

" ATTACHMENT "

RECEIVED

NOV 05 2014

S.C. SUPREME COURT

a) REHEARING
MOTION

b) S.C. APPEAL COURT
ORDER SEPTEMBER 11th
2014.

c) TIMELY FILED NOTICE
OF APPEAL IN QUORUM

d) RESPONSE TO S.C. Ct.
APPEAL LETTER

e) REQUEST APPEAL BAIL
ORDERING TRANSFER LEGAL

f) JUDGEMENT LOWER
COURTS

g) MENTAL ILL PHA

h) PROPOSED
PROJECTED QUESTION

i) JUDGE CONFIS-
CATING LEGAL DOCUMENT
IMPEACHING ONE POWER

IN THE SOUTH CAROLINA COURT OF APPEALS
FOR THE STATE OF SOUTH CAROLINA

Akeem Alimi-Nafic Abdullch-Malik
Appellant, Pro-Se

RECEIVED

SEP 26 2014

SC Court of Appeals
CASE # 2014-001001

v.

STATE OF SOUTH CAROLINA

Respondant

MOTIONS

REHEARING

PURSUANT CLER

221(a)(c) AND 240

AND

MOTIONS

REVIEW Appeal Bond

PURSUANT

DECLARATIONS HUMAN RIGHTS ART I AND XIX,

U.S. CONST. RIGHTS AMEND I, V, VII, VIII AND XIV S.C.

CONST. RIGHTS SEC 1. 2. 3. 4. 9. 9. 11. 12. 14. 15. 18.

19. 22. 23. 24.

PAGE 1 OF 8

LEGAL

SEVERELY SCALR 201, 203, 230
262, TITLES 5.L CODES 18-1-70, 18-
1-80 18-1-90 and applicability in MAGISTRATES
COURT 18-3-50.

LOMES Now. Akeem Alim-Nafis
Abdullah-Malik, Appellant. Pro-Se ~~HEREIN~~-
offed Appellant. Pursuant to DECLARATIONS,
CONSTITUTIONAL AMENDMENTS, 5.L. CODES,
AND SCALR aforementioned, listed, thereto.

Appellant, MOVES this SOUTH CAROLINA
APPEALS COURT respectful MOTIONS for
REHEARING pursuant SCALR 221(a)(c)
COMPLIANCE with SCALR 240.

Appellant invokes HASLER V. KERNER
401 U.S. 1008. 91 S.Ct 981 (1971); GORDON V. LEAVE
574 F.2d 1147, 1151 Ask respectfully the standards
less stringent than a LICENSED BAR ATTORNEY AT LAW.
ATTORNEY IN LAW. Now a student of former law trainees.
PAGE 2 of 8 **LEGAL**

Appellant Motion's REHEARING from ORDER
filed SEPTEMBER 11th, 2014 "SEE ATTACHMENT" CASE
THE STATE, Respondent v. Akeem Alim-Nafi Abdullh-Malik
CASE# 2014-001001

Appellant queries from South Carolina Court
OF Appeals dismissal of Appellant "timely filed"
NOTICE OF APPEAL IN CRIMINAL PROCEEDING
INDICTMENT NOS. 2013-GS-46-04369 and 2013-
GS-46-04371. WHEREAS, THE APPEALS COURT has
dismissed Appellant's DIRECT APPEAL implying a
ruling as untimely pursuant to SCACP 203(b)(2)
IMPLING Mearx v. Mearx, 287 S.E. 168, 169, 337
S.E.2d 206, 207 (1988) However, Appellant queries
that SCACP 203(b)(2), states NOTICE WILL
BE served within (10) day, OPPOSE to Appeals Court
interpretation within its order of (30) days. Appeals
taken from COURT OF GENERAL SESSIONS. Also served
on all respondents. Within (10) days MATTER
OF RECORD. Appellant queries ON MARCH 11th, 2014
PAGE 3 of 8

LEGAL

Pursuant to SCACR 262(b) THE Appellant PRISON to being transferred to the SOUTH CAROLINA DEPARTMENT OF CORRECTIONS MARCH 11th 2014. Appellant served on CLERK OF COURT GENERAL SESSIONS, 16th JUDICIAL CIRCUIT COUNTY OF YORK. ORIGINAL NOTICE OF APPEAL with request to the Clerk TO FORWARD TO THE APPROPRIATE APPELLATE COURT AND SOLICITORS. Appellant being transferred to SLDL had no ability to make duplicate copies no legal addresses or to S.L. COURT OF APPEALS. SOLICITORS. I STATE THEREFORE Appellant filed at last known address to Appellant. CLERK OF COURT NOTICE OF APPEAL GENERAL SESSIONS COURT. Pursuant to SCACR 262(b) MARKED FILED MARCH 14th, 2014. SEE ATTACHMENT OF ORIGINAL FILED NOTICE OF APPEAL AND LETTER TO CLERK OF COURT request. MARKED MARCH 11th, 2014 STEMMING from MARCH 10th, 2014. SENTENCES) by Hon. Judge Paul Burch. SEE ATTACHMENT Substantive

PAGE 4 of 8

LEGAL

Appellant transferred to (SCDC) notified
S.C. Appeals Court, General Sessions
Lower Court. of Appellant transfer. Where
S.C. Appeals Court & Lower Court. Had no record
of Appellant's "Timely Filed" Notice of Appeal. The
Appellant had notified CLERIC OF COURT
SOUTH CAROLINA Supreme Court DANIEL STEINBERG
CLERIC OF S.C. SUPREME COURT ORDERED Appellant
to file OUT OF TIME EXPLANATION. WHERE
fore at ALL TIME relevant Appellant asserted and
stipulated Appellant filed with letter aforementioned in the
Lower courts Pursuant SCACR 262(b). Appellant
Met with many due process issues, stemming from SCDC
Withholding Appellant's LEGAL MATERIAL until March 24th
2014. See ATTACHMENT CONTENTS & CONTENTS
Appellant filed TIMELY NOTICE OF APPEAL AT
instance S.C. COURT OF APPEALS "PLAIN
ERROR" IN DISMISSING Appellant's DIRECT
Appeal. IS CONTRARY TO THE DECLARATIONS

OF HUMAN RIGHTS, U.S. 13th CONSTITUTIONAL
RIGHTS. SOUTH CAROLINA CODES, AND SOUTH
CAROLINA Appellate Court Rules aforementioned. . . .

Appellant while awaiting S.C. Appeals
Court decision Petitioned Appeal Bond
Pursuant to SCALC 201, 203, 230 & 262
S.C. CODES 18-1-70, 18-1-80, 18-1-90
and applicability in Magistrate Courts 18-3-50.
S.C. Appeals Court DISMISSING ERZENSUM
Appellants DIRECT Appeal. ON September 11th, 2014,
SAME DAY. DECLINED to Rule on Appellant Appeal
Bond. ENTERED MARJED August 29th, 2014
SEE ATTACHMENT.

FOR the foregoing reasons & attachment
documents. Appellant MOVE FOR REVERSAL
IN REHEARING, GRANTING OF APPEAL
RELEASING Appellant to CUSTODY of VETERANS
Administration, MODIFICATION of SENTENCE
PAGE 6 of 8

LEGAL

SENTENCE REDUCTION, TIME SERVED,
CONCURRENTLY PARD, AND/OR APPEAL BOND
GRANTED AS OUTLINED IN APPELLANT MOTION
TITLED APPEAL BOND.

IN ALTERNATIVE APPELLANT seeks APPEAL
BOND GRANTED applicable to Property OFFENSE
VALUE LESS than \$ 2,000. ORDERING OF
TRANSCRIPT from Lower Court. OCTOBER 2013,
NOVEMBER 2013, DECEMBER 2013, FEBRUARY
2014, AND MARCH 6th AND 10th, 2014. TO
PERFECT DIRECT APPEAL BRIEFING

THIS SAID 21st day September month Respectfully submitted:
Tuesday Thirteenth Fourteenth year. Mr. Alkeem Alim-Natic
Mr. Alkeem Alim-Natic Abdulch-Natic
Appellant, Pro-Se

Page 7 of 8

LEGAL

CERTIFICATE OF SERVICE

I am deposing/certifying I have for shown
Cause deposited (1) ORIGINAL MOTION for
REHEARING via U.S. MAIL Depository. PRE-Paid
POSTAGE AND CC: Copies to Respondent(s) listed
below. S.C. COURT OF APPEALS, 1015 Sumter Street,
Columbia, South Carolina 29201

This was 2nd day September month
Twenty fourth year

Sincerely,
Mr. Alim-Nafi Abdullah-Malik
Mr. Alim-Nafi Abdullah-Malik
Appellant, Pro-Se.

S.C. ATTORNEY GENERAL'S OFFICE
CC: ALAN McCROM Wilson, Esquire
Sally W. Elliott, Esquire
P.O. Box 11549
Columbia, S.C. 29211

RECEIVED
SEP 26 2014
SC Court of Appeals

PAGE 2 of 2

LEGAL

ATTACHMENT 5.C. Appeals Court Order

LEGAL



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

September 11, 2014

Akeem Alim-Nafi Abdullah Malik, 359150
Kershaw Correctional Institution
4848 Gold Mine Hwy
Kershaw SC 29069

Re: The State v. Akeem Alim-Nafi Abdullah-Malik
Appellate Case No. 2014-001001

Dear Mr. Malik:

Enclosed is the decision of the Court. The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

Since the Court has found your notice of appeal to be untimely served, this Court has no jurisdiction to make a ruling on your motion to appeal bond received August 28, 2014. Therefore, no action will be taken on your motion to appeal bond.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Salley W. Elliott, Esquire
Alan McCrory Wilson, Esquire

The South Carolina Court of Appeals

The State, Respondent,

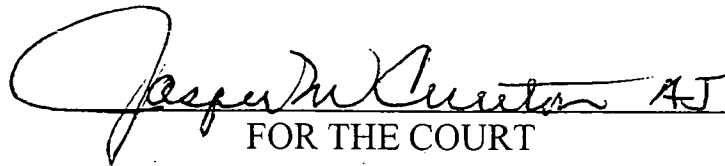
v.

Akeem Alim-Nafi Abdullah-Malik, Appellant

Appellate Case No. 2014-001001

ORDER

Because Appellant failed to serve the notice of appeal on the State within thirty days as required by Rule 203(b)(2), we dismiss the appeal as untimely. *See Mears v. Mears*, 287 S.C. 168, 169, 337 S.E.2d 206, 207 (1985) (explaining the notice of appeal is a jurisdictional requirement, and the appellate courts have no authority to extend the time in which the notice of intent to appeal must be served); Rule 263(b), SCACR ("The time prescribed by these Rules for performing any act except the time for serving the notice of appeal under Rules 203 and 243 may be extended . . ."). The remittitur will be sent as required by Rule 221(b), SCACR.


FOR THE COURT

Columbia, South Carolina

cc:

Akeem Alim-Nafi Abdullah Malik, 359150

Salley W. Elliott, Esquire

Alan McCrory Wilson, Esquire

FILED

9/11/14

ATTACHMENTS

Appellant's NOTICE OF TIMELY FILED APPEAL

AND

Appellant's RESPONSE TO LETTER TO APPELLANT

by

SOUTH CAROLINA APPELLATE COURT

No longer @ YCDC
3/14/14 to

Dear Clerk of Court

FILED-RECEIVED

2014 MAR 14 PM 1:23

I WAS sentenced March 10th 2014
before Judge Paul Rusk I
to appear the matter. Asic Notice of
Service & Notice to the Appellate D.C.
Appellate Court Fee RECEIVED

IN ADDITION AS Please Counsel
I AM MAKING URGES BE Forwarded to
ME TO Where I Am Be IT I Am
STILL Here awaiting Transfer to S.C
DEPT OF CORRECTIONS.

Sincerely
M. Hamilton
M. Hamilton

PS: I AM UNABLE TO MAKE COPIES TO
SERVE ON THE Solicitor AS WELL THE
Appellate Appoint Court. All Respectfully
Court will Log & Transfer to S.C Appellate
Court.

IN THE COURT OF GENERAL SESSIONS
FOR THE STATE OF SOUTH CAROLINA
County of York

Akeem A. Abdul-Malik

Ex parte / Prose / Petitioner

CONVICT CASE No: 2013 GS 46 0430

04310, 04311...

- U.S. -

THE STATE OF SOUTH CAROLINA
Respondent.

FILED-RECEIVED
2014 MAR 14 PM 1:28
DAVID HAMILTON
C.C.P. & G.S.
YORK COUNTY, SC

NOTICE OF APPEAL

COMER NOW PURSUANT TO S.C. Criminal Appeals
PROCEDURES. CONVICT AKEEM A. N. ABDUL-MALIK
HEREINAFTER REFERRED TO

MOVES THAT SAID COURT NOTICE OF APPEAL
RIGHT TO DIRECT APPEAL PURSUANT TO S.C. APPEALS
PROCEDURES.

PETITIONER IS PENDING TRANSFER TO S.C. SYSTEM
OF CORRECTIONS. MOVES JUDICIAL NOTICE THE SOUND
ON THE STATE OF SOUTH CAROLINA TO WAIVE NOTICE
BE SENT TO THE APPELLATE COURT S.C. DISTRICT
AND APPELLATE COURT.

FILED 11:15
MARCH 14 2014
COURT REPORTER

Respectfully Submitted
Akeem Abdul-Malik

CERTIFICATE OF SERVICE

I am duly depositing On said date 11th day March
instant, Twenty thousand five hundred and ten years I am depositing
into the office of the Clerk of the Court to Honorable J. LACROIX
1- Copy of the Report of the Clerk of the Court
For Grand Jurors For THE STATE OF SOUTH CAROLINA
County of York

Signed

This said 11th day March 2014
with my hand and the seal of the Court
At York, South Carolina

FILED-RECEIVED
2014 MAR 14 PM 1:23
DAVID HAMILTON
C.C.P. & G.S.
YORK COUNTY, SC



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

July 2, 2014

Akeem Alim-Nafi Abdullah Malik, 359150
Turbeville Correctional Inst.
P.O. Box 252
Turbeville SC 29162

Re: The State v. Akeem Alim-Nafi Abdullah-Malik
Appellate Case No. 2014-001001

Dear Mr. Malik:

It has come to our attention that a letter attached to your amended notice of appeal dated March 14, 2014, states you were unable to make copies and serve your notice of appeal upon the solicitor. Attached is the letter.

Please advise this Court within ten (10) days of the date of this letter of the date the State was served with your notice of appeal.

RECEIVED

JUL 07 2014

MAILROOM
TURBEVILLE CI

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Salley W. Elliott, Esquire
Alan McCrory Wilson, Esquire

**SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
REQUEST TO STAFF MEMBER**

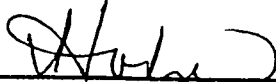
| | | |
|---|---------------------------------------|------------------------|
| TO: NAME: Ms/Mrs Hodges | TITLE: Marketing Supervisor | DATE: 7-8-14 |
| INMATE'S NAME: Mr. Abdullak-Malik | SCDC#: [359150] 888 | |
| INSTITUTION: TCI | LIVING QUARTERS: SA 104 | |

I AM ATTESTING ONLY ONE letter. NO ATTACHED LETTER WAS ENCLOSED ON receipt of this letter.

Sincerely,
Mr. Abdullak Malik
MR. Abdullak-Malik

DISPOSITION BY STAFF MEMBER:

There was only one letter with no attachment.

| | |
|------------------------|--|
| DATE: 7-8-14 | SIGNATURE:  |
|------------------------|--|

TO: S.C. Court of Appeals
P.O. Box 11629
Columbia, S.C. 29211

From: Mr. Akeem Alim-Nafi Abdullah-Malik, # 359150
Turbeville Correctional Institution
P.O. Box 252
Turbeville, S.C. 29162

Re: The State vs. Akeem Alim-Nafi Abdullah-Malik
Appellate Case No. 2014-001001

Dear Clerk of Court :

Enclosed for filing, please find the Response (along with the certificate of service) regarding the correspondence letter from this Court dated July 2, 2014.

Best regards,

Akeem Alim-Nafi Abdullah-Malik

RECEIVED

JUL 10 2014

MAILROOM
TURBEVILLE CI

w/ enclosure

cc: My File;

Salley W. Elliott, Esquire

mailed to court
7/14/14

STATE OF SOUTH CAROLINA
In The Court of Appeals

Appellate Case No. 2014-001001

State of South Carolina,

Respondent,

-VS-

AKeem Alim-Nafis Abdullah-Malik,

Appellant.

RESPONSE

COMES NOW the Appellant, AKeem Alim-Nafis Abdullah-Malik, pro se, who hereby respond to this Court's directive (see attached S.C. Court of Appeals letter) for the Appellant to advise this Court of the date on which the State was served with Appellant's notice of appeal. The Appellant hereby state that:

- 1). On March 11, 2014, Appellant filed his notice of appeal with the Clerk of Court for York County. Within his notice of appeal and within the cover letter to

RECEIVED

JUL 10 2014

MAILROOM

the York County Clerk of Court ("the Clerk"), the Appellant informed that Court that he was unable to make copies to serve the State or to file the notice of appeal with the appropriate appellate court. Moreover, the Appellant respectfully requested the Clerk to serve the appeal notice upon the State and to forward the appeal notice to the appropriate appellate court.

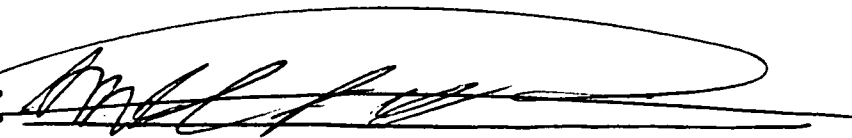
2). Pursuant to Rule 262(b) of the South Carolina Appellant Court Rules ("SCACR"), the Appellant's notice of appeal was considered served upon the State on March 11, 2014, because the Appellant mailed the notice of appeal to the York County Clerk of Court located at 1675 York Highway, York, South Carolina (which was the last known address - for the State - to the Appellant) on March 11, 2014.

In addition to the above, the Appellant submits that his notice of appeal was considered upon the State on the date he left the appeal notice with the Clerk. See Rule 262(b), SCACR ("Service upon a party shall be made by mailing it to him at his last known address or, if no address is known, by leaving it with the clerk of court.").

3). Because the Appellant mailed the notice of appeal to the State's last known address (i.e., the same address as the Clerk's office for York County),

the notice of appeal was timely served upon the State pursuant to Rule 203(b)(2), SCACR.

WHEREFORE, having responded to this Court's directive, the Appellant respectfully requests this Court to take cognizance of the fact the State was timely served notice of this appeal.

BY: 

Mr. AKeem Alim-Nafis Abdullah-Malik
Turbeville Correctional Institution
P.O. Box 252
Turbeville, S.C. 29162

July 10, 2014,
Turbeville, South Carolina.

Certificate of Service

I, AKeem Alim-Nafis Abdullah-Malik, do hereby certify that I have this date served a copy the foregoing Response on the State by depositing the same in the U.S. Mail, postage prepaid, addressed as follow:

Salley W. Elliott, Esquire
S.C. Attorney General's Office
P.O. Box 11549
Columbia, S.C. 29211

7/10/12
(Date)


(signature)

ATTACHMENT(S)
APPELLANT'S APPEAL BOND

LEGAL

REQUEST APPEAL BAIL

LEGAL

IN THE COURT OF GENERAL SESSIONS
FOR THE STATE OF SOUTH CAROLINA
COUNTY York

INDICTMENT NOS. 2013-GS-46-04369
2013-GS-46-04371

IN RE: STATE V. AKEEM ALIM-NAFIS ABDULLAH-MALIK

IN THE COURT OF APPEALS
FOR THE STATE OF SOUTH CAROLINA

APPELLANT AKEEM ALIM-NAFIS ABDULLAH-MALIK

v.

RESPONDANT, STATE OF SOUTH CAROLINA

CASE # 2014-001001

APPEAL BAIL

by A. A-N Abdullah-Malik
A. A-N Abdullah-Malik
Appellant, Pro-Se

TABLE OF CONTENTS

- I. DECLARATIONS OF HUMAN RIGHTS
 - II. UNITED STATES CONSTITUTIONAL RIGHTS
 - III. SOUTH CAROLINA CONSTITUTIONAL RIGHTS
 - IV. STATUTE PROVISIONS
 - V. CASE AUTHORITIES
-

JURISDICTION

Pursuant Declarations of Human Rigts Articles I. thru XXX, U.S. Constitutional Rights Amendments I,V,VI,VIII and XIV, S.C. Constitutional Rights Sec. 1.2.3.4.7.9.11.12.14.15.18.19.22.23.24.

**SEVERELY JOINTLY
PROCEDURE JURISDICTION**

Pursuant to SCACR Rules 201,203,230, and 262, TITLES 18-1-70,18-1-80,,18-1-90 and applicability in Magistrates Courts 18-3-50.

CASE HISTORY

Place 16th Judicial Circuit
Court of General Sessions
County York

Judgement Issued

March 10th, 2014

Sentenced Imposed

Bglr 3rd 1st Offense (5) Five Years

Criminal Conspiracy (3 1/2) Three Half Years

~~Consecutively Ran~~

Nature of Offenses

Petit Larceny Base Of Offense Underlining Offense 2013-GS-46-04370

Bglr 3rd 1st Offense 2013-GS-46-04369

Criminal Conspiracy 2013-GS-46-04371

Plea Agreement

Guilty Mentally Ill/ Diminished Capacity at Time of Incident

Type Trial

Bench Trial by Judge

Did Not Testify at Trial

Statement in Open Court at Sentencing Juncture, Mitigating Factors, for Sentence Imposment

Appealed Judgement

March 11th, 2014

Appeal Status

Pending In The South Carolina Appeals Court

CASE HISTORY

Place 16th Judicial Circuit
Court of General Sessions
County York

Judgement Issued
March 10th, 2014

Sentenced Imposed
Bglr 3rd 1st Offense (5) Five Years
Criminal Conspiracy (3 1/2) Three Half Years
Consecutively Ran

Nature of Offenses
Petit Larceny Base Of Offense Underlining Offense 2013-GS-46-04370
Bglr 3rd 1st Offense 2013-GS-46-04369
Criminal Conspiracy 2013-GS-46-04371

Plea Agreement
Guilty Mentally Ill/ Diminished Capacity at Time of Incident

Type Trial
Bench Trial by Judge

Did Not Testify at Trial

Statement in Open Court at Sentencing Juncture, Mitigating Factors, for Sentence Imposment

Appealed Judgement
March 11th, 2014

Appeal Status
Pending In The South Carolina Appeals Court

Petitions In Other Courts

No Other Petitions In Any Other Courts Pertaining To This Judgement

Name of Attorney Throughout Criminal Proceedings

(a) Initial, (b) Preliminary, (c) Trial, (d) Sentencing

Pro-Se Represented throughout proceedings

Appellant Sentenced on more than (1) One Indictment, Only (1) One Count
Consecutive Sentences in same "court" same Circuit Judge

WHEREFORE Appellant PRAYS Appeal Bail is GRANTED within applicable
reasonableness to the financial means of the Appellant, time served of sent-
ences, equatable to property returned amount of merchandise of store undamaged
or disturbed...

FACTUAL BACKGROUND

Appellant Akeem Alim-Nafis Abdullah-Malik Pro-Se [Hereinafter] Appellant On September 14th, 2014 was Terry Stopped by The York County Sheriff Department Field Officer CLARK questioned unMiranderized then turned Appellant over to the Tega Cay Police Officer for Arrest and Processing. Appellant and co-defendant Bobby Randel Robbins after booking was then transferred to the custody of Fort Mill Detention awaiting bail. On September 15th, 2013 both Appellant and co-defendant was detained on bails in the amount of \$200,000 dollars total \$100,000 each for property offenses of less than \$2,000 dollars from Shoptlifting Merchandise from Kangaroo Express Store Chain.

Appellant and co-defendant both of local surrounding county address ~~and local family communities ties, no open warrants were not able to meet~~ such demands on bail. Both transferred to the York County Detention Center on same day September 15, 2013. Appellant at time of arrest was a full time Veteran Rehabilitation Assistance Program Participant (VRAP), as well, a Mental Health and Medical Patient of Bill Hefner Veterans Administration Medical Center co existence of Charlotte Base Outpatient Clinic (CBOC). Appellant a full time college student, stable home environment, father of (5) Five and grandfather of (8) at present.

Appellant and co-defendant both served approximately (6) Six month in The York County Detention Center, co-defendant released on Time Served Sentence (s) Awhile Appellant was intent to proceed to Trial By Jury. However unable to proceed to trial by jury, absent authorization to Vior Dire Jury & Judges refusal to issuance of subpoenas filed by the Appellant. Appellant forced to throw in towel at day of forced trial upon the Appellant by Judge Paul Burch authorizing the Quashing of Subpoena and Subpoena for Expert Witnesses by the Appellant.

Appellant forced to Guilty Plea, was Denied Mental Ill Competency Evaluation. Judge Burch finding Appellant not mental ill absent competency evaluation. Judge Paul Burch refuted mitigating testimony by Appellant for a clinical approach to sentencing that expert testimony would have provided at such a critical stage sentencing that Appellant is a (3) Three Time Honorable Discharged Veteran who at time of arrest was under care of Veterans Administration, Appellant also a former Federal Civil Service Worker, U.S. Antagon, Walter Reed and VA Hospital after Military discharges honorably as a Full Time Student at Central Piedmont Community Colleg Charlotte North Carolina.

Appellant has long standing family community ties in York County a biological mother, step father, three siblings and a slew of nephews and nieces. Appellant himself a residence of surrounding county Mecklenburg at time of arrest, nor presently is a flight risk, no active open warrants, nor detainers, or fta's. In support of Appellant position and petition for bail.

Appellant is seeking a modification reversal of sentencing, or a Veterans Clinical Approach to this Appeal Pending. Per-se H.R. Bill 3179 Rep Todd Rutherford Veterans Treatment Court for Non-Violent Offenders Appellant is a non-violent Offender in instance and qualifies for alternative sentence, relinquishing the "State" of housing, medical, and mental health expenses and providing the Appellant with adequate Rehabilitation reintergration etc.

~~Appellant filed a "Timely Notice of Appeal" March 11th, 2014. Same~~ morning as being transfered to the South Carolina Department of Corrections (SCDC). Where Appellant is serving a (5) Five Year and (3 1/2) Three and Half Years consecutively. Stemming from base offense of Shoplifting (Termed) Petit Larceny Statutorily. However merchandise from a Store defines Shoplifting See: Black Law Dictionary 11th Edition...

Pursuant to THE DECLARATIONS OF HUMAN RIGHTS ARTICLES I. THROUGH XXX.

PREMEMBLE Whereas recognition of the inherent dignity and of the equal and inalienable rights of all members of the human family is the foundation of freedom, justice and peace in the world.

Whereas disregard and contempt for human rights have resulted in barbarous acts which have outraged the conscience of mankind, and the advent of a world in which human beings shall enjoy freedom of speech and belief and freedom from fear and want has been proclaimed as the highest aspirations of the common people.

~~Whereas it is essential, if man is not to be compelled to have recourse,~~
as a last resort, to rebellion against tyranny and oppression, that human rights should be proclaimed by rule of law.

Whereas it is essential to promote the development of friendly relations between nations.

Whereas the peoples of the United Nations have in Charter reaffirmed their faith in fundamental human rights, in the dignity and worth of the human person and in the equal rights of men and women and have determined to promote social progress and better standards of life in larger freedom.

Whereas Member States have pledged themselves to achieve, in cooperation with United Nations, the promotion of universal respect for and observance of human rights and fundamental freedoms.

Whereas a common understanding of these rights and freedoms is of the greatest importance for the full realization of this pledge,

Now, Therefore

THE GENERAL ASSEMBLY

proclaims

THIS UNIVERSAL DECLARATIONS OF HUMAN RIGHTS

as a common standard of achievement for all peoples and all nations, to the end that every individual and every organ of society, keeping this Declaration constantly in mind, shall strive by teaching and education to promote respect

for these rights and freedoms and by progressive measures, national and international, to secure their universal and effective recognition and observance, both among the peoples of Member States themselves and among the peoples of territories under their jurisdiction.

Art. 1.2.3.4.5.6.7.8.9.10.11.12.13.14.15.16.17.18.19.20.21.22.23.24.25.26.27.
28.29.30.

THE CONSTITUTION OF THE UNITED STATES OF AMERICA

We the People of the United States, in Order to form a more perfect Union establish Justice, insure domestic Tranquility, provide for the common defense promote the general Weelfare, and secure the Blessings of Liberty to ourselves and our Prosterity, do ordain and establish this Constitution for the United States of America. Art. I.through VII. Amendments Ithrough XXVII.

PREAMBLE

CONSTITUTION OF THE STATE OF SOUTH CAROLINA

We, the people of the State of South Carolina, in Convention assembled, grateful to God for our liberties, do ordain and establish this Constitution for the preservation and perpetuation of the same.

Sec: 1.2.3.4.7.9.11.12.14.15.18.19.22.23.24.(at bar) In Instance

CODE OF LAWS OF SOUTH CAROLINA 1976

TITLE 18-70,18-1-80,18-1-90 AND 18-3-50

SS 18-1-70 NOTICE OF APPEAL SHALL STAY EXECUTION OF SENTENCE

In criminal cases service of notice of appeal in accordance with law shall operate as a stay of the execution of the sentence until the appeal is finally disposed of. Crim Law Key 1083 to 1084 Westlaw Topic No.110 C.J.S. Crim. Law § 2356

SS 18-1-80 Confinment until bail given

Pending such appeal the defendant shall still remain in confinement until he give bail in such sum and with such surities as to the court shall seem proper. Bail Key 44, West Law Topic No. 49 C.J.S. Bail Release and Detention

Pending Proceedings §§ 7 to 8, 39 to 45, 47 to 54, 56 to 60. Library Reference (s).

§§ 18-1-90 When bail may be allowed

Bail may be allowed to the defendant in all cases in which the appeal is from the trial, conviction, or sentence for a criminal offense. However, bail is not allowed when the defendant has been sentenced to death, life imprisonment, or imprisonment for more than 10 years. Bail key 44(2), West Law Topic No. 49, C.J.S. Bail Release Pending Proceedings §§ 7 to 8, 48 to 49, 52 to 53, 56.

Cross References

How Bail is given in appeals from magistratsee § 18-3-50

Sentence of confinement not stayed until defendant post bail, see Rule 246, SCACR.

SOUTH CAROLINA APPEAL COURT RULES

RULE 201 (A) JUDGEMENTS, ORDERS AND DECISIONS SUBJECT TO APPEAL
(B) WHO MAY APPEAL

RULE 203 (A) NOTICE OF APPEAL
(B) TIME FOR SERVICE

RULE 246 (A) STAYS PENDING APPEAL

The service of a notice of appeal by a criminal defendant shall operate as a stay of the execution of the sentence until the appeal is finally disposed of; provided, however, a sentence of confinement shall not be stayed until the defendant has posted bail under S.C. Code Ann §§ 18-1-80 and -90 (1985). Where the sentence exceeds imprisonment for (10) Ten Years, the defendant may only be admitted bail by an appellate court. Where the State has taken an appeal, the appeal shall automatically operate as a stay of further proceedings in the lower court..

(B) STAYS OF SENTENCES AFTER AFFIRMANCE.

No stay of any sentence in a criminal case which has been affirmed by the judgement of an appellate court shall be granted, except by order of an appellate court, or a judge or justice thereof, upon motion pursuant to Rule 240.

RULE 262 FILING AND SERVICE
(A) FILING (1) AND (2)
(B) SERVICE

RULE 230 (a) Not utilized in instance for bail. Here in instance...

CASE AUTHORITIES

IN RE MICHAEL (S.C. 2004) 360 S.C. 540 602 S.Ed 729

STATE V. GIBBS (S.C 2013) 353 S.C. 226 577 S.E. 2d 454

MOORER V. MCDUGAL (1965) 245 SC 633 142 S.E. 2d 46

STATE V. AVANT (S.C. 1910) 85 S.C. 570 67 S.E. 908

HAINES V. KERNER 401 U.S. 1008 91 S.CT 981 (1971)

GORDON V. LEAKE 574 F2D 1147,1151

SUPPORTING FACTS
MITIGATING FACTS TO SUPPORT GRANTING BAIL

Appellant without redundancy here in instance. Adds that before hand in instance now to henceforth is a U.S. Honorable Discharged Army Veteran at time of arrest made affirmation assertion to the 'courts' of such Diagnosed with a Axis 4 PTSD Diagnosis was under care of the Veteran Administration Medical and Mental Health Administration Center conjunctively with Center Base Outpatient Clinics. Appellant in instance has been is uprooted cultural divided in connection to warranted treatment readily available, as well the Appellant prior to arrest was actively receiving treatment. In which in the event Bail is Granted the Appellant can return to the Veteran Administration for continued care. Even to the extent the Veterans Administration offers ~~a alternative to incarceration for Non-Violent Offenders (as the Appellant)~~ to participate in Veterans Treatment Court monitored that will insure any other "Courts" including criminal courts the safety and return of any veteran to answer Calender or Court Calls. This is a provision that only a Veteran Judge or Veteran Representative would be cognizable of such programs available to veterans in the United States. Rep. Todd Rutherford has such Bill in the state of South Carolina H.R. 3179.

Appellant in spite prior record is 53 years of age, a father, grandfather, not a flight risk, not on parole, nor probation in any other jurisdictions, charges charged with are not deemed violent, the Appellant is not a threat to society, nor inflicted bodily harm through assaultive nature. These are property crime that Appellant co-defendant received Time Served Sentences. Yet the Appellant received (5) Five and (3 1/2) Three and Half years ran consecutively for a less than 2,000 Two Thousand Dollar Property Crime from a Chain Store. All property was returned and undamaged. That no loss was suffered.

Appellant has a local permanent living address in jurisdiction for return to court purposes, is a active U.S. Army Veteran who will return to Veteran Treatment in the event Bail is GRANTED. For monitoring, Counseling, and in the event available return to College (VRAP) to continue education for employment reintegration purposes. Appellant will comply to 'courts' ORDERS and stay within compliance of the "courts direction.

Appellant since SCDC tenure has remained legally active in learning and seeking to perfect his craft via due diligence as a Pro-Se Litigant. That can support the Appellant legally as a paralegal, investigator or a post-conviction attorney support personnel employee. Now gaining the South Carolina business title in legal forums.

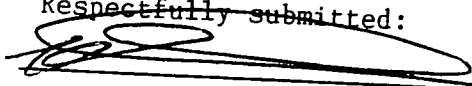
Appellant has volunteered in various prison groups available at Turb-
eville Correctional Institution which houses both adult youth offenders and Department Juvenile Justice prisoners. As a mentor for the youth. Appellant now at Kershaw Correctional Institution has submitted request to become a active member for the lawyers guild. Appellant in aspiration of deterring any unwarranted characteristics does participate in the religious programs offered since being transfered here at Kershaw Correctional Institution. Appellant in using his former military skills has provided the Unit Drill Instructor in assisting the unit in preparation for future drill competitions. With cadenses the appellant learned awhile in the military.

Last yet not however least appellant after 28 years of active incarcerations does address his short comings and past future character flaws. Ask this support the **GRANTING** of Bail.

WHEREFORE, for the foregoing reasoning **[PRAYS]** ORDER **GRANTING** Appellant Bail, Immediate Release, On His Own Recognizance. Appellant Promises To Return To said Court as so ORDERED. Alternatively Appellant would ask that securing return Appellant Active participation in continued Veterans Counseling, and Medical and Mental Health Treatment. In the event this does not satisfy the "courts" Appellant asks a bail set to commensurate with Appellant means to meet bail in the amount of no more than \$1,000 dollars 10 0/0 percent to the "courts", or no value to exceed the the property return \$2,000 dollars at 10 0/0 percent to the 'courts'.

This said 20th day 8th month
Twenty two & Twenty year

Respectfully submitted:


Akeem Alim-Nafis Abdullah-Malik
Appellant/ Pro-Se
Affiant

LEGAL AUTHORITIES
CASE ANALOGY
SUPPORTING GRANTING BAIL

Appellant conjunctively with factual basis, severely reliance on the Declaration of Human Rights, PREMBLE to end, U.S. Constitution Articles I. thru VII, Amendments I thru XXVII; S.C. Constitution Art. I Sec 2,3,4,7,9,11, 12, 14,15, 18, 19, 22,23,24 to end; Art. % Sec thru 27.

Appellant MOVES RESPECTFULLY to GRANT BAIL in His OWN RECOGNIGANCE or a reasonable amount non EXCESSIVE for the Appellant to be set FREE based upon reliance of State v. Workman 263 S.E. 2d 865 SC 1980.

~~"Purpose of Appeal Bond in a criminal case is to allow defendant to go free during the pendency of Appeal while assuring his presence upon affirmance of his conviction or as the "court" may otherwise direct~~
8 C.I.J. Bail 5 6J P 19."

State v. Whitener 225 S.C. 244, 81 S.E. 2d 984 SC 1954

"Appellant thereupon applied to this "court" for writ of habeas corpus granting him bail"

State v. Gibbs 353 SC 226 (SC 2013) 577 S.E. 2d 454

" Operating in conjunct with Title 18-1-90 When Bail Shal Be Allowed" Bail shall be allowed to defendants in all cases (also see 18-3-50, 17-15-120) which the appeal is from trial, conviction, or sentence for a criminal offense except that no bail be allowed when defendant shall be sentenced to death, life, or for a term of 10 years in which appeal is from the trial conviction is sentence for criminal offense.

State v. Avant SC 570 (SC1910) 67 SE 908

" The service of Notice in writing on the solicitor of a n intention to appeal is the prerequisite to the granting of bail"

In re Michael H. (S.C. 2004) 360 SC 540, 632 SE 2d 729, 125 S.CT 1644, 544 U.S. 943 161 L.Ed.2d 511 bail-44 (3.1)

Suprem Court may Grant Bail under S.C. Constitution Art 5. Sec 4 and Art 5 Sec 5

Before Amendment 1944 Code 1962 and 7 and 8. Bail after conviction was me

discretion and Not a Right Nicholos v. Patterson (S.C. 1943) 202 SC 352
S.E. 2d 155

In re Michael H. The Court of Appeals set Bond at 1,000 dollars and then remanded the matter to family court to set the conditions of the Bond. The Family Court set numerous restrictive conditions of bail.

CONCLUSION

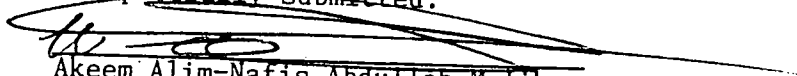
SUMERIZED

Supreme Court Affirmed the Court of Appeals decision denying the state to declare the Appeal Bond Issued by the Court of Appeals Null and Void See Waller v. Alcicones (Cite Omitted).

Appellant for the foregoing reasons, time already served on the sentences a Non Viloent Sentence(s)the considerations of reversals, sentence modification, or A Veteran Treatment Court Sentence (VTC), or a alternative re-sentencing to a lower lesser sentence to Veteran Treatment Outpatient Clinic with the Veterans Administration Medical Center(s). Appellant Moves for a conducive sentence that is applicble with the total valuse of the return property that was undamaged and Appleeant complete Remorese for the matter before you sincerely.

This sad 20th day August month 2014 year

Respectfully submitted:

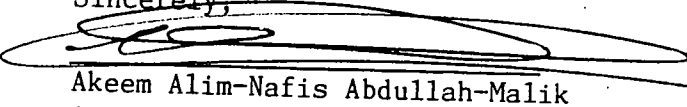

Akeem Alim-Nafis Abdullah-Malik
Appellant/ Pro-Se

CERTIFICATE OF SERVICE

I'AM duly depose on 26th day 8 month 2014 year. I did deposit in the U.S. Postal Service depository at Kershaw Correctional Institution 4848 Goldmine Highway, Kershaw South Carolina 29067. Pre-paid postage. To all CC: Listed Below.

This said 26th day 8 month 2014 year

Sincerely,


Akeem Alim-Nafis Abdullah-Malik
Appellant Pro-Se

CC: S.C. Court of Appeals
1015 Sumter Street
Columbia, S.C. 29210

CC: S.C. Attorney General
Last Known Address

CC: 16 Judicial Circuit General Sessions Court
Last Known Address

CC: 16 Judicial circuit Solicitor Office
Last Known Address

CONCLUSION

BLANK PAGE

Appellant asks respectfully the "COURTS" apology for any typographical errors that are not amendable at this juncture. As well the Legal Law Library Provision available in the South Carolina Department of Correction (s). That limits the production computer generated via West or Lexis Law System of the 21st Century.

Appellant ask that HAINES V. KERNER 401 U.S. 1008, 91 S.CT 981 (1971)
GORDON V. LEAKE 574 F 2d 1147,1151

Is applied to this Case At Bar. The Appellant is not a Licensed Bar Attorney Nor A Attorney In or At Law, Nor a Student In Formal Law School.

EXHIBIT 1

VETERAN ADMINISTRATION DATA



Bureau of Justice Statistics Special Report

January 2000, NCJ 178888

Veterans in Prison or Jail

By Christopher J. Mumola
BJS Policy Analyst

In 1998 there were an estimated 25,062,400 veterans in the United States population, including 225,700 veterans held in the Nation's prisons and jails. Males comprised 95% of all veterans and 99% of those veterans in prison and jail. Among adult males in 1998, there were 937 incarcerated veterans per 100,000 veteran residents, up from 571 per 100,000 in 1985. Despite the increase, male veterans were incarcerated at less than half the rate of adult male nonveterans (1,971 per 100,000) in 1998.

Since 1985 the number of U.S. veterans has declined by nearly 3 million, an average decline of 1% per year. The number of male veterans dropped from 26,962,000 in 1985 to 23,834,100 in 1998, while the number of female veterans rose from 1,044,700 to 1,228,300. The number in prison or jail rose from 154,600 in 1985 to 225,700 in 1998, an increase of 46%. However, during this period the number of nonveteran inmates rose 172%. Veterans accounted for 12% of all inmates in 1998, down from 21% in 1985.

These data are based on interviews with national samples of inmates. In responses to the 1997 Survey of Inmates in State and Federal Correctional Facilities and the 1996 Survey of Inmates in Local Jails, inmates provided information on their military service, as well as their criminal history and personal background.

Highlights

Over 225,000 veterans held in Nation's prisons or jails in 1998

| | Estimated number of veteran inmates | |
|------------|-------------------------------------|---------|
| | 1985 | 1998 |
| Prison | 100,200 | 156,400 |
| Local jail | 54,400 | 69,300 |

| | Percent of inmates reporting military service | |
|---------------|---|-------|
| | 1986 | 1997 |
| Prison | 24.9% | 14.5% |
| Federal State | 20.2 | 12.5 |

| | Percent of inmates reporting military service | |
|------------|---|-------|
| | 1983 | 1996 |
| Local jail | 21.2% | 11.7% |

\$ 1 in every 6 incarcerated veterans were not honorably discharged from the military.

\$ About 20% of veterans in prison or jail reported seeing combat duty during their military service.

\$ In 1998, an estimated 56,500 Vietnam War-era veterans and 18,500 Persian Gulf War-era veterans were held in State and Federal prisons.

Veterans more likely than others to be in prison for a violent offense but less likely to be serving a sentence for drugs

| Offense | State prisoners, 1997 | |
|--------------|-----------------------|-------------|
| | Veterans | Nonveterans |
| Violent | 55.1% | 46.1% |
| Property | 20.3 | 22.2 |
| Drug | 14.4 | 21.5 |
| Public-order | 10.2 | 9.8 |

| | Average maximum sentence | |
|--------------|--------------------------|-------------|
| | Veterans | Nonveterans |
| Violent | 264 mo | 214 mo |
| Property | 123 | 116 |
| Drug | 118 | 107 |
| Public-order | 86 | 79 |

\$ About 35% of veterans in State prison, compared to 20% of nonveterans, were convicted of homicide or sexual assault.

\$ Veterans (30%) were more likely than other State prisoners (23%) to be first-time offenders.

\$ Among violent State prisoners, the average sentence of veterans was 50 months longer than the average of nonveterans.

Veterans in State prison reported higher levels of alcohol abuse, lower levels of drug abuse, than other prisoners

| | State prisoners, 1997 | |
|--|-----------------------|-------------|
| | Veterans | Nonveterans |
| Drug use in month before offense | 45.4% | 58.1% |
| Alcohol dependent | 30.6% | 23.6% |
| Identified as mentally ill | 19.3% | 15.8% |
| Homeless at some time in 12 months before arrest | 12.4% | 10.3% |

\$ Veterans in State prison (26%) were less likely than other State prisoners (34%) to report having used drugs at the time of their offense.

\$ Nearly 60% of veterans in State prison had driven drunk in the past, compared to 45% of other inmates.

\$ About 70% of veterans, compared to 54% of other State prisoners, had been working full-time before arrest.

12/28/2013

Find Law Knowledgebase Published: 2012-12-21

South Carolina using veterans' courts to address drug crimes Article provided by William Monckton - Monckton Law Firm, P.A. In the years since the wars in Iraq and Afghanistan began, there has been a lot of discussion about the issue of post-traumatic stress disorder and substance abuse among returning service members. While this increased visibility is certainly helpful, PTSD and addiction are by no means new problems in the military community. Because of the stress they have experienced, combat veterans are more likely to experience issues with mental health or illegal drugs. The unique mindset that service members have also means that they are often more unlikely to ask for help if problems arise. All too often, this leads veterans to get in trouble with the law. Recently, South Carolina officials have followed the lead of other states in creating special courts for veterans facing criminal charges. The courts work much like more traditional "drug courts." Participants are given a reprieve from jail time so long as they are getting treatment for their underlying addiction or mental health issues and are complying with the other terms of their sentence. ~~In addition, participants get support from mentors and other participants, all of whom are~~ veterans themselves. The courts work because they frame recovery in a way that makes sense to someone with a military mindset. South Carolina veterans' courts aren't just reserved for recent Iraq and Afghanistan veterans. Nearly all veterans are eligible, regardless of when they served or whether they had been deployed to a combat zone. The only restrictions are that the underlying offense must be non-violent and that the veteran has a diagnosed mental health or substance abuse disorder. It is not necessary for the disorder to be directly connected to a service-related injury or traumatic event. South Carolina's program is relatively new, so there is not yet good data about how successful veterans' court participants have been. Still, with over 400,000 veterans in South Carolina, anything the state can do to help struggling service members is bound to have a positive impact. South Carolina drug crimes Veterans' court is just one of the many alternative sentencing options available to people charged with drug crimes and other non-violent offenses in South Carolina. Most drug crimes are rooted in addiction, and it is often more beneficial to treat the underlying problem than to simply lock the person up. If you or a loved one is struggling with addiction or mental health issues and facing criminal charges, it is a good idea to talk to an experienced South Carolina criminal defense attorney. In most cases, alternative sentencing options must be explored early on in the process. The attorney can help you identify alternatives to -

See more at: <http://knowledgebase.findlaw.com/kb/2012/Dec/902137.html#sthash.FRtpoxOp.dpuf>

Veterans Treatment Courts Offer Alternative to Prison

For military veterans who find themselves afoul of the law due to substance abuse or mental health issues, a system called veterans treatment courts is giving them an alternative to prison time.

The courts are modeled on the drug treatment or mental health treatment courts first established two decades ago.

"Words cannot describe the second chance that you guys gave me but if I had to, it would be that I am in a lifelong debt of gratitude," former Marine corporal Eric Gonzales said Monday as he addressed the audience at the Veterans Treatment Court Conference being held in Washington D.C.

Organized by Justice for Veterans Treatment Courts Vets, the conference aims to broaden the reach of veterans treatment courts to help military vets, particularly those who served in the wars in Iraq and Afghanistan.

Justice for Vets estimates that since 2004 the number of veterans being treated for mental illness and substance abuse has increased by 38 percent, most of them among the 2.5 million American military service members who served in Iraq and Afghanistan.

Gonzales, who served in Afghanistan, said he has gotten his life back in order after he faced serious prison time for a high-speed pursuit fueled by substance abuse. He told the conference that the "court gave me the chance of a lifetime to work on my mental health rather than throwing me in prison where I would still be battling with my issues."

"Someday in the not-so-distant future when there is a vet treatment court in reach of every vet in need, we will look back on today as the moment we turned the corner," said Judge Robert Russell, who established the first veterans treatment court in Buffalo, N.Y., in 2008.

Working with the local Veterans Affairs office, Russell set up the veterans-focused court after he noticed an increase in the number of veterans appearing before his Drug Court and Mental Health Court.

Retired Army general and drug czar Gen. Robert McCaffrey told the gathering that the main reason for the conference was "to train each other, to learn how to institutionalize and maintain this spectacular concept."

McCaffrey is the chairman of the Veterans Treatment Court Committee of the National Association of Drug Court Professionals.

At the conference's opening session, Veterans Affairs Secretary Eric Shinseki told the audience that when he visited Judge Russell's courtroom in 2009 "the power of the veteran's court concept was clear, undeniable and compelling."

"Since that visit, VA has been your full partner, agreeing to bring all of its capabilities to bear, wherever a judge is willing to establish a veterans court," said Shinseki, who praised the work of the veterans courts and highlighted his department's "Veterans Justice Outreach" program.

The program's 172 specialists work with courts to help veterans entering the justice system to get mental health or substance abuse care from the VA.

Statistics show the program is having a positive effect — two thirds of veterans who appear before treatment courts successfully complete their treatment, Shinseki noted.

Gen. Martin Dempsey, chairman of the Joint Chiefs of Staff, is scheduled to address the conference on Wednesday.

** I found NO VTC. s in South Carolina

<% Response.AddHeader "X-UA-Compatible","IE=Edge,chrome=1" %>



Search

SITE MAP [A-Z]

- Home
- Veteran Services
- Business
- About VA
- Media Room
- Locations
- Contact Us

I AM A... VA » Locations » PTSD Program Locator » North Carolina

Select One

Locations

Search in Facility Directory:

Locations Home

VHA Facilities

VBA Facilities

NCA Facilities

VA Central Office Listing

Vet Centers

PTSD Program Locator

SUD Program Locator

Gravesite Locator

Facilities by State

Interactive US Map

Facility Listing

North Carolina

PTSD Program

Descriptions of VA PTSD Programs | Learn more about PTSD: VA National Center for PTSD

NOTE: The contacts provided for the PTSD Programs are for information inquiries and are not continuously monitored.

All VA Medical Centers offer PTSD treatment, even if there is no specific PTSD program. Contact your local VA Medical Center and ask for the Mental Health clinic. Many Vet Centers and VA Community Based Outpatient Clinics also offer PTSD treatment.

If you need immediate assistance, call 911 or 1-800-273-TALK/8255, press 1.

Asheville VA Medical Center

1100 Tunnel Road
Asheville, NC 28805
Phone: 828-298-7911

PTSD Clinical Team (PCT) Outpatient

Bruce L. Purvis (828) 299-2519

Durham Clinic

1824 Hillandale Road
Durham, NC 27705
Phone: 919-383-6107

PTSD Clinical Team (PCT) Outpatient

Josephine Allen (919) 286-0411 X 7977

Fayetteville VA Medical Center

2300 Ramsey Street
Fayetteville, NC 28301
Phone: 910-488-2120 Or 910-488-2120

PTSD Clinical Team (PCT) Outpatient

Dana Foster, AO, MHSL (910) 488-2120 X 5828

Salisbury - W.G. (Bill) Hefner VA Medical Center

1601 Brenner Avenue
Salisbury, NC 28144
Phone: 704-638-9000 Or 704-638-9000

PTSD Clinical Team (PCT) Outpatient

Kristin Humphrey, PhD (704) 638-9000 X 3175

Specialized Inpatient PTSD Unit (SIPU) Inpatient

Kristin Humphrey, PhD (704) 638-9000 X 3175

Handwritten notes:
 VAA Home 1160.03
 38 U.S.C. 1710
 38 CFR 17.46 and 17.47
 986-Idlaw Dr.

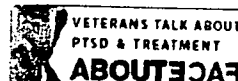


EXHIBIT IV

VETERAN ADMINISTRATION DATA

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**PROGRAMS FOR VETERANS WITH POST-TRAUMATIC STRESS
DISORDER (PTSD)**

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ORDER TRANSCRIPT

LEGAL

ORDERING OF TRANSCRIPTS
SECOND REQUEST


Appellant Akeem Alim-Nafis Abdullah-Malik Appellant in
State v. Akeem Alim-Nafis Abdullah-Malik Case No: 2014-001001
Pursant to Title 18-1-20 and SCACR 201 and 207 Appellant Moves
This Honorable Court Pro-se Counsel of Record in Production
of Document in Criminal Proceeding as Counsel of Record at the
"courts" expense as a Indigent Pro-Se Litigant

Appellant is Pro-Se has been Pro-se throught this entire
Criminal Proceeding beforeto, nowto, henceforth. Appellant is
in warranted need to review all transcripts produce by all court
~~reporters in this said matter. Appellant is preparing briefing~~
as so prescribed by the Appeal Courts.

Appellant is for the particularized reasoning in need of
all preliminary proceedin transcripts rendered over to the def-
ense to prepare for briefing. Which consist of all matter that
were held in open court before the Honorable Judge(s) John Hayes
III, Judge Malphus, and Judge Paul Burch. All Initial Appearances
, Preliminary Proceedings, Motion Hearings, Trial Service Hearing
(s), Trial a,d Plea Hearings From the periods from September
15th, 2013 through March 10th, 2104 to present. Appellant in
addition would does request all 16th Judicial Circuit Executive
Office Solicitors to produe all records, notes and all discovery
Pursuant to Brady v. Maryland (Cite Ommitted) for the defense
to review. In addition Appellant request the 16th Judicial Cir-
cuit Public Defenders Office to produce all records and noted
as to the Appoint of Stand By Counsel Judah Vansyckel assignment
by Harry Dest to be appointed as satnd by counsel for the Appell
ant at all hearings and trial. To include term stand by counsel
was terminated then rehired terminated then rehired in reference
to the case at bar, Appellant respectfull request a accurate
account released and turn over to the defense as so requested
in a expidited manner if it please the "COURT" to permitte the
Appellant to prepare for briefing in this Appeal.

This said 20th day August month
Twenty-Third year

Respectfully submitted:

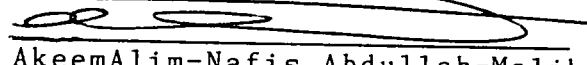

Akeem Alim-Nafis Abdullah-Malik
Appellant Pro-se

CERTIFICATE OF SERVICE

I'AM duly depose that on 25th day August month Twenty-Third year.
I have deposited in the U.S. Postal Service Depository at Kershaw
Correctional Institution 4848 Goldmine Highway Kershaw South
Carolina 29067 (1) Original and copies to CC: Listed Below
pre-paid postage.

This said 25th day August month
Twenty-Third year

Respectfully submitted:


Akeem Alim-Nafis Abdullah-Malik
Appellant Pro-se

CC: S.C Court of Appeals
CC: 16th Judicial Circuit Court General Sessions
CC SC Attorney General Office
CC 16th Judicial Circuit Solicitor Office
All above last known address to the Appellant

CASE RELEVANCY

CASE NUMBERS PRIOR TO APPEALS COURTS NUMBER

AKEEM ALIM-NAFIS ABDULLAH-MALIK 2013-GS-46-04369,04370,04371.

JUDGEMENTS

Lower Courts
SENTENCING

Jail

COUNTY OF York
 VS.
Akeem Abdullah-Malik
 AKA:
 Race: BLACK Sex: M Age: 53
 DOB: 10-23-1962 SS#: 244-23-2130
 Address: 309 Remount Road
 City, State, Zip: Charlotte, NC 28203
 DL#: 24415281 SID#: SC01102032

INDICTMENT/CASE#: 2013GS4604370
 A/W#: 2013A4620400026
 Date of Offense: 9/14/2013
 S.C. Code § : 16-13-0030(B)
 CDR Code #: 3420

SENTENCE SHEET **ORIGINAL**

*CDL Yes No CMV Yes No Hazmat Yes No
 In disposition of the said indictment comes now the Defendant who was
 TO: Larceny / Petit or Simple Larceny - \$2,000 or less

CONVICTED OF or PLEADS

in violation of § 16-13-0030(A) of the S.C. Code of Laws, bearing CDR Code # 3419
 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC §17-25-45
 w/minor 1st or Lewd Act)

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. (defendant's initials)
 The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: R. L. J. 100830 X [Signature]
 Newkirk, Ryan R SC Bar# Defendant Attorney for Defendant SC Bar#

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
 for a determinate term of time served days/months/years or under the Youthful Offender Act not to exceed _____ years
 and/or to pay a fine of \$ _____; provided that upon the service of _____ days/months/years and/or payment
 of \$ _____; plus costs and assessments as applicable*; the balance is suspended with probation for _____

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

CONCURRENT or CONSECUTIVE to sentence on:
 The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by the State Department of Corrections.
 The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Criminal Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered
 Total: \$ _____ plus 20% fee: \$ _____
 Payment Terms: _____
 Set by SCDPPPS _____

PTUP _____
 _____ days/hours Public Service Employment
 Obtain GED
 Attend Voc. Rehab. or Job Corp. _____
 May serve W/E beginning _____
 Substance Abuse Counseling
 Random Drug/Alcohol testing
 Fine may be pd. in equal, consecutive weekly/monthly pmts. of \$ _____ beginning _____
 \$ _____ paid to Public Defender Fund
 Other: _____

Recipient: _____

| | | |
|--|---------|------------------|
| *Fine: | | \$ |
| § 14-1-206 (Assessments 107.5 %) | | \$ |
| § 14-1-211(A)(1) (Conv. Surcharge) | \$100 | \$ <u>100.00</u> |
| § 14-1-211(A)(2) (DUI Surcharge) | \$100 | \$ |
| § 56-5-2995 (DUI Assessment) | \$12 | \$ |
| § 56-1-286 (DUI Breath Test) | \$25 | \$ |
| Proviso 47.9 (Public Def/Prob) | \$500 | \$ |
| § 14-1-212 (Law Enforce. Funding) | \$25 | \$ <u>25.00</u> |
| § 14-1-213 (Drug Court Surcharge) | \$150 | \$ |
| § 50-21-114(BUI Breath Test Fee) | \$50 | \$ |
| § 56-5-2942(J) (Vehicle Assessment) | \$40/ea | \$ |
| Proviso 90.5 (SCCJA Surcharge) | \$5 | \$ <u>5.00</u> |
| 3% to County (if paid in installments) | | \$ |
| TOTAL | | \$ <u>130.00</u> |

Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.

Clerk of Court/ Deputy Clerk David Hamiltal
 Court Reporter: Shirley Broom
 SCCA/217 (03/2011)

Presiding Judge [Signature]
 Judge Code: 2048
 Sentence Date: 3-10-14

Jan

COUNTY OF York
STATE VS.
Akeem Abdullah-Malik

INDICTMENT/CASE#: 2013GS4604371
A/W#: 2013A4620400027
Date of Offense: 9/14/2013
S.C. Code § : 16-17-0410
CDR Code #: 0049

AKA: _____
Race: BLACK Sex: M Age: 513
DOB: 10-23-1962 SS#: 244-23-2132
Address: 309 Remount Road
City, State, Zip: Charlotte, NC 28203
DL#: 24415281 SID#: SC01102032

ORIGINAL

CONVICTED OF or PLEADS

*CDL Yes No CMV Yes No Hazmat Yes No
In disposition of the said indictment comes now the Defendant who was
TO: Criminal Conspiracy, Common Law

in violation of § 16-17-0410 of the S.C. Code of Laws, bearing CDR Code # 0049
 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC §17-25-45 w/minor 1st or Lewd Act)

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. (defendant's initials)
The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: [Signature] 100830 x [Signature]
Newkirk, Ryan R SC Bar# _____ Defendant Attorney for Defendant SC Bar# _____

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
for a determinate term of 3 1/2 days/months/years or under the Youthful Offender Act not to exceed _____ years
and/or to pay a fine of \$ _____; provided that upon the service of _____ days/months/years and/or payment
of \$ _____; plus costs and assessments as applicable*; the balance is suspended with probation for _____

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of
probation, which are incorporated by reference.
 CONCURRENT or CONSECUTIVE to sentence on: 2013GS4604369
 The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied
by the State Department of Corrections.
 The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code §17-25-135.

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Criminal
Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered
Total: \$ _____ plus 20% fee: \$ _____
Payment Terms: _____
 Set by SCDPPPS _____

PTUP _____
_____ days/hours Public Service Employment

| *Fine: | | \$ |
|--|---------|-----------|
| § 14-1-206 (Assessments 107.5 %) | | \$ |
| § 14-1-211(A)(1) (Conv. Surcharge) | \$100 | \$ 100.00 |
| § 14-1-211(A)(2) (DUI Surcharge) | \$100 | \$ |
| § 56-5-2995 (DUI Assessment) | \$12 | \$ |
| § 56-1-286 (DUI Breath Test) | \$25 | \$ |
| Proviso 47.9 (Public Def/Prob) | \$500 | \$ |
| § 14-1-212 (Law Enforce. Funding) | \$25 | \$ 25.00 |
| § 14-1-213 (Drug Court Surcharge) | \$150 | \$ |
| § 50-21-114(BUI Breath Test Fee) | \$50 | \$ |
| § 56-5-2942(J) (Vehicle Assessment) | \$40/ea | \$ |
| Proviso 90.5 (SCCJA Surcharge) | \$5 | \$ 5.00 |
| 3% to County (if paid in installments) | | \$ |
| TOTAL | | \$ 130.00 |

Obtain GED
Attend Voc. Rehab. or Job Corp. _____
May serve W/E beginning _____
Substance Abuse Counseling
Random Drug/Alcohol testing
Fine may be pd. in equal, consecutive weekly/monthly
pmts. of \$ _____ beginning _____
\$ _____ paid to Public Defender Fund
Other: Court recommends
placement for mental health
counseling.

Appointed PD or appointed other counsel,
§ 47.12 requires \$500 be paid to Clerk
during probation.

Clerk of Court/ Deputy Clerk David Hamilton
Court Reporter: Shirley Broom
SCCA/217 (03/2011)

Presiding Judge [Signature]
Judge Code: 2048
Sentence Date: 3-10-14

File

COUNTY OF York
 STATE VS.
Akeem Abdullah Malik
 AKA: _____
 Race: BLACK Sex: M Age: 513
 DOB: 10-23-1967 SS#: [REDACTED]
 Address: 309 Remount Road
 City, State, Zip: Charlotte, NC 28203
 DL#: 24415281 SID#: SC01102032

INDICTMENT/CASE#: 2013GS4604369
 A/W#: 2013A4620400025
 Date of Offense: 9/14/2013
 S.C. Code § : 16-11-0313
 CDR Code #: 0427

SENTENCE STATE **ORIGINAL**

*CDL Yes No CMV Yes No Hazmat Yes No
 In disposition of the said indictment comes now the Defendant who was
 TO: Burglary (After June 20, 1985) - Third degree - 1st offense.

CONVICTED OF or PLEADS

in violation of § 16-11-0313 of the S.C. Code of Laws, bearing CDR Code # 0427
 NON-VIOLENT VIOLENT SERIOUS MOST SERIOUS Mandatory GPS(CSC §17-25-45 w/minor 1st or Lewd Act)

The charge is: As Indicted, Lesser Included Offense, Defendant Waives Presentment to Grand Jury. _____ (defendant's initials)
 The plea is: Without Negotiations or Recommendation, Negotiated Sentence, Recommendation by the State.

ATTEST: [Signature] 100830 X
Newkirk, Ryan R SC Bar# _____ Defendant Attorney for Defendant SC Bar# _____

WHEREFORE, the Defendant is committed to the State Department of Corrections, County Detention Center,
 for a determinate term of 5 days/months/years or under the Youthful Offender Act not to exceed _____ years
 and/or to pay a fine of \$ _____; provided that upon the service of _____ days/months/years and/or payment
 of \$ _____; plus costs and assessments as applicable*; the balance is suspended with probation for _____

months/years and subject to South Carolina Department of Probation, Parole and Pardon Services standard conditions of probation, which are incorporated by reference.

CONCURRENT or CONSECUTIVE to sentence on:
 The Defendant is to be given credit for time served pursuant to S.C. Code § 24-13-40 to be calculated and applied by the State Department of Corrections. 177 days.
 The Defendant is to be placed on the Central Registry of Child Abuse and Neglect pursuant to S.C. Code § 17-25-135.

Pursuant to 18 U.S.C Section 922, it is unlawful for a person convicted of a violation of Section 16-25-20 or 16-25-65 (Criminal Domestic Violence) to ship, transport, possess, or receive a firearm or ammunition.

SPECIAL CONDITIONS:

RESTITUTION: Deferred Def. Waives Hearing Ordered
 Total: \$ _____ plus 20% fee: \$ _____
 Payment Terms: _____
 Set by SCDPPPS _____

PTUP _____
 _____ days/hours Public Service Employment
 Obtain GED
 Attend Voc. Rehab. or Job Corp. _____
 May serve W/E beginning _____
 Substance Abuse Counseling
 Random Drug/Alcohol testing
 Fine may be pd. in equal, consecutive weekly/monthly pmts. of \$ _____ beginning _____
 \$ _____ paid to Public Defender Fund
 Other: Court recommended placement for mental health counseling.

Recipient: _____

| | | |
|--|---------|-----------|
| *Fine: | | \$ |
| § 14-1-206 (Assessments 107.5 %) | | \$ |
| § 14-1-211(A)(1) (Conv. Surcharge) | \$100 | \$ 100.00 |
| § 14-1-211(A)(2) (DUI Surcharge) | \$100 | \$ |
| § 56-5-2995 (DUI Assessment) | \$12 | \$ |
| § 56-1-286 (DUI Breath Test) | \$25 | \$ |
| Proviso 47.9 (Public Def/Prob) | \$500 | \$ |
| § 14-1-212 (Law Enforce. Funding) | \$25 | \$ 25.00 |
| § 14-1-213 (Drug Court Surcharge) | \$150 | \$ |
| § 50-21-114(BUI Breath Test Fee) | \$50 | \$ |
| § 56-5-2942(J) (Vehicle Assessment) | \$40/ea | \$ |
| Proviso 90.5 (SCCJA Surcharge) | \$5 | \$ 5.00 |
| 3% to County (if paid in installments) | | \$ |
| TOTAL | | \$ 130.00 |

Appointed PD or appointed other counsel, § 47.12 requires \$500 be paid to Clerk during probation.

Clerk of Court/ Deputy Clerk David Hamilton
 Court Reporter: Shirley Broom
 SCCA/217 (03/2011)

Presiding Judge [Signature]
 Judge Code: 2048 Burch
 Sentence Date: 3-10-14

GUILTY But Not Guilty III

Plea

STATE OF SOUTH CAROLINA
COUNTY OF YORK COUNTY

IN THE COURT OF GENERAL SESSIONS

STATE OF SOUTH CAROLINA

VS

AM = defendant's initials required

Akeem Abdullah-Malik

Total Time Served (days): [Click here to enter text.](#)

I want to plead guilty, no contest, or enter a plea under N.C. v. Alford to the charges listed below. I understand that the minimum and maximum penalties as well as some of the collateral consequences for the charges to which I am pleading are listed below:

Truebilled Waiver

Indictment #: **2013-GS-46-04369** CDR: **0427** Statute #: **16-11-313**

Original Charge: **Burglary 3rd Degree, 1st Offense**

Pleading To: **Same**

Misdemeanor Felony

Penalty: **Up to 5**

Non-Violent Violent Serious Most Serious No Parole Sex Offender Registry

Mandatory GPS Increased Punishment for Future Offenses Murder Day for Day

AM

Truebilled Waiver

Indictment #: **2013-GS-46-04370** CDR: **3420** Statute #: **16-13-30**

Original Charge: **Grand Larceny**

Pleading To: **Petit Larceny**

Misdemeanor Felony

Penalty: **Up to 30 Days**

Non-Violent Violent Serious Most Serious No Parole Sex Offender Registry

Mandatory GPS Increased Punishment for Future Offenses Murder Day for Day

Truebilled Waiver

Indictment #: **2013-GS-46-04371** CDR: **0049** Statute #: **16-17-0410**

Original Charge: **Conspiracy**

Pleading To: **Same**

Misdemeanor Felony

Penalty: **Up to 5 years**

Non-Violent Violent Serious Most Serious No Parole Sex Offender Registry

Mandatory GPS Increased Punishment for Future Offenses Murder Day for Day

List **General Sessions** Charges Being Dismissed: **Grand Larceny**

List Pending **General Sessions** Charges not being resolved: **None**

YOA: Eligible Ineligible due to: Age Offense Other: [Click here to enter text.](#)

List Prior Convictions: **Will be read on the record.**

Currently on Probation? Yes No Is this plea a violation of the probation? Yes No

I have agreed to plead guilty, no contest, or enter a plea under N.C. v. Alford as part of a plea arrangement. The Solicitor, my lawyer, and I have informed the court that the following contains all of the terms of conditions of my plea:

Type of Plea Guilty / ^{GBMI} N.C. v. Alford iNolo
Recommendation Negotiated Without Recommendation

State is recommending or the negotiation is: **T/S on Petit Larceny**

This plea is not the product of any other promises or any threats whatsoever, except as indicated below:

N/A

I understand that, upon entering a plea under N.C. vs. Alford, I will be treated as being guilty whether or not I admit that I am in fact guilty.

I understand that a no contest plea is treated by the Court the same as a plea of guilty.

The Solicitor is making a recommendation to the judge, as listed above. I understand the Judge is not required to accept the recommendation given by the Solicitor and the Judge may accept it, may go below the recommendation, or may go above the recommendation.

This plea is a negotiated plea and the negotiation is listed above. I understand the Judge may refuse to accept the negotiation and that if the Judge refuses, the plea will not go forward.

This plea is without negotiation and I understand I could receive from the minimum to the maximum sentence on each charge to which I am pleading guilty and that those sentences could also be run consecutive to other.

I am not currently under the influence of any intoxicants, drugs, or narcotics.

I currently DO take the following prescribed medications:

Gabapentin, Neurontin, Motrin,
Clonidine

I am entering my plea today freely, voluntarily, knowingly, and intelligently.

I understand that I have the right to be represented by a lawyer at all stages of the proceedings. I can hire my own lawyer, or the court will appoint a lawyer for me if I cannot afford one. I understand an attorney would be of benefit to me, and since I am not an attorney, there is a danger in my representing myself. Understanding this, I give up this right.

I understand that I have the right to plead not guilty and be tried by a jury, and that I am presumed innocent until such time as the jury is convinced of my guilty beyond a reasonable doubt. Understanding this, I give up that right.

I understand I have the right to have the Court issue subpoenas to bring my witnesses and evidence to a trial at no cost to me. Understanding this, I give up that right.

I understand I have the right to testify or remain silent at trial. Understanding this, I give up this right.

My lawyer has reviewed with me all the factual and legal issues surrounding my case, including any defenses I may have and he or she has done everything I have asked him to do. I am satisfied with his or her services.

I understand that I have the right to remain silent, that is, the right against self-incrimination. Understanding this, I give up this right.

I understand that in a jury trial I have the right to see and hear all witnesses called to testify against me and to confront, cross-examine, and question them.

I give up, for each of the charges listed above, my right to a jury trial, my right to a bench trial (trial by Judge with no jury), my right to confront and cross examine witnesses, my right to remain silent and not incriminate myself, and my right to produce evidence and to present a defense, including my right to testify on my own behalf.

I understand that by my pleading to each charge, I am waiving all defenses, including, but not limited to the right to challenge any evidence the State may have used in its case against me and the voluntariness of any statements made to law enforcement.

I understand that upon my conviction I may be ordered to pay restitution to any persons directly and proximately injured as a result of my commission of these crimes and that a civil judgement in favor of each person may be docketed against me and will be a lien against any real estate I own now or may own in the future.

I understand that if I am not a citizen of the United States, my plea of guilty, no contest, or my plea under N.C. v. Alford may result in my deportation, exclusion from re-entry to the United States, and denial of naturalization and amnesty.

I understand that I have 10 days within which to appeal this guilty plea.

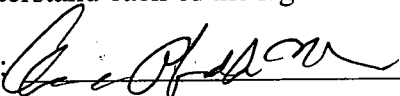
I understand that I am pleading guilty, no contest, or under N.C. v. Alford to the charges shown above.

I now personally plead () guilty; () under N.C. v. Alford; () no contest to the charges above.

Guilty
Guilty But Mentally Ill

Acknowledgement

I have read or have had read to me this form and have initialed each of the items that applies to my case. If I have an attorney, I have discussed each item with my attorney. By putting my initials next to the items in this form, I am indicating that I understand and agree with what is stated in each item that I have initialed. The nature of the charges, possible defenses, the effects of any prior convictions and enhancements, have been explained to me. I understand each of the rights outlined above, and I give up each of them to enter my plea.

Defendant's Signature:  Date: March 10th, 2014

Defense Counsel's Statement

I, the attorney for the defendant in the above entitled case, personally read and explained to the defendant the entire contents of this plea form and any addendum thereto. I discussed all charges, all discovery provided by the State, and possible defenses with the defendant and the consequences of the plea, including any immigration consequences. I personally observed the defendant fill in and initial each item, or read and initial each item to acknowledge his or her understanding and waivers. I observed the defendant date and sign this form and any addendum. I concur in the defendant's plea and waiver of constitutional rights.

Print Name: _____ Attorney Signature _____ Bar # _____

Date: _____ Circle One: PD Retained Appointed

Solicitor's Review

I have reviewed this form as completed by the Defendant or by the Defendant with his Defense Attorney for completeness and accuracy.

Solicitors Signature: _____ Bar # _____

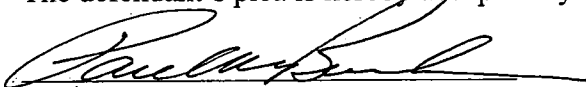
Date: _____

Judge's Confirmation

Upon consideration of the record, evidence or factual presentation offered, answers of defendant, and statements of the lawyer for the defendant and the prosecutor and the contents of this plea and waiver form, the undersigned finds that:

1. There is a factual basis for the entry of the plea,
2. The defendant is satisfied with his/her lawyer's legal services, *(stand by counsel)*
3. The defendant is competent to stand trial, and
4. The plea is the informed choice of the defendant and is made freely, voluntarily, knowingly, and intelligently.

The defendant's plea is hereby accepted by the Court.


Judge's Signature

Judge's Code: 2048

Date: 3/10/14

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS

PRISONER CORRESPONDENCE

OFFICE OF GENERAL COUNSEL

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS

Office of General Counsel

RESPONSE TO INMATE CORRESPONDENCE

INMATE: Akeem Abdullah Malik, SCDC #359150
INSTITUTION: Turbeville Correctional Institution
FROM: Shanika Johnson, Staff Attorney
SUBJECT: Legal Documents Review
DATE: April 30, 2014

RECEIVED
JUN 04 2014
SC COURT OF APPEALS

Mr. Abdullah-Malik,

I was forwarded your Request to Staff requesting the date I met with you and Lt. Story at Kirkland Reception and Evaluation Center to review/approve your legal documents. The date of the review was March 24, 2014. It is my understanding that you did not have access to your legal materials until after that review meeting.

s/ 
Shanika Johnson

"ALL RIGHTS RESERVED"
SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
REQUEST TO STAFF MEMBER

| | | |
|--|--------|------------------------------------|
| TO NAME: GENERAL COUNSEL | TITLE: | DATE: 3-13-14 |
| INMATE'S NAME: Akeem A-N Abdulhach-Malik | | SCDC #: 259150 |
| INSTITUTION: KIRKLAND R & E | | LIVING QUARTERS: F-3 150 |

TO WHOM THIS MATTER CONCERN: **PER SEC DIRECTION & ORDER Lt. STURDY VIA WARDEN MALIK**

I Am stipulating that the documents entered your facility is a part of AMERICAN'S DISABILITY ACT & VETERANS REHABILITATION ACT AM JUR SOL 52 IN BOTH CIVIL & PENDING CRIMINAL APPELLANT PROCEDURES FOR SOLC PURPOSES PROOF OF RECORD IN ALLEGATIONS EXPRESSIVE MATERIAL FACTS FAMILY CORRESPONDANCE & ESTABLISHMENT OF RECORD. CASE # 1:14:00109-RBH-SUH & APPEALING AWAYING FROM CASE # 2013-GS-46-0427071

#1 - CIVIL } I AM respectfully requesting release of all
 #2 - CRIMINAL } my legal work to be hold in my possession & access to your LAW LIBRARY during my tenure here

[Signature]

DISPOSITION BY STAFF MEMBER:
 I have reviewed the requested material and confirmed it consists of legal materials.

| | |
|-------|------------------------------------|
| DATE: | SIGNATURE: <i>Ahanu Johnson</i> |
|-------|------------------------------------|