

IN THE STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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May 21 2026

SC Court of Appeals

APPEAL FROM GREENVILLE COUNTY

Court of Common Pleas

Perry H. Gravely, Circuit Court Judge

Khalil Ibn-Thorpe,

Appellant

v.

State of S.C. Greenville

Respondents

APPELLANT'S REPLY BRIEF

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SWORN AFFIDAVIT OF APPELLANT

Attached.

STATEMENT OF ISSUES ON APPEAL

1. Denied Counsel ; 2. Involuntary Plea ;
3. Illegal Search and Seizure ; 4. Improper
Court room for Hearing with no recording ability ;
5. Discrimination ; 6. Lack of Evidence
and ; 7. Equal Treatment of Laws and practice
Denied.

STATEMENT OF THE CASE

On June 27, 2024, Appellant agreed to pay the fine for four (4) tickets of Animal cruelty. Appellant did not appear before a magistrate judge, Appellant did not have an Attorney from the public Defender Office appear on his behalf as He was promised by the Head Attorney. Appellant did not have a guilty plea hearing where his rights were read to him, Appellant could not object cause there was no one to object to, Appellant never entered the court room; Appellant was approached and coerced to pay the ticket by Greenville County Sheriffs. See Appellant's Sworn Affidavit

The Magistrate Alleges to have Ordered Counsel to be relieved, this is in violation of Court Rule 602 where Appellant was clearly prejudiced being that there was no copy or notice of this decision served on Appellant. Further, review of the Order shows that the Order is void of a date and has no stamp showing it was filed, Appellant went to the court of General Sessions Clerks office and the Clerk of Summary Court and no Order is on file. See Affidavit of Appellant

Respondents allege that Appellant failed to preserve his issues raised on Appeal, Equal treatment of Laws and practice is the fundamental of Due Process under the 4th, 5th and 14th Amendment of U.S and S.C constitution which Appellant has constantly raised denial of his right to be informed of the rights he would relinquish by paying the fine. Appellant was never informed of his rights by the Judge whom Appellant did not see, nor by any officer or clerk.

Every claim or case Respondents use about preserving the record for appeal on the magistrate hearing deal with a case before a magistrate judge in a court room setting, Appellant was never afforded this opportunity to go into the court room or have the judge come outside the court room to give him a proper notice of his rights.

Appellant has raised every issue on Appeal before every hearing held, however some of Appellant's arguments and Issues was cut short during circuit court hearing Illegal Search and Seizure, where Affidavit for search warrant filled with false allegations. see Appellant Sworn Affidavit.

In this case it is clear that there is a different version of essential Facts that would make clear whether or not Appellant was read his rights in a court room or court House. The Magistrate court claim its Audio is faulty, However the court House and court room is full of cameras. Hence where is the camera Footage.

ARGUMENT AND CONCLUSION

Appellant pray this Honorable court Reverse this case and dismiss it with Prejudice. Appellant argues that He will not receive justice in this case if reversed and remanded for a new Trial, sending the case back would subject Appellant to an unconstitutional or irredeemably unfair Trial.

If this court does not find Appellants Affidavit and statement substantial enough, Appellant pleads to the court For the Order of the Camera footage of the magistrate court house on June 27th, 2024, and after reviewing make a decision. There should be no problem with the camera footage.

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APPEAL FROM GREENVILLE COUNTY
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Perry H. Gravely, Circuit Court Judge

C.A. No. 2024-CP-23-04179

APPELLATE CASE No. 2025-002531

Khalil Ibn-Thorpe

Appellant

v.

The State of South Carolina
Respondents

APPELLANT SWORN AFFIDAVIT

The undersigned, Khalif An-Thope, being duly sworn, hereby deposes and says:

1. I am over the age of 18 and am a resident of the State of South Carolina. I have personal knowledge of the facts herein and, if called as a witness could testify completely thereto.
2. I suffer no legal disabilities and have personal knowledge of the facts set forth below.
3. That on or about June 19, 2024 I did meet with Court appointed Counsel Parker McClain and her Investigator, that at no time what so ever did I voice a desire to represent myself in any case.
4. That on or about June 19, 2024 I was told by Counsel Parker McClain that she did not want to represent me and for this reason I went to the Office of the Head of Public Defenders and Informed her of Counsel McClain's decision. I was then informed by the Head of the Public Defenders that there would be an attorney present at the hearing to represent me on 6-27-2024;

5. That on or about 6-27-2024 I did go to North Greenville Summary Court and once I entered the Court House there was no Public Defender or other Attorney present to represent me, In fact, there was a Large presence of Greenville County sheriff and/or Animal control;
6. That on or about 6-27-24, while I was in the court house not a court room, I was approached by Greenville county sheriffs, who did approach me attempting to discuss the cases, I notified them that they have no right to talk to me they need to talk to my Attorney, at that point the officer(s) stated my Attorney would not be coming, that I have to represent myself;
7. That on or about 6-27-24, while I was in the court House stated above, no Attorney, showed up on my behalf, none of my rights were read to me, no questions were asked to me about relenquishing my right to counsel nor me representing myself, and in fact, I did not enter the court room I went to a window that I was directed to where a payment was taken and a plan written for payments, I never signed or agreed to relenquesh any of my rights.

8. I signed the payment plan to receive my puppies and out of Fear of being bamboozled by these officer's and the court being that I, had no Attorney even though I was promised that an Attorney would be there from the Public Defender Office, had I been instructed of my rights I would not have signed that payment plan nor would I have made a payment or agreed to it;

7. That I have never been charged nor convicted of cruelty to an animal violations in 2002 or any time prior to 2024, as the state allege wrongfully, in their search warrant;

8. That there has never been a positive Rabies test on any dog housed at 131 white circle, Greenville SC, 29611 in 2021 or any other year, as the state wrongfully alleges in their search warrant;

9. That in an attempt to view all and any motions and orders concerning removal of counsel, in the magistrate case, I did go on or about 7-25-24 to Greenville County Circuit Court House as well as contacted North Greenville Magistrate court, and there was no order in the record removing nor relieving counsel;

Dated this 21st day of May 2026.

Khalil Ibn Thorpe

Affiant

Khalil Ibn-Thorpe

State of South Carolina

County of Greenville

Subscribed and sworn to, or affirmed, before me
on this 21 day of May

2026 by Affiant Khalil Ibn Thorpe

Cindy N. Scott-Durham

Signature of Notary Public

2/23/2031

My Commission Expires

