

I'm respectfully requesting to you concerning the following: Your recent communication dated 9-15-2014. Now I appreciate you informing me of the Amended Indictment from March 6, 2014 now there are several facts that I would like to bring to your attention; First take notice of the Indictment you sent indicating that the Grand jury convened on March 6, 2014 then on March 10, 2014 I proceeded to trial and if you'll look at page 76 Lines 21-25 then on page 77 Lines 1-6 of my transcript the solicitor made a motion to Amend the Indictment at trial. So how could the Indictment have been amended on March 6, 2014 before trial? When errors are made more errors are made in covering them up.

### (Supporting Facts)

Now if the Grand jury Amended this Indictment on March 6, 2014 and I proceeded to trial on March 10, 2014 then I actually selected my petit jury from the same Grand jury that Indicted me on March 6, 2014 and that is in violation of the Constitution of the United States and what is further this is highly prejudicial and deprived me of a fair and impartial trial. Now you said there was no discovery on appeal what about the designation of matters to be included on or in the record on appeal such as copies of true billed Indictments / co-defendants Indictments, arrest warrants and accompanying affidavits and statements, Exhibits specifically Exhibits (1) and (2) that the court ruled was inadmissible that the solicitor admitted anyway even though you were saying that the judge ruled in my favor you overlooked where the judge would not allow my attorney or my co-defendant attorney to impeach Blackmon about him not being able to identify anyone. Page 378 Lines 23-25 then on page 379 Lines 1-5 of my transcript. In case of (GDM v Drew D with 279 chief justice shaw said: Where it is found there is some mistake in the indictment as a wrong name or addition or omission or the like and the Grand jury can again be appealed too, his rule can be no amendment of an Indictment by the court. The proper course is for the Grand jury

**RECEIVED**

SEP 25 2014

**SC Court of Appeals**

to return a new Indictment avoiding the defects of the first, so yes I'm going to write the United States Supreme Court to show them so they'll know well before what the South Carolina Supreme Court expects you to cover-up for them. How can a Grand jury amend an Indictment and that I must select my petit jury from that same Grand jury? I couldn't even tell who the foreman of the Grand jury is, but all that is not even relevant what is relevant is that it's stamped and dated by the Lancaster County Clerk of Court. The transcript of record is sufficient proof and if the amended Indictment was served before trial then the solicitor would not have had to make a motion to have it amended at trial which did not even commence until March 10, 2014 but I know I'm not suppose to recognize the truth or inform the court of the injustice.

On Ball

Respectfully Submitted

Berralle Winston

9-21-14

CC: Susan B. Hackett

United States Supreme Court

Now I received the Indictment that you enclosed I'm now requesting for you to review the Indictment that you enclosed to me carefully. Would you please take notice that when the Grand jury convened on June 7, 2013 the witnesses who appeared were Catalano and Crump would you also please take notice that when the Grand jury convened on March 6, 2014 then the witnesses were Catalano and Adams. Now you're the professional why would you have to change who the witnesses are? Why was Crump eliminated? Why was Adams added? You see I wrote you earlier about obtaining the Grand jury minutes, and the purpose of that was I knew something unconstitutional had occurred during the Grand jury proceedings and all ~~that~~ this just confirms that. Now another thing why would the Grand jury convened on March 6, 2014 and they don't use a 2014 Indictment Number? Why would they attempt to use the same 2013 Indictment Number? So if you can justify that then tell me why would you change who the witnesses were from the 2013 Indictment Catalano and Crump to Catalano and Adams? But I'm not suppose to recognize that and when you can't answer it I'm not suppose to address it to the courts. Well this is my life and its a serious matter and you get here everyday. I'm just another pay check to you. Just like I told you I know something improper occurred at that Grand jury proceedings and right now even you all are thinking that the courts may inquire into it and you all are making every effort to cover your track and I'm going make every effort to show the courts way.

Respectfully Submitted

Berralle Winston

9-21-2014

LEGAL MAIL

DeVatec Choice # 317531

Mcc1

336 Redemption Way

Mc Dermott, SC

29979

**RECEIVED**

SEP 25 2014

**SC Court of Appeals**

Robert M. Jubek

South Carolina Court of Appeals

P.O. Box 11689

Columbia, S.C.

29911