

BEFORE THE SUPREME COURT OF SOUTH CAROLINA
Appellate Case No. 2016 -

RECEIVED

State of South Carolina, and City of Columbia, SC

v.

Marie Assa'ad-Faltas, MD, MPH

AUG 22 2016

APPEAL from RICHLAND COUNTY Court of Common Pleas/Court of General Sessions
Alison Renée Lee, Circuit Court Judge S.C. SUPREME COURT
Circuit Court Case Nos. 2010-GS-40-11980 and 2010-GS-40-11987,
originated as City of Columbia Warrants Nos. K-613792 and K-613793 (all dismissed WITH prejudice)
AND K-613866 (City of Columbia, dismissed WITH prejudice)

Dr. Assa'ad-Faltas' Timely NOTICE OF APPEAL from the Circuit Court's
Appealable 14 July 2016 ORDER, not served on Dr. Assa'ad-Faltas until 27 July 2016,
AND from the Circuit Court's DENIAL of the Timely MOTION TO RECONSIDER AND REVERSE
Combined with pro se Motions and Brief to: (1) let Dr. Assa'ad-Faltas proceed pro se on this appeal
Or Appoint Counsel for her and (2) in either case, Afford Dr. Assa'ad-Faltas the Transcripts
Of the 18 May 2016 and 7 June 2016 Hearings at State Expense for this Appeal.

Marie Assa'ad-Faltas, MD, MPH defended herself ably *pro se* against *inter alia* two false harassment charges and one false charge of unlawful use of telephone, all three of which were, thank God, ultimately resolved in her favor **despite** SC's supposed criminal "justice" system having failed her at every step and having mentally and *physically* tortured her by *inter alia* falsely arresting her when she sought police escort to retrieve a coat and undamaged shoes from her own apartment before a projected winter freeze, falsely arresting her *again* when she called police to rescue her from a kidnap by her very false accusers (and, in both cases, severely bruising her wrists with intentional over-tightening of the cuffs) and falsely arresting her and placing her in solitary confinement in a damp cell which precipitated an asthma attack when she went to the courthouse during business hours to deliver subpoenae for Richland County's Sheriff's Department to serve for her criminal defense, and **despite that "justice" system** having *intentionally* caused severe and permanent mental injury to Dr. Assa'ad-Faltas' mother and bankrupting her. **Despite all that**, Dr. Assa'ad-Faltas persevered strengthened by her Christian faith, her exquisite upbringing, the certainty of her innocence, and her conscientious determination to protect innocent others.

Upon resolution of the three above-identified criminal charges in her favor, Dr. Assa'ad-Faltas sought reimbursement of necessary and proper defense expenses under the Defense of Indigents Act and SC rules and cases interpreting said Act. The motion stayed unscheduled and unheard for three years until SC Circuit Judge Lee heard it, denied it, and denied reconsideration. **Dr. Assa'ad-Faltas therefore hereby gives timely notice of appeal to this Court from SC Circuit Judge Lee's attached orders.**

Dr. Assa'ad-Faltas submits that this Court must allow her to proceed *pro se* on this appeal because only she, and not a lawyer, understands the necessities of *pro se* criminal defense and **it would be glaring hypocrisy for this Court to assemble a giant "Equal Access to Justice Commission" to study how to afford lawyers to those who need them but cannot afford them while denying self-representation to those who cannot afford lawyers but justifiably believe to not need them.**

Otherwise, without waiving her position that she must be allowed to proceed pro se on this appeal. Dr. Assa'ad-Faltas asks this Court to appoint for her a lawyer on this appeal. Dr. Assa'ad-Faltas summarizes the importance of this appeal to *real* justice in this State if this Court desires justice.

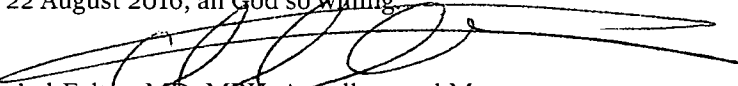
SC Circuit Judge Lee had concluded, in her 22 December 2009 ORDER FOR PRELIMINARY INJUNCTION in *Assa'ad-Faltas v. Steele et al.*, 2009-CP-40-02219, "this court has no doubt that such conduct is done solely for the purpose of harassing the Plaintiff [Dr. Assa'ad-Faltas] to the point of frustration with the hope that she will abandon her appeal, vacate the rented apartment, and abandon any plans to develop the property she purchased next door [to Steele's two rental quadrplexes]." *Id.* at pp 5 and 4.

Yet, same SC Circuit Judge Lee's 14 July 2016 ORDER totally misstates the facts, incorrectly claiming that Dr. Assa'ad-Faltas had to live in "Bruner House" and "Clarion" because she "was evicted from the apartment she was renting." *Id.* at p 4. In fact, Dr. Assa'ad-Faltas continued to pay rent for that apartment for years after her false arrest on the above-captioned charges while denied access to her and her family's belongings kept in that apartment. Dr. Assa'ad-Faltas' false accuser Dinah Gail Steele and her consort, Larry Wayne Mason, continued to enter that apartment with the landlord's master key and loot that apartment and to trespass on Dr. Assa'ad-Faltas' "property next door" (the land of the fatherless) with impunity.

The 14 July 2016 ORDER also overlooked Dr. Assa'ad-Faltas' claim for reimbursement for transcripts, which are items authorized in the law and rules that very order cites, and **totally failed to address the argument** Dr. Assa'ad-Faltas presented at both the 18 May 2016 and 7 June 2016 hearings that, within its inherent supervisory power and duty, an SC circuit court sitting in General Sessions should *sua sponte* examine the Prosecution's conduct in bringing *known* false charges against a plaintiff in a civil case *solely to help the defendants in that civil case gain unfair advantage in the civil litigation*, **and that an SC Circuit Court aware of such prosecutorial misconduct must sua sponte render the exonerated criminal defendant whole** whether by resort to the Defense of Indigents Act, by importing Civil Rule 11 to the criminal context, by invoking the inherent powers and duties of judges to advance the law, or by a combination of any or all of the above. **This Court is now asked to allow Dr. Assa'ad-Faltas to detail these arguments to this Court, preferably pro se, but otherwise by a lawyer who commits to advancing these arguments. Dr. Assa'ad-Faltas must be allowed to show this Court that the bringing of false criminal charges against the known innocent, or fabrication of false criminal conduct against unnamed persons (as most recently by Olympic "Gold medalist") destroys both the civilizing effect of the law and American credibility worldwide.**

Reimbursement of all Dr. Assa'ad-Faltas' necessary and proper *pro se* defense expenses is indispensable to validate this Court's advertised efforts to "equal justice," to render the injured ^{judicially} economically, and in the long and medium runs, to save the state money by avoiding costs of false incarcerations and state and local civil liabilities resulting therefrom and by encouraging criminal defendants who know themselves innocent and have the mental aptitude to do so to defend pro se secure in the knowledge that resources available to lawyers would also be available to them.

Respectfully submitted and served with attachments on Richland County's Clerk of Court and on SC's Attorney General by hand-delivery on 22 August 2016, all God so willing.



Marie-Thérèse Assa'ad-Faltas, MD, MPH, Appellant and Movant *pro se*
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Jeanette W. McBride
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RICHLAND COUNTY
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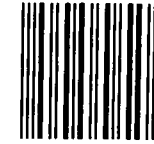


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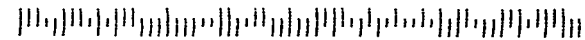
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Marie-Therese Assa'ad-Faltas, M.D., MPH
Post Office Box 9115
Columbia, SC 29290

29290-011515



defendants.³ See id. Pursuant to Section 17-3-80 of the Act, a defense fund, administered by the Office of Indigent Defense, was created to reimburse these attorney's fees and expenses. See id. Section 17-3-80 of the Act provides, in relevant part, that "[t]his fund must be used to reimburse private-appointed counsel, public defenders, and assistant public defenders for necessary expenses, not to exceed two thousand dollars for each case, actually incurred in the representation of persons pursuant to this chapter, so long as the expenses are approved by the trial judge[.]" Id. (Emphasis added). Section 17-3-110 of the Act provides that "[t]he Supreme Court of South Carolina is hereby empowered to establish such rules and regulations as are necessary for the proper administration" of the Act. Id. Accordingly, and in furtherance of this legislative delegation, the Supreme Court adopted Rule 602, SCACR. Rule 602(g), SCACR, provides, in relevant part, the following:

(1) The application for counsel fees and/or expenses under the terms of this Act shall be made on such forms as prescribed and furnished by the South Carolina Court Administration. Vouchers for fees or expenses should be submitted upon the completion of each stage of representation, trial and appeal stages, respectively.

....
(2)
Necessary expenses which must be approved by the trial judge by written order, prior to their being incurred, are fees of expert witnesses, costs of scientific tests or exhibits for trial demonstration, costs of psychiatric examinations, and extraordinary travel expenses. . . . No other expenses may be submitted for reimbursement from the fund. All claims for expense against the defense fund must be shown on the voucher and must be accompanied by an original or copy of the bills documenting such claim.

....
(6) In any trial or appeal in which an indigent defendant intends to represent [herself], no expenses related to [her] representation may be paid from the defense fund without [her] having first appeared before the court, or such designated officer, for the purpose of a determination of indigency and [her] having obtained a written order of the court finding that defendant competent to represent [herself]. Where an indigent defendant represents [herself], after first obtaining leave of court, expenses of representation at trial or appeal must be submitted to Court Administration in conformity with these Rules and the Defense of Indigents Act except that any vouchers or court reporter's bills submitted must be accompanied by written evidence of defendant's compliance with this Rule. In any trial or appeal wherein representation is by the defendant [herself], no fees of counsel may be allowed.

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³ The Act also establishes the Commission on Indigent Defense and provides for the procedure in which Circuit Public Defenders are to be elected.

*Id.*⁴ (Emphases Added).

DISCUSSION

Petitioner seeks a hosts of expenses related to her *pro se* representation in the criminal matter.⁵ During the hearing, Petitioner presented Court's Exhibit 1, an itemization of some of the expenses she seeks in this matter.⁶ As evidenced by Court's Exhibit 1, Petitioner seeks reimbursement for about 178 different items of expenses, categorized as follows:

- (1) "copies of suits" against various persons⁷;
- (2) the "printing of search and seizure photos and converting the [Columbia Police Department]-made search videos into playable" formats;
- (3) various SLED reports;
- (4) copies of various depositions;
- (5) various persons' criminal records;
- (6) copies of various transcripts;
- (7) "compuscripts";
- (8) the "appearance of [a] court reporter" at a Columbia magistrate court hearing;
- (9) the hiring of private investigators; and
- (10) "copying and mailing expenses."⁸

⁴ Although "[n]o other expenses may be submitted for reimbursement from the fund," Rule 602, SCACR, does allow for the reimbursement of certain court reporter's fees in limited circumstances. Rule 602(g)(3), SCACR, provides that:

The court reporter's fee for providing the transcript of the trial proceeding may be reimbursed only after direct submission, by the court reporter, of a letter of transmittal showing the case name and number, the nature of the proceeding, the reporter's name, address, and social security number, a copy of the written request for transcript, a copy of the order of appointment of the requesting party as counsel and a completed court reporter's bill (Form SCCA DI-4). The providing of transcripts and billing rates are to conform to the guidelines set out in Rule 508, SCACR, and are applicable to state court reporters as well as independent court reporters. Only the cost of one original or one copy of any transcript per defendant, regardless of the number of counsel, may be reimbursed out of the defense fund.

Id.

⁵ Petitioner does not seek reimbursement for "counsel fees" as provided for in Rule 602, SCACR.

⁶ During the hearing, Petitioner asked the Court whether she could submit a more updated and better formatted itemization of expenses following the hearing. The Court instructed Petitioner that she could and explained that the updated itemization would replace the originally submitted itemization as Court's Exhibit 1. Accordingly, following the hearing, Petitioner submitted an updated and better formatted itemization as Court's Exhibit 1.

⁷ Presumably, lawsuits that have been filed against the respective persons.

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The total amount of all the expenses Petitioner seeks, “exclusive of [CDs and transcripts from Columbia’s municipal court (to be tallied)] and of claimed compound interest,” is \$5,946.53.

Petitioner also seeks reimbursement for expenses related to her stay at Providence Hospital’s Bruner House (“Bruner House”) from December 5, 2009, to December 19, 2009, in the amount of \$385 (Court’s Exhibit 8), and her stay at the Clarion Hotel (“Clarion”) from December 20, 2009, to February 10, 2014, in the amount of \$98,479.50 (Court’s Exhibit 9).

According to Petitioner, she was required to stay at Bruner House and at the Clarion due to her underlying criminal charges. After being charged with harassment, Petitioner was evicted from the apartment that she was renting. After being evicted, Petitioner went to Bruner House. After staying for two weeks, Petitioner states the City of Columbia went to Bruner House and informed it that “If you keep Dr. Faltas here, we’re going to cancel your license to operate the guesthouse.” See Court’s Exhibit 9 at 17. Accordingly, Bruner House informed Petitioner that she had to leave. See *id.* Petitioner, therefore, went to the Clarion because her former landlord and officials with the City of Columbia allegedly discouraged anyone from renting to Petitioner.

While several of the items for which Petitioner seeks reimbursement may have been helpful or necessary for trial, these expenses are not subject to reimbursement pursuant to the Act and Rule 602, SCACR. Pursuant to the Act and Rule 602, SCACR, the only type of recoverable expenses are necessary expenses, which are defined as: “fees of expert witnesses, costs of scientific tests or exhibits for trial demonstration, costs of psychiatric examinations, and extraordinary travel expenses.” Rule 602(g)(2). Petitioner does not seek reimbursement for any of these types of expenses. Furthermore, “[n]o other expenses may be submitted for reimbursement from the fund.” *Id.* Accordingly, the expenses for which Petitioner seeks reimbursement are not provided for by the Act or Rule 602, SCACR, and this Court may not order such reimbursement. Petitioner, therefore, is not entitled to reimbursement of her expenses.

Petitioner also requests this Court to raise the “necessary expenses” cap of \$2,000 set by S.C. Code Ann. § 17-3-80 (1976). Section 17-3-80 provides the following:

and
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⁸ Due to the voluminous items of expenses for which Petitioner seeks reimbursement, this Court has attached a copy of Court’s Exhibit 1 to this Order.

In addition to the appropriation as provided by law, there is appropriated for the fiscal year commencing July 1, 1969, the sum of fifty thousand dollars for the establishment of the defense fund which must be administered by the Office of Indigent Defense. This fund must be used to reimburse private-appointed counsel, public defenders, and assistant public defenders for necessary expenses, not to exceed two thousand dollars for each case, actually incurred in the representation of persons pursuant to this chapter, so long as the expenses are approved by the trial judge. No reimbursement may be made for travel expenses except extraordinary travel expenses approved by the trial judge. The total state funds provided by this [S]ection may not exceed fifty thousand dollars.

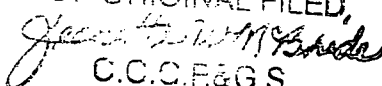
Increasing the necessary expenses cap set in Section 17-3-80 is a legislative matter, not a judicial matter. The statute clearly provides that reimbursement of funds for necessary expenses may not exceed \$2,000.

ORDER

Therefore, for the reasons stated above, Petitioner's *Ex Parte* Motion for SC's Commission on Indigent Defendant to Reimburse [Petitioner's] *Pro Se* Defense Expenses is **DENIED.**

AND IT IS SO ORDERED.


ALISON RENEE LEE
Fifth Judicial Circuit

CERTIFIED TRUE COPY
OF ORIGINAL FILED,

C.C.C.F&G.S.
RICHLAND COUNTY
SOUTH CAROLINA

July 14, 2016
Columbia, South Carolina

and #5

Itemization of successful pro se defense expenses against unlawful use of telephone and harassment charges 1 of 3

These are the 36 witnesses listed by the Prosecution:

- | | | |
|------------------------------------|--------------------------------------|--|
| 1 Investigator Amanda Blanton, CPD | 2 Sergeant George Drafts, CPD | 3 Investigator Stephan Narewski, CPD |
| 4 Sergeant John Passmore, CPD | 5 Investigator Barbara Coleman, CPD | 6 Investigator Colin Bailey, CPD |
| 7 Investigator April Merrill, CPD | 8 Investigator Wayne Montgomery, CPD | 9 MPO Roger Gilland, CPD |
| 10 Officer Tyrone Pugh, CPD | 11 Sergeant Jimmy Auld, CPD | 12 Officer Daren Goodman, CPD |
| 13 Sergeant Brian Bell, CPD | 14 Sergeant Kelly Yates, CPD | 15 Sergeant Taurus Sanders, CPD |
| 16 Officer Alex White, CPD | 17 Sergeant Brian O'Connell, CPD | 18 Officer Kenneth Gleaton, CPD |
| 19 Corporal Chad Branham, CPD | 20 Teresa Ingram | 21 Dinah Steele Mason |
| 22 Larry Mason | 23 Charlene Crouch | 24 Mitch Jones |
| 25 Tiffany Lurke | 26 Corey Lamont Curry | 27 Rodney Ingram |
| 28 Wendy Ceo | 29 Richard Cooper | 30 Curtis Ingram |
| 31 John Ingram | 32 Walter Ingram | 33 Jennifer Blair, 911 |
| 34 Corporal Derek El Dada, RCSD | 35 Investigator Roy Livingston, RCSD | 36 Angela Ladsen, Ministerial Recorder |

And these are the investigation expenses related to each of them as applicable:

Name	Nature of Investigation	Costs	Previously reimbursed or paid directly by SCOD to provider?
1 Investigator Amanda Blanton, CPD	SLED Report, copies of suit against her	\$30.00	
2 Sergeant George Drafts, CPD	Online search	N/A	
3 Investigator Stephan Narewski, CPD	Copies of suits against him	\$15.00	
4 Sergeant John Passmore, CPD	Copies of suit against him	\$30.00	
5 Investigator Barbara Coleman, CPD	To the extent they are listed for having effected my		
6 Investigator Colin Bailey, CPD	arrest and the search and seizure of my apartment and car		
7 Investigator April Merrill, CPD	on 2 December 2009, the costs are of printing the search and		
8 Investigator Wayne Montgomery, CPD	seizure photos and converting the CPD- made 2 December 2008		
9 MPO Roger Gilland, CPD	search and videos into playable/searchable formats		
10 Officer Tyrone Pugh, CPD	and making still frames	\$300.00	
11 Sergeant Jimmy Auld, CPD	Same with videos of 12 December 2009 arrest	\$250.00	
12 Officer Daren Goodman, CPD	13 Sergeant Brian Bell, CPD	14 Sergeant Kelly Yates, CPD	15 Sergeant Taurus Sanders, CPD
16 Officer Alex White, CPD	17 Sergeant Brian O'Connell, CPD	18 Officer Kenneth Gleaton, CPD	19 Corporal Chad Branham, CPD
20 Teresa Ingram	Her SLED report and other documents prior to February 2010 trial		Yes
	Her SLED report in 2012	\$25.00	NO
	Documents of her GS and CP cases in Richland County	\$20.00	NO
	Copies of two depositions taken in <i>Ingram v. Trifon</i>	175.40	NO
	Trial transcript of <i>Ingram v. Trifon</i> , 2008-CP-40-4243 (150 pages)		Yes
	Her criminal records in 2012	\$10.00	NO
21 Dinah Steele	Copy of 314-page Transcript prepared for Prosecution by)		
22 Larry Mason	Compuscripts from audios of 10 November 2009 hearing)	\$760.59	NO
23 Charlene Crouch	Her SLED report and other documents prior to February 2010 trial		Yes
	Two SLED reports after February 2010 trial	\$50.00	NO
	Her criminal and other records after February 2010 trial	\$80.00	NO
	Transcript of her 2007 Guilty Plea for Grand Larceny	\$37.40	NO
	Conversions of audios of her testimony into searchable form	\$300.00	NO
24, 25 Mitch Jones, Tiffany Lurke	Expenses included in transcripts for other witnesses		
26 Corey Lamont Curry	SLED report before and during February 2010 trial		Yes
	Two SLED reports after February 2010 trial	\$50.00	NO
	FOIAs to CPD and RC Sheriff for his and his co-defendants' criminal records	\$100.00	NO
27 Rodney Ingram	28 Wendy Ceo	29 Richard Cooper	30 Curtis Ingram
31 John Ingram	32 Walter Ingram	33 Jennifer Blair, 911	N/A
34 Corporal Derek El Dada, RCSD	35 Investigator Roy Livingston, RCSD	36 Angela Ladsen, Ministerial Recorder	N/A

Expenses relate to several witnesses, transcripts, and audio-visual evidence:

1. Transcript of 22-26 February 2010 General Sessions jury trial (1,146 pages total)	780 pages	Yes	
	(136 pages received and paid by me)	\$360.75	NO
	(230 pages received and paid by me)	\$725.00	NO
	(fee for receipt of 780 pages by e-mail paid by me)	\$35.00	NO
2. Transcripts prepared by Creel of 23 July 2010, 1 September 2010, hearings in CMC	\$351.20	NO	
3. Appearance of Creel court reporter on 6 October 2010 for hearing in CMC	\$50.00	NO	
4. Film Processing and making CDs from negatives at CVS pharmacy @\$5.86 x 20 =	\$117.20	NO	
5. One two-hundred dollar check advanced to Private Investigator Elizabeth Cook	\$200.00	NO	
6. Transcripts of 2 and 30 August and 20 October and 10 November 2010 hearings	\$495.75	NO	

Total: **\$4,568.29** (four-thousand-five-hundred-sixty-eight dollars and twenty-nine cents) for **SUBITEMS 1-36** and **ITEMS 1-6**.

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Itemization of successful pro se defense expenses against unlawful use of telephone and harassment charges 2 of 3

7. Copying and mailing expenses itemized on Target Visa:

	Date	Vendor(s)	Amount
1-3	7 December 2009	FEDEX KINKO'S #1502 COLUMBIA, SC	\$04.62 + \$18.17 + \$26.92 = \$49.71
4, 5	8 March 2010	COPY PICKUP INC. COLUMBIA, SC \$41.72 and APEXGRAPHIX COLUMBIA, SC \$02.00 = \$43.72	
6	9 March 2010	COPY PICKUP INC. COLUMBIA, SC	\$40.35
7	13 March 2010	USPS, COLUMBIA, SC	\$03.55
8	21 July 2010	FEDEX OFFICE #1502 COLUMBIA, SC	\$00.99
9	29 July 2010	FEDEX OFFICE #1502 COLUMBIA, SC	\$07.37
10	30 July 2010	APEXGRAPHIX COLUMBIA, SC	\$05.78
11, 7 August 2010		WALGREENS #11379 COLUMBIA, SC	\$06.57
12, 13 August 2010		APEXGRAPHIX COLUMBIA, SC	\$02.31
13, 21 August 2010		WALGREENS #11379 COLUMBIA, SC	\$13.02
14, 29 August 2010		FEDEX 86911537017 800-4633339, TN	\$22.90
15, 8 September 2010		FEDEX 86911537016 800-4633339, TN	\$12.47
16, 16 September 2010		WALGREENS #11379 COLUMBIA, SC	\$06.57
17, 25 September 2010		CVS PHARMACY #830 COLUMBIA, SC	\$05.86
18, 19	20 November 2010	USPS 45181502029801438 COLUMBIA, SC	\$01.56 + \$03.24 = \$4.80
20	23 November 2010	USPS 45180402029801016 COLUMBIA, SC	\$05.60
21	30 November 2010	USPS 45180402029801016 COLUMBIA, SC	\$03.24
22	3 December 2010	CVS PHARMACY #830 COLUMBIA, SC	\$05.86
23	4 December 2010	USPS 45181502029801438 COLUMBIA, SC	\$11.20
24	7 December 2010	CVS PHARMACY #830 COLUMBIA, SC	\$05.86
25	20 January 2011	CVS PHARMACY #830 COLUMBIA, SC	\$19.31
26	29 January 2011	CVS PHARMACY #830 COLUMBIA, SC	\$07.73
27	6 February 2011	FEDEX OFFICE #1502 COLUMBIA, SC	\$32.08
28	13 February 2011	FEDEX OFFICE #1502 COLUMBIA, SC	\$64.16
29	26 March 2011	CVS PHARMACY #830 COLUMBIA, SC	\$09.59
30	28 March 2011	APEXGRAPHIX COLUMBIA, SC	\$08.99
31-33, 15 April 2011		FEDEX OFFICE COLUMBIA, SC \$04.82 and \$06.07 and USPS 45180402029801016 COLUMBIA, SC \$18.30	
34	31, 18 April 2011	APEXGRAPHIX COLUMBIA, SC	\$04.72
35	19 April 2011	USPS 45180402029801016 COLUMBIA, SC	\$02.65
36	20 April 2011	APEXGRAPHIX COLUMBIA, SC	\$05.77
37	21 April 2011	FEDEX OFFICE #1502 COLUMBIA, SC	\$28.79
38	26 April 2011	CVS PHARMACY #830 COLUMBIA, SC	\$05.86
39	5 May 2011	USPS 45180402029801016 COLUMBIA, SC	\$04.84
40	10 May 2011	APEXGRAPHIX COLUMBIA, SC	\$05.24
41	11 May 2011	COURTS/USDC-SC-X COLUMBIA, SC	\$05.50
42	13 May 2011	APEXGRAPHIX COLUMBIA, SC	\$06.58
43	14 May 2011	CVS PHARMACY #830 COLUMBIA, SC	\$05.86
44, 45, 17 May 2011		USPS 45180402029801016 COLUMBIA, SC \$18.30 and APEXGRAPHIX COLUMBIA, SC \$06.53	
46	18 May 2011	USPS 45180402029801016 COLUMBIA, SC	\$11.30
47, 48	25 May 2011	USPS 45180402029801016 COLUMBIA, SC \$01.88 and APEXGRAPHIX COLUMBIA, SC \$03.60	
49, 50	27 May 2011	APEXGRAPHIX COLUMBIA, SC \$04.01 and FEDEX OFFICE #1502 COLUMBIA, SC \$06.50	
51	48, 29 May 2011	USPS 45181502029801438 COLUMBIA, SC	\$11.34
52	29 May 2011	CVS PHARMACY #830 COLUMBIA, SC	\$05.86
53	3 June 2011	APEXGRAPHIX COLUMBIA, SC	\$04.19
54	9 June 2011	FEDEX OFFICE #1502 COLUMBIA, SC	\$00.29
55, 56	10 June 2011	USPS 45180402029801016 COLUMBIA, SC \$05.65 and 10 APEXGRAPHIX COLUMBIA, SC \$11.24	
57, 58	13 June 2011	USPS 45180402029801016 COLUMBIA, SC \$01.04 and APEXGRAPHIX COLUMBIA, SC \$20.38	
59	22 June 2011	APEXGRAPHIX COLUMBIA, SC	\$05.30
60-62	23 June 2011	COURTS/USDC-SC-X \$02.00, and APEXGRAPHIX COLUMBIA, SC \$03.85 and \$02.57	
64	24 June 2011	APEXGRAPHIX COLUMBIA, SC	\$15.30
65	25 June 2011	USPS 45181502029801438 COLUMBIA, SC	\$11.30
66	27 June 2011	APEXGRAPHIX COLUMBIA, SC	\$44.73
66, 67, 28 June 2011		APEXGRAPHIX COLUMBIA, SC \$57.57 and COURTS/USDC-SC-X COLUMBIA, SC \$05.00	
68	29 June 2011	COURTS/USDC-SC-X COLUMBIA, SC	\$00.60
69	30 June 2011	APEXGRAPHIX COLUMBIA, SC	\$02.35
70	1 July 2011	COURTS/USDC-SC-X COLUMBIA, SC	\$02.90
71	7 July 2011	USPS 45180402029801016 COLUMBIA, SC	\$05.65
72	8 July 2011	APEXGRAPHIX COLUMBIA, SC	\$01.28
73	9 July 2011	FEDEX OFFICE #1502 COLUMBIA, SC	\$12.52
74	13 July 2011	FEDEX 873974955684 800-4633339, TN	\$37.55
75, 76	15 July 2011	FEDEX 873974055685 800-4633339, TN \$17.11 AND COURTS/USDC-SC-X COLUMBIA, SC \$00.90	
77	19 August 2011	COURTS/USDC-SC-X COLUMBIA, SC	\$14.40
78	23 August 2011	COURTS/USDC-SC-X COLUMBIA, SC	\$11.90
79	25 August 2011	CVS PHARMACY #830 COLUMBIA, SC	\$17.29
80-82	26 August 2011	USPS 45180402029801016 COLUMBIA, SC \$11.30, COURTS/USDC-SC-X COLUMBIA, SC \$02.90 AND APEXGRAPHIX COLUMBIA, SC \$05.14	

Itemization of successful pro se defense expenses against unlawful use of telephone and harassment charges 3 of 3

83-85	2 September 2011	COURTS/USDC-SC-X COLUMBIA, SC \$00.20; \$00.50; and \$0.20	
86.	6 September 2011	USPS 45180402029801016 COLUMBIA, SC	\$06.49
87.	9 September 2011	APEXGRAPHIX COLUMBIA, SC	\$05.14
88, 89	15 September 2011	APEXGRAPHIX COLUMBIA, SC	\$10.70 and \$05.15
90 - 92.	21 September 2011	FEDEX 876641935804 800-4633339, TN \$15.72 + \$19.48 + COURTS/USDC-SC-X COLUMBIA, SC	\$25.20
93.	22 September 2011	FEDEX 876641935826 800-4633339, TN	\$15.65
94, 95, 23	September 2011	USPS 45180402029801016 COLUMBIA, SC \$04.16 and COURTS/USDC-SC-X COLUMBIA, SC	\$03.20
96.	3 October 2011	USPS 45181302029501503 COLUMBIA, SC	\$03.69
97.	5 October 2011	APEXGRAPHIX COLUMBIA, SC	\$02.94
98.	10 October 2011	WALGREENS #6136 COLUMBIA, SC	\$09.38
99.	14 October 2011	COURTS/USDC-SC-X COLUMBIA, SC	\$03.80
100, 101.	15 October 2011	FEDEX OFFICE #1502 COLUMBIA, SC	\$03.21 + \$16.25
102.	16 October 2011	CVS PHARMACY #830 COLUMBIA, SC	\$10.42
103.	19 October 2011	FEDEX 875701251035 800-4633339, TN	\$14.89
104.	20 October 2011	CVS PHARMACY #830 COLUMBIA, SC	\$06.08
105.	24 October 2011	CVS PHARMACY #830 COLUMBIA, SC	\$01.59
105.	28 October 2011	THE COPY SHOP COLUMBIA, SC	\$23.58
107.	30 October 2011	FEDEX OFFICE #1502 COLUMBIA, SC	\$18.18
108.	31 October 2011	CVS PHARMACY #830 COLUMBIA, SC	\$06.08
109.	1 November 2011	USPS 45180402029801016 COLUMBIA, SC	\$05.65
110 - 112.	2 November 2011	USPS 45180402029801016 COLUMBIA, SC \$02.08; COURTS/USDC-SC-X COLUMBIA, SC \$05.01; and APEXGRAPHIX COLUMBIA, SC \$15.09	
113.	3 November 2011	FEDEX 872895367880 800-4633339, TN	\$15.29
114.	4 November 2011	COURTS/USDC-SC-X COLUMBIA, SC	\$04.50
115.	7 November 2011	COURTS/USDC-SC-X COLUMBIA, SC	\$03.80
116.	8 November 2011	COURTS/USDC-SC-X COLUMBIA, SC	\$02.00
117.	9 November 2011	FEDEX 872895367870 800-4633339, TN	\$29.50
118 - 121.	10 November 2011	FEDEX 872895364241 800-4633339, TN \$20.87; USPS 45180402029801016 COLUMBIA, SC \$05.65; COURTS/USDC-SC-X COLUMBIA, SC \$00.80; and APEXGRAPHIX COLUMBIA, SC \$05.23	
122.	12 November 2011	CVS PHARMACY #830 COLUMBIA, SC	\$06.08
123.	14 November 2011	COURTS/USDC-SC-X COLUMBIA, SC	\$00.70
124, 125	18 November 2011	COURTS/USDC-SC-X COLUMBIA, SC \$05.50 and CVS PHARMACY #830 COLUMBIA, SC	\$06.08
126.	22 November 2011	COURTS/USDC-SC-X COLUMBIA, SC	\$04.00
127.	26 November 2011	CVS PHARMACY #830 COLUMBIA, SC	\$06.08
128.	30 November 2011	USPS 45180402029801016 COLUMBIA, SC	\$01.28
129.	2 December 2011	COURTS/USDC-SC-X COLUMBIA, SC	\$02.90
130.	6 December 2011	COURTS/USDC-SC-X COLUMBIA, SC	\$01.70
131.	9 December 2011	FEDEX 89872358918 800-4633339, TN	\$29.50
132.	10 December 2011	CVS PHARMACY #830 COLUMBIA, SC	\$06.08
133.	1 February 2012	COURTS/USDC-SC-X COLUMBIA, SC	\$08.70
134.	20 April 2012	COURTS/USDC-SC-X COLUMBIA, SC	\$00.30
135.	3 May 2012	FEDEX OFFICE 0001502 COLUMBIA, SC	\$21.39
136.	4 May 2012	FEDEX OFFICE 0001502 COLUMBIA, SC	\$21.39

TOTAL of above 136 SUBITEMS: \$1,378.24 (one thousand-three-hundred-seventy-eight dollars and 24 cents)

8. CDs and transcripts from Columbia's municipal court (to be tallied)

Total EXCLUSIVE OF ITEM 8 AND OF CLAIMED COMPOUND INTEREST: \$5,946.53 (five-thousand-nine-hundred-forty-six dollars and fifty-three cents).

I declare under penalty of perjury that the above items are related only to the defenses against the unlawful use of telephone and harassment charges although information gained from them also helps in defending against pending charges.

S/Marie Assa'ad-Faltas, MD, MPH, on Tuesday, 26 February 2013 and Friday, 20 May 2016.

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

IN THE UNIFIED COURT SYSTEM

Nos. 2010-GS-40-11980 and 2010-GS-40-11987,
originated as City of Columbia Warrants Nos. K-613792
and K-613793 (all dismissed WITH prejudice)
AND K-613866 (City of Columbia, dismissed WITH prejudice)

State of South Carolina, and City of Columbia, SC

v.

Marie Assa'ad-Faltas, MD, MPH

FILED
JUL 29 PM 4:00

Dr. Assa'ad-Faltas' Timely pro se MOTION TO RECONSIDER AND REVERSE
The 14 July 2016 ORDER, not served on Dr. Assa'ad-Faltas until 27 July 2016,
AND, in case of denial of rehearing, To Afford Dr. Assa'ad-Faltas the Transcripts
Of the 18 May 2016 and 7 June 2016 Hearings at State Expense for Appeal.

Widows thou hast sent away empty, And the arms of the fatherless are bruised.

Job 22:9

*Don't move the ancient boundary stone or encroach on the land of the fatherless;
for their Redeemer is strong; He will plead their cause against you.*

Proverbs 23:10-11

Job was initially more self-righteous than righteous. God softened His test of Job by taking away his children but not his friends and his physique but not his mind. Per Dr. Assa'ad-Faltas' late Godfather, the only lawyer in Dr. Assa'ad-Faltas' family of self-made physicians and engineers, Dr. Assa'ad-Faltas' late father, while lead engineer for hydro-electric power generation from the Aswan Dam (precursor to the Great Dam) publicly confronted then-CEO of Grand travaux de Marseille and Abboud Pasha, then-Egypt's lead industrialist, with a defense of manual laborers' rights: "Vous êtes des sangsues." ("Bloodsuckers!") Dr. Assa'ad-Faltas to SC Circuit Judge Lee: "N'aidez pas les sangsues." ("Don't help the bloodsuckers.")

SC Circuit Judge Lee had concluded, in her 22 December 2009 ORDER FOR PRELIMINARY INJUNCTION in *Assa'ad-Faltas v. Steele et al.*, 2009-CP-40-02219, "this court has no doubt that such conduct is done solely for the purpose of harassing the Plaintiff [Dr. Assa'ad-Faltas] to the point of frustration with the hope that she will abandon her appeal, vacate the rented apartment, and abandon any plans to develop the property she purchased next door [to Steele's two rental quadriplexes]." *Id.* at pp 5 and 4.

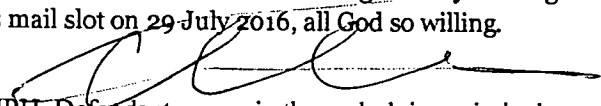
Yet, same SC Circuit Judge Lee's 14 July 2016 ORDER totally misstates the facts, incorrectly claiming that Dr. Assa'ad-Faltas had to live in "Bruner House" and "Clarion" because she "was evicted from the apartment she was renting." *Id.* at p 4. In fact, Dr. Assa'ad-Faltas continued to pay rent for that apartment for years after her false arrest on the above-captioned charges while denied access to her and her family's belongings kept in that apartment. Dr. Assa'ad-Faltas' false accuser Dinah Gail Steele and her consort, Larry Wayne Mason, continued to enter that apartment with the landlord's master key and loot that apartment and to trespass on Dr. Assa'ad-Faltas' "property next door" (the land of the fatherless) with impunity.

The 14 July 2016 ORDER now sought to be reconsidered and reversed overlooks Dr. Assa'ad-Faltas' claim for reimbursement for transcripts, which are items authorized in the law and rules that very order cites, and **totally fails to address the argument** Dr. Assa'ad-Faltas presented at both the 18 May 2016 and 7 June 2016 hearings that, within its inherent supervisory power and duty, an SC circuit court sitting in General Sessions should *sua sponte* examine the Prosecution's conduct in bringing *known* false charges against a plaintiff in a civil case *solely to help the defendants in that civil case gain unfair advantage in the civil litigation, and that an SC Circuit Court aware of such prosecutorial misconduct must sua sponte render the exonerated criminal defendant whole* whether by resort to the Defense of Indigents Act, by importing Civil Rule 11 to the criminal context, by invoking the inherent powers and duties of judges to advance the law, or by a combination of any or all of the above.

WHEREFORE, SC Circuit Judge Lee should re-examine her own conscience and prior orders, re-examine the facts and the items submitted by Dr. Assa'ad-Faltas and hold a new hearing to take testimony from Dr. Assa'ad-Faltas' false accusers and prosecutors and render Dr. Assa'ad-Faltas whole as much as possible.

SC Circuit Judge Lee should also: (1) investigate why the Clerk of this Court did not mail the 14 July 2016 ORDER to Dr. Assa'ad-Faltas until 20 July 2016, and denied its existence on 18 July 2016 when Dr. Assa'ad-Faltas inquired about it in person while present in the Clerk's office to file something else; (2) hold this motion to reconsider timely; (3) issue a more detailed ruling on what it sees as the duty/power of an SC Circuit Court to *sua sponte* render a falsely accused criminal defendant, indigent or not, whole; (4) include a correct recitation of the facts; and (5) otherwise provide Dr. Assa'ad-Faltas with the transcripts of the two hearings already held and any future relevant hearing at state expense to facilitate an appeal.

Respectfully submitted and served with attachments on the Honorable Judge Lee by causing the Clerk to place the complete document in Judge Lee's mail slot on 29 July 2016, all God so willing.



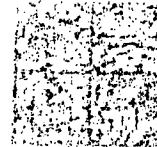
Marie-Thérèse Assa'ad-Faltas, MD, MPH, Defendant *pro se* in the underlying criminal matters
As permitted by SC's Supreme Court and by all relevant presiding judges to do so
P.O. Box 9115, Columbia, SC 29290
Phone: (803) 783-4536 Cell: (330) 232 - 4164
e-mail: Marie_Faltas@hotmail.com

Jeanette W. McBride
CLERK OF COURT
RICHLAND COUNTY
P.O. Box 2766
Columbia, SC 29202-2766

Return to sender if not
delivered in five (5) days.

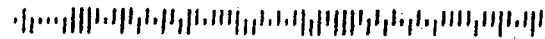
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