dismissed & expunged with proof, the State doesn't have a probable cause ticket for resisting arrest to make the arrest & sentence lawful or valid. The charges should have been all dismissed & the evidence should've been suppressed at trial with the fruits of a poisonous tree motion at the criminal & civil trial from the illegal S&S. There wasn't a drug dog present during the illegal S&S to hit on the safe or the money to say that the proceeds was involved with drug activities. The Dep(s) asked me to search me & the home an I said no I Don't consent to the search. The Dep(s) knew I wasn't the suspect on the arrest warrant because I told them, they had pictures of both of Brewton & Barlow to see the difference, & they saw my tattoo as proof of who I was. The Judge should've granted my motion of suppression & shouldn't allowed the misconduct of the prosecutor Tyler Bryant Brown. Judge Kelly should of allowed my witnesses to speak on my behalf in front of the jury instead of a private profer meeting to speak on being witnesses of my character, witness of income of job proof, & witness of Tyler Bryant Brown (178316) misconduct tampering with my witness (Annetta Brewton) allowed by the Judge Kelly an also having knowledge of Judge Mark Hayes II conspiring with my lawyer & public defender telling them not not to represent me violating my 6th amendment rights of the Const. The Dep(s) of Spartanburg Co. Det. Center also have violated my Due process using ECF on a pretrial detainee by tazing me twice in the shower while wet & also tazed while in handcuffs defenseless after my bond was revoked 2/8/24 in front of Judge Derham Cole. There's a conflict of interest with Judge Derham Cole Jr denying my evidence & allowing the misconduct of damaged & stolen evidence without BWC an being the son of the Judge that allowed me to get ruffed up by Dep. Shelton in his courtroom then retired. I ran because I feared for my life when the Dep(s) reached for their guns while I was by myself unarmed, black, & seized denying the Dep(s) consent to search.

Craig Kings Antonio Brewton 6/1/26

Craig Ninja Antonio Brewton #400562
Kirkland CI
4344 Broad River Road
Columbia, SC 29210

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SC Court of Appeals
South Carolina Court of Appeals
Jenny Abbott Kitchings, clerk
Post Office Box 11629
Columbia, South Carolina 29211

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Kirkland R&E Center
Mailroom

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