

April 7, 2014

Alan L. Burns, #143218
Lee C.I., Kershaw South 1163
990 Wisacky Hwy.
Bishopville, SC 29010

RECEIVED
APR 16 2014
SC Court of Appeals

Honorable Jenny A. Kitchings, Clerk
South Carolina Court of Appeals
P.O. Box 11629
Columbia, S.C. 29211 - 1629

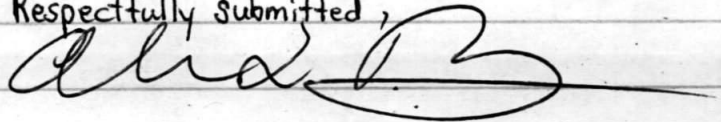
Re.: *State vs. Burns*, Appellate Case No.: 2012-212760

Dear Ms. Kitchings:

Enclosed for filing with certificate of service you will find
my *Request For Initial Hearing En Banc*.

Please find an additional copy to be clocked and returned using
Inter-Agency Mail.

Respectfully submitted,



ALB/alb

Enclosures

cc: Susan Hackett, Esq., Div. of Appellate Defense
S.C. Attorney General

Court
Copy

The State Of South Carolina
Court Of Appeals

Appeal From Charleston County Court Of General Sessions
R. Markley Dennis, Jr., Judge
Indictment No.: 2011-GS-10-3387, et al

Appellate Case No.: 2012-212760

State of South Carolina

Respondent

vs.

Burns, Alan L.

Appellant.

REQUEST FOR INITIAL HEARING
EN BANC

COMES NOW the Appellant, who hereby would respectfully move this Honorable Court to issue an order for this Appeal to be initially heard *EN BANC*, pursuant to SCACR, Rule 219(a) and (b).

Please Take Notice That SCACR, Rule 219 (b), allows a party to request/suggest that a matter be heard [INITIALLY] *EN BANC*, that the request/suggestion must be made in writing and must be served and filed not later than twenty (20) days prior to the hearing date.

Please Take Further Notice That this appeal raises questions of exceptional importance that should be answered *EN BANC* to secure the uniformity in the decisions of State v. Boswell, 707 S.E.2d 265 (2011); State v. Copeland, 468 S.E.2d 620, 624 (1996) (HN1, Fruit of the Poisonous Tree); and State v. Evans, 611 S.E.2d 510 (2005).

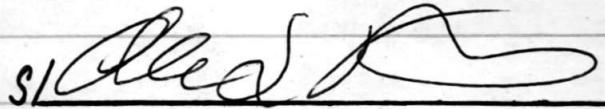
Please Take Additional Notice That questions of exceptional importance that invokes this request/suggestion for *INITIAL HEARING EN BANC* are as follows:

- 1) Did The Lower Court Error By Failing To Make A Determination As To Whether The Mt. Pleasant Police Department Was Acting Outside Of Their Territorial Jurisdiction?
- 2) Did The Lower Court Error By Failing To Make A Determination As To The Validity Of The Contracts?
- 3) Did The Lower Court Error In Denying The Defendant's Motion To Suppress State's Evidence On The Basis That The Motion Was Untimely And Without Prior Notice?
- 4) Did The Lower Court Abuse Its Discretion In Denying The Defendant's Motions For Directed Verdict?
- 5) Do Defendants Have A Right To Grand Jury Impanelment Documents To Challenge The Legality Of The County Grand Jury That Indicted Him?
- 6) Did The Lower Court Error In Denying The Defendant's Request To Receive And Review County Grand Jury Impanelment Documents?

7) Did The Denying Of Knowledge Of What County Grand Jury Impanelment Documents Are By The Solicitor , The Pre-Trial Hearing Judge And The Trial Judge Amount To And Acknowledgement That The Defendant Was Not Indicted By A Legally Constituted Grand Jury?

I so move/suggest:

Dated: April 7, 2014



Alan L. Burns, #143218

Lee C.I., Kershaw South 1163

990 Wisacky Hwy.

Bishopville, S.C. 29010-1775

The State Of South Carolina
Court Of Appeals

RECEIVED

Appeal From Charleston Co. Court Of General Sessions

APR 16 2014

R. Markley Dennis, Jr., Judge

SC Court of Appeals

Indictment No.: 2011-GS-10-3387, et al

Appellate Case No.: 2012-212760

State of South Carolina

Respondent

vs.

Burns, Alan L.

Appellant.

CERTIFICATE OF SERVICE

Appellant hereby certifies that he has on this 10th day of April
2014, served the Attorney General a true copy of his Request For Initial
Hearing En Banc, by mailing it as below addressed:

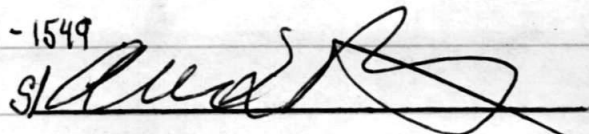
S.C. Attorney General

P.O. Box 11549

Col., S.C. 29211-1549

I so certify:

Dated: April 10, 2014



Alan L. Burns, # 143218

Lee C.I., Kershaw South 1163

990 Wisacky Hwy.

Bishopville, SC 29010-1775