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South Carolina Court of Appeals

SC Court of Appeals

The State of South Carolina

v
Craig Ninja Antonio Brewton

Motion to dismiss case & charges

pursuant to Federal & SC Rules of Evidence

Rule 609(a)(1) & (a)(2), 609(e), & Rule 404

(a) & (b), 28 U.S.C.A. suppressing illegally
obtained evidence & impeachment of evidenceThis is a motion pursuant to Federal Rule 609(a),
& SC Rules of Evidence 609(a), 609(e), 404(a), & 404(b) attacking Sheriff Chuck Wright's witness

character for truthfulness by evidence of a criminal conviction from dishonesty on false statements in the Deputy Reports, affidavits, & search warrants committing acts of perjury causing a prejudicial effect to the accused using impeachment of illegally obtained evidence violative of the accused 4th & 14th amend(s). Sheriff Chuck Wright's character evidence is not admissible to prove conduct, exception, other crimes of character evidence generally, other crimes, wrongs, or Acts. The evidence used against Mr Brewton applying Rule 403 with the exclusion of relevant evidence on the grounds of prejudice, confusion, & waste of time having Mr Brewton locked up. This case shows bad act money schemes stealing money from Mr Brewton & from Spartanburg County on their bank accounts by Sheriff Chuck Wright. There was unfair prejudice in the General Sessions trial in Spartanburg County against Mr Brewton. The evidence used in Mr Brewton's criminal conviction lacks credibility & is extremely prejudicial without BWC evidence/footage of the Search & Seizure (S&S) of the start time & end time of the unlawful S&S where property was stolen from a closed safe being favorable exculpatory evidence, ^{with} a cell phone destroyed in evidence, & with missing collectable money. With this case is 100% proof & evidence of clear errors of the law that can overturn the prior conviction record & a abuse of discretion in Spartanburg Co. Courts denying Mr Brewton his entitled & requested evidentiary hearing for suppression of illegally obtained evidence violative of his 4th & 14th amend(s) applying the exclusionary rule as fruits of poisonous tree, with also a Franks hearing, & brady violations an needed sanctions requested as a

403 & Rule 403

filed pretrial motions on file. There is fraud upon the courts with the perjured testimonies at trial, fabricated affidavits, fabricated Deputy Reports, & Search warrant causing a unfair use of power to cheat Mr Brewton out of his entitled pretrial motion for suppression as fruits of a poisonous tree on the record during trial. There was jurisdictional errors caused by the decision-makers exceeding their powers abusing the use of the direct indictment without probable cause, abusing the use of a dismissed probable cause charge (resisting arrest) at the bond revocation illegally arresting Mr Brewton making mistakes in the courts complying with the rules on steps in the legal process to the filed pretrial motions seen in evidence "PTM" & "PTM" 2. These mistakes & errors caused a reversible error that affected the PL's substantive/substantial rights & caused his substantive/substantial rights to be violated effecting the outcome of the cases. The prejudicial errors in Mr Brewton's criminal case on conviction has caused damage or detriment to the Defs legal rights & claims. The Spartanburg County (SCo.) court of General Sessions abused its discretion admitting evidence violative of his 4th & 14th amends. The Search Warrant is/was defective on the 4th amend grounds & the exclusionary rule applies with the impeachment of the evidence seen in evidence "F". Evidence "Sh" also states fabricated lies that Mr Brewton was detained when he was actually arrested seen as proof of the time of arrest in evidence "K", arrested to obtain a search warrant at 11:06 am before the search warrant was signed late at 11:56 am on 9/19/22 after Mr Brewton Was unlawfully S&S left with severe injuries. Evidence "14" & "RC" shows the fabricated Deputy Reports that I admitted to Dep. Smith that I had just finished smoking marijuana, that was a lie in court on the record. also on that I was detained. Evidence "H" & "D" shows that both deputies Clark & Rojas didn't wear BWC or have it on during the illegal S&S destroying property failing to comply with Attorney General Law Enforcement Directive being in violation of code 23-1-240 & with brady acts of misconduct destroying favorable exculpatory evidence.

(cellphone) also showing acts of spoliation an needed sanctions seen in evidence "D". Evidence "F" also shows that Sheriff Chuck Wright had/has 100% constructive & actual possession of the illegally obtained evidence used against Mr Brenton in his current criminal conviction that should be overturned. Former Sheriff Chuck Wright has been convicted/sentenced to Federal Prison for misconduct in the Spartenburg Co. Sheriff's Office making Sheriff Wright's evidence without credit, being illegal, & unlawful to use in court for trial against Mr Brenton. Mr Brenton didn't have actual &/or constructive possession of any drugs, keys, or anything when he was arrested. There is also acts of bad faith in his criminal case & the acts of misconduct will effect the outcome of the criminal & civil case causing prejudice. The charges should be dismissed, expunged, & Mr Brenton should be released. The Def's appeal is pending an applying Federal & SC Rules of Evidence Rule 609(e) the evidence should be suppressed during the pendency of the appeal. Please reverse this conviction of 25 years. Mr Brenton wants a executive order of expungment of his criminal record, with a signed pardon, & release signed by the President Donald Trump for release from prison as soon as possible god speed God bless. This case is 100% character evidence admissible to prove misconduct common money schemes & destruction of evidence by Sheriff Chuck Wright while in office that was allowed an encouraged by Sheriff Wright. There is jurisdictional errors when this case is a federal case with evidence over 10 000 a federal case. This is not a state case & this case is out of its jurisdiction

Craig Minge Antonio/Brenton 10/6/26

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