

THE SOUTH CAROLINA COURT OF APPEALS

CLERK JENNY ABBOTT KITCHINGS

P.O. BOX 11629 - COLUMBIA, S.C. 29211

, SEPT. 9<sup>TH</sup> 2016

RECEIVED

SEP 15 2016

RE: 2014-000199 - OPINION NO. 2016-UP-403 SC Court of Appeals

[ PETITION FOR REHEARING / REINSTATEMENT ENBAWC ]

DEAR CLERK KITCHINGS :

PLEASE FIND ENCLOSED COPY OF ADA-PROSE " [ PETITION FOR REHEARING / REINSTATEMENT ENBAWC ] " VIA Rule 221 AND 224 OF S.C. APPELLANT COURT. ALSO ENCLOSED IS : (1) NOTICE OF MOTION FOR NEW COUNSEL; (2) FRIVOLOUS EXH. A-DX - INDICTMENT clocked, JULY 5-2007, 2:20pm [ Clerk CAROLYN F. WILLIAMS ] AND ASK COURT [ HOW CAN INDICTMENT BE clocked, STAMPED (H) FOUR DAYS BEFORE GRAND JURY CONVENED ON JULY 9-2007, " A DEFENDANT CAN ONLY BE INDICTED ON INDICTMENT BY A GRAND JURY, TAKE BILL & OR CASE OVERTURNED. " [ STATE VS. BEACHUM (S.C. 1986) 285 S.C. 325 SE. 2d 597 ]

(3) OFFICE OF DISCIPLINARY COUNSEL GAINANCES DONE PRE/POST TRIAL ON JUDGES, COUNSELORS, SOLICITORS IN CASE, VALIDATE CONSPIRACY AND VIOLATIONS DONE TO ILLEGALLY DETAIN ADA-PROSE APPELLANT FOR 3 STATEMENTS OUT OF 26, F.B.I.A, EXHIBIT.

(4) SWORN DECLARATION OF SERVICE OF, ARLO TODD FULTON, EXH. W.D. 1 A ATTESTING TO ADA-PROSE APPELLANT'S INNOCENCE, THAT FORMER SC D APPOINTED ATTORNEY Lanelle C. DURANTESQ, REFUSED TO PRODUCE AS DEFENSE AT, " DRAL ARGUMENT " (1), JUNE 8<sup>TH</sup> 2016 / OR " PETITION FOR REHEARING "

(5) AFFIDAVIT OF SERVICE, ATTESTING TO COMMUNICATION BREAKDOWN ON DEFENSE OF ADA-PROSE APPELLANT AND FORMER COUNSEL Lanelle C. DURANTESQ.

LET THE RECORD SHOW I [ DID-NOT ] AUTHORIZE [ PETITION FOR REHEARING ] SUBMITTED BY FORMER COUNSEL Lanelle C. DURANTESQ, RECEIVED IN MAIL SEPT 8<sup>TH</sup> 2016, MY ISSUES IS - [ NEXT PAGE II ]

II.

① WHETHER THE CIRCUIT COURT ERRED IN NOT APPOINTING NEW COUNSEL VIOLATING 6<sup>TH</sup> AMEND. U.S.C.A.? THAT IS THE REAL MERITORIAL MATTER THAT, BLATANTLY, WITH MALICIOUS-MINDSET, WAS DENIED BY BOTH, JUDGES CLIFTON NEWMAN AND GEORGE C. JAMES JR. AS A.D.C. GRIEVANCES AT TEST TO AND TRANSCRIPTS;

② WHETHER THE CIRCUIT COURT ERRED IN DENYING PRETRIAL MOTION TO DISMISS ON SPEEDY TRIAL ACT AND FRAUDULENT INDICTMENT

LET THE RECORD SHOW ADD-PROSE APPELLANT ONLY ACCEPTS TRANSCRIPT CITATIONS AND CASE CITATION ON SPEEDY TRIAL ACT IN PETITION FOR REHEARING SUBMITTED BY FORMER COUNSEL, LANELLE C. D'AVANTESSO, (AND VIA FRARETA N 22 U.S. AT 807 "THE 6<sup>TH</sup> AMEND. GUARANTEES EVERY CRIMINAL DEFENDANT THE "RIGHT TO PROCEED WITHOUT COUNSEL WHEN THE VOLUNTARILY AND INTELLIGENTLY ELECTS TO DO SO"); (STATE VS. BARNES, 407 S.C. 27, 35, 753 S.E. 2d 515, 550 (2014)) "A S.C. CRIMINAL DEFENDANT HAS CONSTITUTIONAL RIGHT TO REPRESENT HIMSELF UNDER BOTH THE FEDERAL AND STATE CONSTITUTIONS."

I Move Honorable Court of Appeals to view my Prose  
"PETITION FOR REHEARING/REINSTATEMENT ENBAW" AND CHECK IT TO BE  
TO SEND BACK CHECKED, STAMPED COPIES FOR MY FILES AND PROOF OF SERVICE.

RESPECTFULLY SUBMITTED;

Shahid Majid

SHAHID MAJID #199398 ADD-PROSE

101- P.O. BOX 200 EASO#

Ridgeville, S.C. 29472

AFFIDAVIT OF SERVICE

I SHANNON HATJID AKA ARTHUR R. MUSELEY ADA-PROSE DO ATTEST UNDER PENALTY OF PERJURY THAT EXHIBITS TO [PETITION FOR REHEARING REINSTATEMENT ENBANC] ARE CONCLUSIVE, JUDICIAL DOCUMENTS.

ON THIS 8<sup>th</sup> DAY OF SEPT. 2016

EXPIRATION DATE: 6-20-2026

S/ Arthur R. Museley  
NOTARY PUBLIC

S/ Shannon Hatjid

RECEIVED

SEP 15 2016

SC Court of Appeals

THE SOUTH CAROLINA COURT OF APPEALS  
APPEAL FROM WILLIAMSBURG COUNTY CIRCUIT COURT JUDGE  
CLINTON NEWMAN, GEORGE C. JAMES JA

THE STATE  
RESPONDENT  
VS.  
ARTHUR R. MASSEY AKA  
SHAHID MAJID ADA-PROSE  
APPELLANT

2014-200199  
NOTICE OF MOTION FOR SUBSTITUTE  
COUNSEL

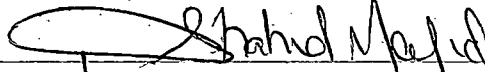
RECEIVED

SEP 15 2016  
SC Court of Appeals

OPINION NO 2016-UP-403

I, SHAHID MAJID AKA ARTHUR R. MASSEY ADA-PROSE DO  
PLACE MONROE COURT OF APPEALS AND THE STATE ENTITIES OF  
UP COMMING MOTION FOR SUBSTITUTE COUNSEL. THIS IS A MOTION  
BY I ADA-PROSE APPELLANT IN THE ABOVE CASE. DATED 9<sup>TH</sup>  
DAY OF, SEPT. 1 2016

RESPECTFULLY SUBMITTED

 Shahid Majid

SHAHID MAJID #199398 ADA-PROSE

1 CT P.O. BOX 205 EA 50#

→ Ridgeville, SC 29178

~~EMMOX~~

STATE OF SOUTH CAROLINA )  
COUNTY OF WILLIAMSBURG )

FRIVOLOUS - INDICTMENT FOR  
MURDER, ATTEMPTED ARMED ROBBERY,  
POSSESSION OF A WEAPON DURING  
VIOLENT CRIME AND CRIMINAL CONSPIRACY

At a Court of General Sessions, convened on July 9, 2007, the Grand Jurors of  
WILLIAMSBURG County present upon their oath:

How JURY CONVENED AN  
INDICTMENT 4 DAYS  
AFTER CLERK FILED IT

MUST HAVE SEPERATE  
INDICTMENTS  
NOT ALL  
ON 1!

COUNT ONE - MURDER

That ARTHUR MOSELEY, STEVE DURANT and one COREY E. LINER did in  
Williamsburg County on or about March 23, 2001, feloniously, wilfully and with malice  
aforethought, kill one Tontor Larricko York by means of shooting, and that the said  
Tontor Larricko York did die as a proximate result thereof.

COUNT TWO - ATTEMPTED ARMED ROBBERY

That ARTHUR MOSELEY, STEVE DURANT and one COREY E. LINER did in  
Williamsburg County on or about March 23, 2001, violate Section 16-11-330 of the  
Code of Laws of South Carolina (1976), as amended, while armed with a deadly  
weapon, to-wit: a handgun, did feloniously attempt to take from the person in the  
presence of Tontor Larricko York, by means of force or intimidation goods or monies  
of the said Tontor Larricko York, such goods or monies being described as drugs and  
money.

COUNT THREE - POSSESSION OF A WEAPON DURING VIOLENT CRIME

That ARTHUR MOSELEY and STEVE DURANT did in Williamsburg County on or  
about March 23, 2001, possess or visibly display a firearm during the commission or  
attempted commission of a violent crime, in violation of Code Section 16-23-490, Code of

GROUND 4 OVERTURN  
OF CONVICTION!

CAROLYN F. WILLIAMS  
CLERK OF COURT  
KINGSTREE, S.C.  
07 JUL -5 PM 2:20

FILED

NOT VALID INDICT.  
CONSPIRACY!!!

EXHIBIT

FEDERAL CASE

EXH. F. B. I. A

THIS WAS FEDERAL CASE  
7002 DISMORDED 113 ST AIC  
KINDRED, IN-  
IN THE COURT OF GENERAL SESSIONS  
THIRD JUDICIAL CIRCUIT

STATE OF SOUTH CAROLINA )  
COUNTY OF WILLIAMSBURG )  
State of South Carolina, )  
vs. )  
Arthur Moseley, Steve Durant, and )  
Corey Liner, )  
Defendants. )

INDICTMENT NO.: 2007-GS-45-052  
STATE'S RESPONSE TO DEFENDANTS'  
MOTION FOR DISCOVERY

✓ on statement of his case?

TO: ARTHUR MOSELEY AND HIS ATTORNEY, VERDELL BARR  
STEVE DURANT AND HIS ATTORNEY, SHAUN C. KENT

NOW COMES the State of South Carolina, responding to the Defendants' motions for discovery pursuant to Rule 5, South Carolina Rules of Criminal Procedure, and Brady v. Maryland and produces the following documents:

1. Indictment No.: 2007-GS-45-052;
2. Arrest Warrants H-076895, H-076896, H-076897, H-076894, H-076898, and H-076899
3. Kingstree Police Department Incident Reports (including supplemental reports) consisting of seven (7) pages;
4. Federal Bureau of Investigation Report dated 08/21/2003 RE: Lonnie Lamont Dozier and consisting of two (2) pages;
5. Federal Bureau of Investigation Report dated 08/26/2003 RE: Corey Liner and consisting of three (3) pages;
6. Memo to Lt. Michael Graham of Kingstree Police Department from FBI Agent Vince Flamini dated 01/19/2006 and report consisting of six (6) pages;
7. Federal Bureau of Investigation Report dated 03/09/2005 and 03/16/2004 RE: Steve Durant and consisting of two (2) pages;
8. Federal Bureau of Investigation Report dated 03/26/2002 RE: Don Burgess and consisting of six (6) pages;
9. Federal Bureau of Investigation Report dated 04/02/2002 RE: Arlo Fulton and consisting of four (4) pages;
10. Federal Bureau of Investigation Report dated 04/02/2002 RE: Arlo Fulton and consisting of three (3) pages;
11. Polygraph Report of Arlo Fulton dated 06/25/2002;
12. Federal Bureau of Investigation Report dated 02/12/2003 RE: Vanderline Fulton and consisting of two (2) pages;
13. Federal Bureau of Investigation Report dated 02/28/2003 RE: Mark Jermaine Goodwin and consisting of two (2) pages;

PLEA DEAL IMMUNITY!  
PLEA DEAL 10483

TEK 5/20/04  
7-11-03  
TAMM  
10/1/04  
10/1/04

R12 WHITE OAK

14. Federal Bureau of Investigation Report dated 05/06/2003 RE: Betty Ann Higgins and consisting of one (1) pages;
15. Federal Bureau of Investigation Report dated 05/22/2003 RE: Tawanna Bright and consisting of one (1) page;
16. Federal Bureau of Investigation Report dated 01/30/2003 RE: James Sherman Barr and consisting of four (4) pages;
17. Federal Bureau of Investigation Report dated 05/20/2002 RE: Wakonda Cooper and consisting of three (3) pages;
18. Polygraph Report of Wakonda Cooper dated 06/25/2002 consisting of two (2) pages;
19. Handwritten letter of Wakonda Cooper postmarked 02/27/2003;
20. Handwritten letter of Wakonda Cooper postmarked 03/19/2003;
21. Handwritten statement of Ijel York dated 10/30/2001 consisting of two (2) pages;
22. Federal Bureau of Investigation Report dated 05/06/2003 RE: Alphonso Pearson and consisting of one (1) page;
23. Federal Bureau of Investigation Report dated 11/19/2002 RE: Perrell Shaw and consisting of four (4) pages;
24. Federal Bureau of Investigation Report dated 08/26/2003 RE: Kenyon Speights and consisting of two (2) pages;
25. Federal Bureau of Investigation Report dated 05/12/2003 RE: Tony York and consisting of two (2) pages;
26. Handwritten letter of Clarence Ceasar postmarked on 09/03/2004;
27. Handwritten letter of Clarence Burgess postmarked 03/05/2004;
28. Federal Bureau of Investigation Report dated 04/23/2003 RE: Edwin Scott and consisting of two (2) pages;
29. Federal Bureau of Investigation Report dated 04/29/2003 RE: Decema S. Wallace and consisting of four (4) pages;
30. Federal Bureau of Investigation Report dated 05/12/2003 RE: Carlos York and consisting of two (2) pages;
31. Handwritten statement of Alphonso Pearson to C. Kelly Jackson;
32. Federal Bureau of Investigation Report dated 04/23/2003 RE: Edwin Scott and consisting of two (2) pages;
33. SLED Firearms Department Report dated 11/13/2002;
34. Photographs of evidence;
35. Handwritten statement of Kevin Bryant dated 05/14/07; *need*
36. Handwritten statement of Demetric Mack dated 05/14/07; *need*
37. Handwritten statement of Lemar Franklin dated 05/16/07; *need*
38. Rap Sheet of Arthur Moseley;
39. Rap Sheet of Steve L. Durant;
40. Rap Sheet of Corey E. Liner;
41. Carolinas Hospital System medical records of victim, Tontor Larricko York, dated March 23, 2001 and consisting of nine (9) pages;
42. Medical University of South Carolina Department of Pathology Autopsy Report of Tontor Larricko York consisting of nine (9) pages;
43. Photographs and physical evidence are available for your inspection;

VICTIM BRO.

?

?

*copy of ...  
 ...  
 ...*



**The Supreme Court of South Carolina**  
**OFFICE OF DISCIPLINARY COUNSEL**

Lesley M. Coggiola  
Disciplinary Counsel

Ericka M. Williams  
Assistant Disciplinary Counsel

Post Office Box 12159  
Columbia, South Carolina 29211

Telephone: (803) 734-2038  
Fax: (803) 734-1964

August 27, 2014

PERSONAL AND CONFIDENTIAL

Arthur R. Moseley #199398  
McCormick Correctional Institute  
386 Redemption Way  
McCormick, SC 29899

RE: Lawyer: Deborah J. Butcher, Esquire  
File Number: 13-DE-L-1578

Judge: Circuit Court Judge Clifton Newman  
File Number: 14-DE-J-0007

Judge: Circuit Court Judge George C. James, Jr.  
File Number: 14-DE-J-0008

Dear Mr. Moseley:

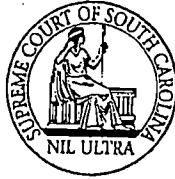
We have received your correspondence requesting acknowledgment of your complaints. According to our records, we have sent you the information that you have requested. Enclosed are copies of that correspondence. If we may be of further assistance to you, please do not hesitate to contact us.

Sincerely,

*Lesley M. Coggiola*  
Lesley M. Coggiola  
Disciplinary Counsel

LMC/ags  
Enclosure

[XI-II]



# The Supreme Court of South Carolina

## OFFICE OF DISCIPLINARY COUNSEL

Lesley M. Coggiola  
Disciplinary Counsel

Julie M. Thames  
Assistant Disciplinary Counsel

Post Office Box 12159  
Columbia, South Carolina 29211

Telephone: (803) 734-2038  
Fax: (803) 734-1964

June 27, 2013

PERSONAL AND CONFIDENTIAL

Arthur R. Moseley  
Florence County Detention Center  
6719 Friendfield Road  
Effingham, SC 29541

RE: Lawyer: Kimberly Veronica Barr, Esquire  
Matter Number: 13-DE-L-0937

*Complaint on  
Solicitor in my  
case!  
KIDNAP ME ON FRIDAY  
BENCH WARRANT CLAIMING  
HOSPITAL DID NOT SEND  
DOC. LET. HER KNOW I  
WAS THERE.  
LIE!!!*

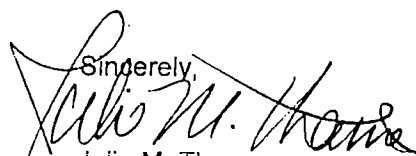
Dear Mr. Moseley:

We have received your complaint against Kimberly Veronica Barr, Esquire. We will conduct an investigation into the matters you have reported. You will not necessarily be contacted prior to a decision regarding your complaint; therefore, you should submit any additional information or documentation to support your allegations at this time.

The authority of this office and the jurisdiction of the Commission on Lawyer Conduct are limited to issues of whether a lawyer is subject to discipline pursuant to the Rules for Lawyer Disciplinary Enforcement, Rule 413, SCACR. Where misconduct is found, sanctions may be imposed ranging from a confidential letter of caution or admonition, public reprimand, suspension, or disbarment. If our investigation does not reveal evidence of lawyer misconduct, your complaint will be dismissed.

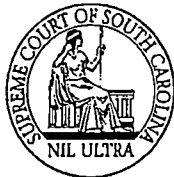
We take this opportunity to advise you of the limited role of this office and the Commission so that you will be aware that we cannot provide you with assistance or advice. You should promptly seek assistance or advice that you might need from legal counsel or other sources. If you do not have an attorney and believe that you need one, you should contact the South Carolina Bar Lawyer Referral Service at 1(800) 868-2284.

You will be notified of the final disposition of your complaint. It is often many months after receipt of a complaint before a final decision is made. Feel free to contact me if you have any questions or concerns.

Sincerely,  
  
Julie M. Thames

JMT/clg

[XI-III]



# The Supreme Court of South Carolina

## OFFICE OF DISCIPLINARY COUNSEL

Lesley M. Coggiola  
Disciplinary Counsel

Julie M. Thames  
Assistant Disciplinary Counsel

Post Office Box 12159  
Columbia, South Carolina 29211

Telephone: (803) 734-2038  
Fax: (803) 734-1964

June 27, 2013

PERSONAL AND CONFIDENTIAL

Arthur R. Moseley  
Florence County Detention Center  
6719 Friendfield Road  
Effingham, SC 29541

RE: Lawyer: Mary Amanda Harrelson Shuler, Esquire  
Matter Number: 13-DE-L-0938

Dear Mr. Moseley:

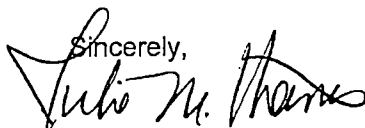
We have received your complaint against Mary Amanda Harrelson Shuler, Esquire. We will conduct an investigation into the matters you have reported. You will not necessarily be contacted prior to a decision regarding your complaint; therefore, you should submit any additional information or documentation to support your allegations at this time.

The authority of this office and the jurisdiction of the Commission on Lawyer Conduct are limited to issues of whether a lawyer is subject to discipline pursuant to the Rules for Lawyer Disciplinary Enforcement, Rule 413, SCACR. Where misconduct is found, sanctions may be imposed ranging from a confidential letter of caution or admonition, public reprimand, suspension, or disbarment. If our investigation does not reveal evidence of lawyer misconduct, your complaint will be dismissed.

We take this opportunity to advise you of the limited role of this office and the Commission so that you will be aware that we cannot provide you with assistance or advice. You should promptly seek assistance or advice that you might need from legal counsel or other sources. If you do not have an attorney and believe that you need one, you should contact the South Carolina Bar Lawyer Referral Service at 1(800) 868-2284.

You will be notified of the final disposition of your complaint. It is often many months after receipt of a complaint before a final decision is made. Feel free to contact me if you have any questions or concerns.

Sincerely,

  
Julie M. Thames

JMT/clg

complaint on P.B.B. Def.  
They gave me AFTER  
BARB off case!  
Refuse 2 DO NOT TO LIT  
BECHWER RAUT \$  
TRY TO SET me 2  
TRIAL WIT  
Her!

[EXH. W. D.]

RE: STATE VS. ARTHUR MUSELEY / AKA SHAHID MAJID  
C/N 2014-0001999

DECLARATION OF SERVICE

PURSUANT TO § 1746 OF TITLE 18 U.S.C. I CERTIFY UNDER PENALTY OF PERJURY  
THAT BY MY SIGNATURE BELOW I ATTEST THAT: (1) STATEMENT MADE ON  
3/26/08, AT EFFINGHAM, S.C. FILE # 245 F-CO-23755, DATE WRITTEN, 4/1/08,  
TRANSCRIPTION, 4/2/08, TO FEDERAL AGENT VINCENT B. FLAMINI UNDER PROFFER AGREEMENT  
IS TRUE AND CORRECT; (2) ANY AND ALL STATEMENTS MADE TO FEDERAL AGENT  
VINCENT B. FLAMINI PERTAINING TO INVESTIGATION OF MURDER OF TONY YORK (RIP) IS  
TRUE AND CORRECT; (3) FROM MY KNOWLEDGE ARTHUR MUSELEY / AKA SHAHID MAJID  
WHO WAS SENTENCED TO 50 YRS. ON 11/31/14, HAD NOTHING TO DO WITH CRIME.  
MY SIGNATURE BELOW IS TRUE AND CORRECT AND NOT MEANT TO MISLEAD  
SO HELP ME GOD.

SIGNATURE: *Arlo Fulton* PRINT NAME: Arlo Fulton

DATE: 4-18-2016

AFFIDAVIT OF SERVICE

I ATTEST UNDER PENALTY OF PERJURY THAT MY FORMER  
SOCIAL COUNSEL MS. LANELLE C. DURANT ESQ. STATED SHE DOES NOT  
HAVE TO FILE WAIT FOR REHEARING ? IF I DO IT'S JUST A FAVOR,  
NO! I'M NOT GOING TO FILE YOUR WAIT OR SIGN YOUR  
ISSUES, IT'S EITHER MY WAY OR NOT AT ALL "QUOTE/UNQUOTE  
SHE DID REFUSE TO ANSWER QUESTIONS OF ① WHY NOT  
PRESENT ARLO FULTON SWORN DECLARATION; ② WHY NOT PRESENT  
DOCUMENTATION OF BENCH WARRANTS TO PROVE NOT VALID ETC.  
THIS IS A COMPLETE COMMUNICATION BREAK DOWN AND  
I MUST GO PROSE TO DO WAIT FOR REHEARING. THIS IS  
TRUE ? CORRECT ? NOT MEANT TO MISLEAD, DN

THIS 6<sup>th</sup> DAY OF SEPT 2016

EXPIRATION DATE 6-20-26

S/ Will K. B.  
NOTARY REPUBLIC

S/ Shahid Majid

SILAMUD MAJID #199398  
LCI - P.O. BOX 205 EAST  
Ridgeville, S.C. 29472

THE STATE OF SOUTH CAROLINA IN THE COURT OF APPEALS

THE STATE, RESPONDENT

v.

ARTHUR R. Mosekel AKA  
SHANID MATID ADA-PROSE  
Appellant

Appellant CASE NO. 2014-000199

APPEAL FROM WILLIAMSBURG COUNTY CLIFTON NEWMAN, CIRCUIT COURT  
JUDGE GEORGE C. JAMES, JR. CIRCUIT COURT JUDGE

OPINION NO. 2016-LP-403

"[ PETITION FOR REHEARING / REINSTATEMENT EN BANC ]"

ON, AUG. 24<sup>TH</sup> 2016 COURT OF APPEALS ~~ERROR~~ ERRED BY AFFIRMING  
THE ABOVE NAMED PROSE APPELLANT CONVICTIONS AND SENTENCES. ENCLOSED  
IS CONCLUSIVE, JUDICIAL EXHIBITS, STATUTES, CASE CITATIONS ETC.  
TO ESTABLISH COURT'S ERROR IN AFFIRMATION AND FORMER SCOTD  
COUNSEL LAMELLE C. DURANTESQ. CONSPIRE WITH STATE IN NOT ABIDING  
BY PROSE ADA-APPELLANT'S DEFENSE CHOICES. THEREFORE ADA-PROSE  
APPELLANT MOVES THIS "[ PETITION FOR REHEARING REINSTATEMENT EN BANC ]"  
ON RECORD ON TODAY'S DATE PURSUANT TO RULES 221 AND 224 OF THE  
S.C. APPELLANT COURT RULES ADA-PROSE APPELLANT SUBMITS THE FOLLOWING.

THE STATE OF SOUTH CAROLINA - IN THE COURT OF APPEALS

Appeal From Williamsburg County Judge Clifton Newman; Judge George C. James Jr.

THE STATE, Respondent

vs.

C/A: 2014-000199

Arthur R. Moseley AKA

Shahid MATID - ADA - Appellant

OPINION NO 2016-1P-HUB

"PETITION FOR REHEARING / REINSTATEMENT EN BANC"

QUESTIONS PRESENTED:

1] WHETHER THE CIRCUIT COURT ERRED IN NOT APPOINTING NEW COUNSEL VIOLATING 6<sup>TH</sup> AMEND. U.S. CA !?;

2] WHETHER THE CIRCUIT COURT ERRED IN DENYING PRE-TRIAL MOTION TO DISMISS BASED ON SPEEDY TRIAL ACT § 3161-3174; AND FRAUDULENT INDICTMENT !?;

STATEMENT OF THE CASE:

ON JAN 21<sup>ST</sup> 2014 ADA-APPELLANT, SHAHID MATID AKA ARTHUR R. MOSELEY, BROUGHT THIS ACTION FOR A] APPOINTMENT OF NEW COUNSEL; B] MOTION TO DISMISS; C] MOTION TO LIFT Bench WARRANT - BEFORE [JUDGE CLIFTON NEWMAN] - AND ON [JAN. 21<sup>TH</sup> 2014] ABOVE MOTIONS AND ARGUMENTS BEFORE [JUDGE GEORGE C. JAMES JR.]

A.] "APPOINTMENT OF COUNSEL", JAN. 21<sup>ST</sup> 2014, [COURT REP. ELIZABETH B. HARRIS]

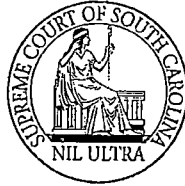
"THE 6<sup>TH</sup> AMEND. GUARANTEES THAT EVERY CRIMINAL DEFENDANT SHALL RECEIVE EFFECTIVE ASSISTANCE OF COUNSEL" IN ESTABLISHING HIS DEFENSE U.S CONST. VI U.S SUPREME COURT ESTABLISHED ON [MAY 14<sup>TH</sup> 1981]; [U.S VS. CRONIC, 466 U.S 648, 104 S. CT 2039, 80 L.E. 2D 657 (1982)] AND [VANCE VS. AZMINT, 367 S.C 547, 686 S.E.2D, 878 (S.C. 2006)] "THIS COURT

GRANTED RELIEF ON U.S VS. CRONIC<sup>(3)</sup> B/C PETITIONER DID NOT RECEIVE EFFECTIVE ASSISTANCE-

## II.

SUPREME COURT ESTABLISHED IN MAY 14TH - 1987 "GILIS VS. CROWIC, 460 U.S. 648, 104 S.Ct. 2039, 80 L.Ed.2d 657 (1984) AND FINANCE VS. SZMINT, 367 S.C. 547, 626 S.E.2d, 8 TR (S.C. 2000) "THIS COURT GRANTED RELIEF IN U.S. VS. CROWIC"<sup>(3)</sup> B/C PETITIONER DID NOT RECEIVE EFFECTIVE ASSISTANCE OF COUNSEL TO CHALLENGE THE PROSECUTIONS CASE AGAINST PETITIONER." ADA-APPELLANT DID EXPRESS THAT BOTH APPOINTED COUNSEL'S [R.B. DEBBA AND PRO. BOND DEBBAN BUTCHER] DID - [MALICIOUSLY] - REFUSE TO FILE PRETRIAL MOTIONS TO DISMISS; MOTION TO LET BENCH TRIAL - EFFECTIVELY - ADVOCATING DEFENSE TO [JUDGE CLIFTON NEWMAN] - TR. pgs. (10) L. (6-10); pgs. (A) L. (20-25); pgs. (5) L. (1-8); pgs. (6) L. (18-21) AND [JUDGE GEORGE C. JAMES JR.] pgs. (99) L. (8-25); pgs. (114) L. (1-5) THIS VIOLATED ABA STANDARDS 2, 3, 4; B. STANDARD 24. BOND'S A.E. BY COUNSEL FAILING TO ADMINISTER PRETRIAL MOTIONS EVEN THOUGH - ADA-APPELLANT; "CONFLICT OF INTEREST" ISSUES - WITH - COUNSEL [DEBRA BUTCHER ESQ.] AND DID GRIEVE [EXH. W. A] #13-DE-1-15 TR - AND SHE WANTED TO BE RELIEVED AS COUNSEL DUE TO GRIEVANCES. ADA-APPELLANT - WAS - [MALICIOUSLY] DENIED [NEW COUNSEL] AND FORCED TO HAVE PRO. BOND [DEBRA BUTCHER ESQ.] AS STANDBY COUNSEL AT TRIAL BY [JUDGE CLIFTON NEWMAN] TR. pgs. (A) L. (12-18); pgs. (S) (11) L. (11-25); AND [JUDGE GEORGE C. JAMES JR.] - TR. pgs. (S) (130) L. (3-9); L. (18-25); pgs. (S) (131) L. (1-5) EVEN THOUGH ADA-APPELLANT PRODUCED DOCUMENT OF MEANT [EXH. W. B.] "REQUEST FOR JURY TRIAL" (BY [PRO. BOND - DEBRA BUTCHER ESQ.] -) JULY 29, 2013 / FILED BY [CLARK SHARON STANLEY, AUG. 15, 2013] WAS - WITHOUT MY CONSENT - AUTHORIZATION - AND - [FRAUD OF COURT] - [JUDGE GEORGE C. JAMES JR.] STILL - WITH - [MALICE] - [FORCED] ADA-APPELLANT - TO HAVE HER AS STANDBY COUNSEL pgs. (10) L. (1-5) [JUDGE CLIFTON NEWMAN] - STILL - WITH - [MALICE] - REFUSED - TO - APPOINT -

Exh. W. A.



COPY

**The Supreme Court of South Carolina**  
**OFFICE OF DISCIPLINARY COUNSEL**

Lesley M. Coggiola  
Disciplinary Counsel

Ericka M. Williams  
Assistant Disciplinary Counsel

Post Office Box 12159  
Columbia, South Carolina 29211

Telephone: (803) 734-2038  
Fax: (803) 734-1964

December 30, 2013

PERSONAL AND CONFIDENTIAL

Arthur R. Moseley  
Florence County Detention Center  
6719 Friendfield Road  
Effingham, SC 29541

RE: Lawyer: Deborah J. Butcher, Esquire  
Matter Number: 13-DE-L-1578

Dear Mr. Moseley:

We have received your complaint against Deborah J. Butcher, Esquire. We will conduct an investigation into the matters you have reported. You will not necessarily be contacted prior to a decision regarding your complaint; therefore, you should submit any additional information or documentation to support your allegations at this time.

The authority of this office and the jurisdiction of the Commission on Lawyer Conduct are limited to issues of whether a lawyer is subject to discipline pursuant to the Rules for Lawyer Disciplinary Enforcement, Rule 413, SCACR. Where misconduct is found, sanctions may be imposed ranging from a confidential letter of caution or admonition, public reprimand, suspension, or disbarment. If our investigation does not reveal evidence of lawyer misconduct, your complaint will be dismissed.

We take this opportunity to advise you of the limited role of this office and the Commission so that you will be aware that we cannot provide you with assistance or advice. You should promptly seek assistance or advice that you might need from legal counsel or other sources. If you do not have an attorney and believe that you need one, you should contact the South Carolina Bar Lawyer Referral Service at 1(800) 868-2284.

You will be notified of the final disposition of your complaint. It is often many months after receipt of a complaint before a final decision is made. Feel free to contact me if you have any questions or concerns.

Sincerely,  
  
Ericka M. Williams

EXH. W.D.

STATE OF SOUTH CAROLINA  
COUNTY OF WILLIAMSBURG  
STATE OF SOUTH CAROLINA,

v.

ARTHUR MOSELEY,

Defendant.

IN THE COURT GENERAL SESSIONS OF  
THE  
THIRD JUDICIAL CIRCUIT  
WARRANT NUMBERS: H076895, H076896,  
and H076897

**REQUEST FOR A JURY TRIAL**

Defendant requests a jury trial for warrant numbers: H076895, H076896, and H076897.

THE CAMDEN LAW FIRM, PA

Deborah J. Butcher, #74029  
Attorney for Defendant  
509 Walnut Street  
Camden, South Carolina 29020  
Post Office Box 610  
Camden, South Carolina 29021  
Telephone: 803.432.7599  
Facsimile: 803.432.7466  
[dbutcher@camdensc-law.com](mailto:dbutcher@camdensc-law.com)

Camden, South Carolina  
July 29, 2013

12-015-1-07-2013

III

STILL - DENIED - [New counsel] GIVING ADA - APPELLANT - TO - [REPRESENT SELF] - OR - ACCEPT  
COUNSEL [DEBRA BUTLER ESQ.], AND [Judge George C. James JR.] WITH [Malicious-muncher]  
& [SADISTIC HEART] ALSO ERRED - IN - REFUSING - TO - APPOINT - NEW - COUNSEL - CONTINUING -  
CARE TR. pgs. (s) (10) L. (1-5); FARETA VS. Cali 712 U.S. 806, 824, 95 S.Ct. 2535, 45 LEAD  
560 (1975) "THE 6<sup>TH</sup> AMEND. WHEN NATURAL READ THIS, IMPLIES A RIGHT-OR-SELF REPRESENTATION

HOWEVER, IS NOT ABSOLUTE. THE CONSTITUTION ALLOWS (STATED TO PROHIBIT) (DEFENDANTS)  
FROM WAIVING THEIR RIGHT TO COUNSEL IF THEY - ARE - NOT - COMPETENT - TO - CONDUCT - TRIAL -  
PROCEEDINGS BY THEMSELVES"; INDIANA VS. EDWARDS 554 U.S. 1104, 128 S.Ct. 2379 | 71  
LEAD 2d 345 (2008) "HAVING A DEFENDANT MAY BE COMPETENT ENOUGH TO STAND TRIAL

BUT NOT COMPETENT ENOUGH TO WAIVE HIS 6<sup>TH</sup> AMEND. RIGHT TO COUNSEL & REPRESENT  
HIMSELF"; TO FORCE A LAWYER ON A DEFENDANT CAN ONLY LEAD HIM TO BELIEVE THAT [THE LAW  
- CONTRIVES - AGAINST - HIM]. THE COURT OF APPEALS ERRED WHEN THEY HELD ISSUES FOR  
APPOINTMENT OF NEW COUNSEL WAS NOT PRESENTED TO BUTLER [JUDGES NEWMAN & JUDGE JAMES JR.]

AND PRESERVED FOR REVIEW. SEE ABOVE TRANSCRIPT CITATIONS / ATK. COAST BUILDERS &  
CONTRACTORS LLC VS. LEWIS, 398 S.C. 323, 330, 730 S.E.2d 280, 285 (2012) "IT MAY  
BE GOOD PRACTICE FOR US TO REACH THE MERIT OF AN ISSUE WHEN ERROR PRESERVATION IS  
DOUBTFUL (C) Id. AT 339, 730 S.E.2d AT 287 (TOAH, CJ) CONCURRING IN PART & DISSENTING

IN PART) "WHEN THE QUESTION OF PRESERVATION IS SUBJECT TO MULTIPLE INTERPRETATIONS,  
ANY DOUBT SHOULD BE RESOLVED IN FAVOR OF PRESERVATION"

LET THE RECORD SHOW ADA - APPELLANT DID PRESERVE IN RECORD.

(A.) "WHETHER THE CIRCUIT COURT ERRED IN DENYING PRETRIAL MOTION TO DISMISS BASED  
ON SPEEDY TRIAL ACT § 3161 - 3174 AND FRAUDULENT / FRAUDULOUS INDICTMENTS"

ADA - APPELLANT - DID PRESENT MOTION TO DISMISS AND MOTION TO UNSET BENCH WARRANT

II.

To BOTH [JUDGE] CLIFTON NEWMAN] ON [JAN. 21<sup>ST</sup> 2014] & [Judge George C. James JR.]  
ON [JAN. 21<sup>ST</sup> 2014]. [U.S. vs. Saltzman (10<sup>TH</sup> Cir, 1995)] "Defendant CANNOT UNilaterally  
Waive His Speedy Trial Rights. He can ONLY Forfeit Them IF He failed to ADMINISTER  
MOTION TO DISMISS Before Trial)" Speedy Trial Act Title 18 USC § 3161(a)(2); § 3161(b)  
Defendant MUST Be indicted in 30 DAYS; § 3161(c). Defendant MUST Be BROUGHT TO  
Trial in 70 DAYS; [Defendant NOT REQUIRED to show Prejudice Affirmatively  
To win A Speedy Trial claim] [Morris vs. Arizona NW 115 25, 26 (1973)];  
[U.S. case State vs. Marion NY 115 307 (1970)] "The DISTRICT COURT, After Hearing  
Granted Appeller Motion and dismissed the incident for "lack of S Speedy  
Prosecution"; Having found that Defense was "Bound to have been seriously Prejudiced  
By a (3) three year delay" [U.S. vs. McDonald 456, 115 1, 7 (1988)] ("Defendant may  
invoke due process to challenge delay both before & after official accusation"); [Arizona  
vs Young Blood 488 U.S 51 (1988)] "Prolonged and unjustifiable delays in prosecution  
would both Penetrate mind defendant for state fault & simple Encourage  
Government to GAMBLE with interests of alleged criminal(s)" [Sikes vs. Superior  
Court 9 - Cal, 3d 85 - Pm. 3/10/1973] "The ONLY duty placed on Accused in Protecting  
His Right to a Speedy Trial to Observe when His Trial is set for a date beyond  
The Statutory Period & "Move to Dismiss" once that Period Expires". The People  
Having failed to establish Good cause for the untimely delay reorganizing  
Petitioner's Motion to Dismiss "Speedy Trial is A Fundamental Right secured  
By The 6<sup>TH</sup> Amend. to The Federal Constitution F.R.S & made Applicable to the

V

STATES BY THE 14<sup>TH</sup> AMEND. "Kholer vs. N.C. (1961) "The [Blatant] [Sadistic] [Misconduct] of [Justice] - BY - COURT - AND - [DRACONIAN] [CONDUCT] IN VIOLATING RIGHTS OF ADA - APPELLANT 42 U.S.C. § 1983 (4)(A) AMENDED ACT OF 2008 BY DISCRIMINATED AND DENYING [MOTION TO DISMISS] WHEN ADA - APPELLANT - DID PLACE ON [RECORD ERRORS] TO [Judge Clifton Newman] TR. pgs. (6) L. (8-12) § 3161(B); 3161(C); TR. pgs. (4) (L. 16-24) MUST SUBMIT PRETRIAL MOTION TO DISMISS OR WAIVE RIGHTS TO A SPEEDY TRIAL ACT; [Judge George C. James Jr.] (pgs. 99-114) pgs. (100) L. (6-13); L. (15-18) CHALLENGE LACK OF SPEEDY PROSECUTION (349. Delay Prejudiced); L. (18-20) CANNOT UNILATERALLY WAIVE SPEEDY TRIAL RIGHTS; pgs. (100) L. (17-18) 14<sup>TH</sup> AMEND. SPEEDY TRIAL ACT APPLIES TO STATES; pgs. (100) L. (17-25) § 3161(B) NO INDICTMENT IN 30 DAYS; 3161(C) NO TRIAL IN 90 DAYS; pgs. (114) L. (1-5) EXEMPTION EVIDENCE FAVORS APPELLANT'S INNOCENCE; pgs. (120) L. (3) [Sol. Kimberly V. Barr] CITE WILL CALL WITNESS [Wanda Cooper] TO TRIAL BUT DOES NOT THEREBY SHE COMMITTED [PERJURY]; L. (15-17, L. 19) COMMITTS PERJURY CITING WILL CALL WITNESS [ARLO TODD FULTON] TO TRIAL P KNOWS HIS WHEREABOUTS; pgs. (123) L. (5-7) [Judge George C. James Jr.] KNEW HE WAS GOING TO DENY MOTION TO DISMISS CITING "WE'LL DO THAT SOON, AND WE'RE GOING TO GET MOVING HERE B/C WE'VE GOT TO ALL TAKE A [BREAK] - [BEFORE-WE-BEGIN-THE-TRIAL] pgs. (123) L. (3-5) - [Sol. Kimberly V. Barr] CITE APPELLANT DID CONTINUE MOTION 2013 BUT NOT CITE OR PRODUCE DOCUMENTS AT WHICH THE SPEEDY TRIAL MOTION TO DISMISS MOVING TO SURELY FAVOROUS INDICTMENT AS WELL AS [Hon. Chief Justice FIVE'S] - ORDER - TO - PROCESS ALL CRIMINAL CASES IN GENERAL SESSION IN (180) DAYS.

VI

IF GRANTED WOULD OPEN Flood gate of releasing numerous [Pretrial Detainees] - FOR COURTS NOT ABIDING BY [180 DAYS] RULES TO PROCESS CASES BEING PLENTY OF JUDGES HELD IN COUNTY JAIL FOR [LONG PERIODS OF TIME]; [YEARS AT A TIME] THIS IS WELL KNOWN FEEL BY BY COURTS AND A MULTIMILLION DOLLAR INDUSTRY IN JAILS & PRISONS IN S.C. THE [CONSPIRACY] REACHED TO SCOTD APPELLANT DEFENSE [Chief ROBERT DUDLEY ESQ.] AND FORMER APPELLANT COUNSEL [Lanelle C. DORANT ESQ.] IN WHICH GARIBOLDI WERE ADMINISTERED AT S.C. SUPREME COURT OFFICE OF DISCIPLINARY COUNSEL SEE [EXH. W.C.] LETTER OF MERITS NOT EVEN ADDRESSED BY S.C. BAR, OCT. 15<sup>TH</sup> 2015. A MOTION FOR SUBSTITUTE COUNSEL RULE 26 M(C) Filed, NOV. 2<sup>ND</sup> 2015, IN WHICH STATE OBJECTED TO AS WELL AS SCOTD ON, NOV. 16<sup>TH</sup> 2015. JADA-APPELLANT ASK HONORABLE COURT WHY [?] - AT "ORAL ARGUMENT", JUNE 8<sup>TH</sup> 2016, COUNSEL [Lanelle C. DORANT ESQ.] [CONSPIRED] WITH [STATE] AND [REFUSED] TO: (1) SUBMIT SWORN DECLARATION OF SERVICE OF [EXCULPATORY - EVIDENCE - WITNESS] FAVORING INNOCENCE OF ADA-APPELLANT [ARNO TODD FULTON] [EXH. W.D.] - OR - DOCUMENTS OF OTHER WITNESSES ATTESTING INNOCENCE OF ADA-APPELLANT AS THE VICTIMS [TONY YORK (RIP)] WHITE BROTHER - [T. Jell GUNNOR "Papi" YORK] - ATTESTING - [ANDY WHITE] SAID VICIMT OF MURDER HIS COUSIN [TONY YORK] RAN TO HIS HOUSE ASKING FOR A T-SHIRT WITH A BLOODY TSHIRT IN [EXH. F.B.I.E.] WHOM INFORMED WHEN [Det. SHANNON COOKER] - [OCT. 30<sup>TH</sup> 2011] - ON [EXH. F.B.I.E.] WHOM COMMITTED PERJURY CLAIMING NEVER TO BE SPOKEN TO HIM [T. Jell YORK] OR FOLLOWED UP AND SPOKE WITH [ANDY WHITE] TR. PAGE [509] 2. [9-24]. [EXH. F.B.I.D.] 18/18 BY [DON BURGESS] CITING HIS SISTER [KEESHA BURGESS] ON NIGHT OF MURDER SAW [TONY YORK] WITH BLOODY T-SHIRT AND LOTS OF DANCE



[Ex. W.C.]

950 Taylor Street  
PO Box 608  
Columbia, SC 29202-0608  
803-799-6653 Phone  
803-799-4118 Fax  
www.scbbar.org

ADVANCING JUSTICE,  
PROFESSIONALISM  
AND UNDERSTANDING  
OF THE LAW.

October 15, 2015

Shamid Majid AKA Arthur Mosely #199398  
Leiber Correctional Institution, RHU-B#132  
P.O. Box 205  
Ridgeville, SC 29472

RE: Attorney Complaint

Dear Mr. Majid:

We forwarded your letter to the Commission on Lawyer Conduct. They investigate and discipline attorneys charged with misconduct. The South Carolina Bar does not have the authority to investigate or discipline attorneys. The Commission on Lawyer Conduct will notify you of the result of their investigation when a decision is reached. This process can often take several months or more. Here is their contact information, if you wish to follow up with them:

Commission on Lawyer Conduct  
PO Box 12159  
Columbia, SC 29211  
803-734-2038

Sincerely,

*Client Assistance Program*  
South Carolina Bar  
PO Box 608  
Columbia, SC 29202-0608

SUBSTITUTE

- 1 -

NOT ALLOWED TO SHOW  
JURY!!!

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 04/02/2002

Arlo Fulton, also known as Todd Fulton, was advised of the nature of the interview. Also present was Chris R. Graham, Special Agent, South Carolina Law Enforcement Division (SLED). The interview was conducted, pursuant to a written Proffer Agreement, at the Florence County Detention Center. Fulton provided the following information:

Fulton admitted that when he was previously interviewed regarding the murder of Tory York on March 23, 2001, that Fulton left out a key piece of information. According to Fulton, after Fulton; David Brockington, also known as Little D; and Wakonda Cooper, also known as Little Dew, left York's residence on the date that York was murdered, Brockington was cursing about the Yorks lying to him about stealing Brockington's drugs. Brockington then got real quiet while all three of them drove in Brockington's Ford Expedition to a liquor store in Kingstree. They were at the liquor store for approximately five minutes before departing that location.

After leaving the liquor store, Brockington drove to Young's Food Store, located off of Highway 261 near Farmer's Telephone Coop. At that time, Brockington saw Steve Singletary, also known as Rab, pumping gas at Young's Food Store. Singletary was driving a 1988 or a 1989 Cadillac four door Fleetwood with rims and a white top. Singletary was with his cousin, Neal Hammond, who was possibly from the Cedar Hill section of Williamsburg County, South Carolina. Fulton believed that Singletary was from the White Oak section of Williamsburg County.

While Brockington sat in the driver's seat of Brockington's vehicle, Singletary and Hammond came over to Brockington's vehicle and Singletary spoke with Brockington. When Brockington originally spoke with Singletary, Brockington told Singletary that he wanted Singletary to do him a favor. Singletary responded, "I need a bill paid anyway." Brockington discussed with Singletary how York stole Brockington's drugs.

Fulton also recalled that Brockington told Singletary that Tory York and the others were sitting on the porch of York's

Investigation on 3/26/2002 at Effingham, S.C.

File # 245F-CO-23755

Date dictated 4/1/2002

by SA Vincent R. Flamini:lsp

JURY NOT ALLOWED TO SEE!!!

EXN. FBI-F

KINGSTREE POLICE DEPARTMENT  
STATEMENT FORM

DATE 10-30-01 TIME 1:50 pm PLACE 2972 MLK Blvd.

I LUEL QUINNIAN York AM 18 YEARS OF AGE AND LIVE AT 2972 MLK Blvd. VICTIM LIK BRO. DID NOT IMPLICATE ME BUT DID MR COUSIN TONY YORK!

RECEIVED BY [Signature]  
JAN 18 2007  
OFFICE OF SOLICITOR  
3RD JUDICIAL CIRCUIT, WILLIAMSBURG

I UNDERSTAND THAT I HAVE THE FOLLING RIGHTS.  
I HAVE THE RIGHT TO REMAIN SILENT.  
ANYTHING I SAY CAN BE USED AGAINST ME IN COURT.  
I HAVE THE RIGHT TO TALK TO A LAWYER FOR ADVISE BEFORE YOU ASK ME ANY QUESTIONS AND HAVE HIM WITH ME DURING QUESTIONING.  
IF I CANNOT AFFORD A LAWYER, ONE WILL BE APPOINTED FOR ME BEFORE ANY QUESTIONING IF I WISH.  
IF I DECIDE TO ANSWER QUESTIONS NOW WITHOUT A LAWYER PRESENT, I WILL STILL HAVE THE RIGHT TO STOP ANSWERING AT ANY TIME.

I AM GIVING THIS STATEMENT TO DET./SGT. S.L. COKER AN OFFICER OF THE KINGSTREE POLICE DEPARTMENT.

About 6:30 pm on Friday I went to TORI'S house. This was the same Friday that TONY WAS KILLED. When I got to his house EDWIN & ERWIN SCOTT'S white car was on the side of the house. When I walked in EDWIN & ERWIN SCOTT, CARLOS & TONI YORK, PHILLIP GADSEN & TORI YORK were there they were arguing at TORI about some money. I saw a gun on the coffee table it was black & silver and TONY grabbed it and said it WAS HIS. TORI GAVE ME seven dollars to get my hair cut AS I WAS leaving I saw little "Loo" & little Doe pull up in the green Expedition this is little "A" Expedition the one with bars over the grill. Don Bussess WAS in the back seat. I went and got my hair cut and then went to FRIERSON Homes. I WAS AT FRIERSON Homes about 10-15 minutes when I heard some shots coming from Thorve Ave. I went toward thalve Ave. and AS I WAS down in the valley on Lawrence St. I SAW the green Expedition pass on Thorve Ave. headed toward Kelly's store. About A week later I WAS over in DARK circle when Andy WHITE walked up and said I need to talk to your people and I said about what. He said that on the night TORI WAS SHOT (Tony) ran to his house with a bloody shirt.

WITNESS \_\_\_\_\_ SIGN [Signature]  
WITNESS \_\_\_\_\_

TONY YORK - VICTIM [Little Brother] COUSIN

THIS IS VICTIM'S 4th 15th 14th Statement? Jury NOT allowed to see!

COUSIN LUEL

01 and said Give me a shirt to Andy I.Y.

WITNESS  
WITNESS

SIGN

*Elizabeth J. ... York*

EXH. 9-

245F-CO-23755

TONY YORK MURDERED COUSIN ACCORDING TO KESHIA!  
 VICTIM MURDERED BY HIS OWN RELATIVE! ?

Continuation of FD-302 of

Don Burgess FJ

, On 03/18/2002

, Page

5

KESHIA BROTHER!

Since Tory York never returned to his residence with the drugs, Burgess went to B's Store and had the conversation mentioned earlier with Cooper, Fulton, and Brockington. While at B's Store, Burgess gambled with the money he was going to use to buy drugs by playing dice. Burgess stayed at B's Store approximately two hours and left at approximately 7:30 PM to 8:00 PM that night.

Burgess went to the Track Stop Convenience Store in Kingstree to hang out at approximately 8:30 PM to 9:00 PM that same day. Zachary Woods and Lamar Franklin told Burgess that Cooper, Fulton, and Brockington had just left Tory York's residence. They told Burgess that Fulton sat in Brockington's truck the entire time and that the other two went on the porch of York's residence and confronted him about stealing Brockington's drugs. At the time, they were driving in Brockington's Ford Expedition.

After arriving at the Track Stop Convenience Store, Burgess was dealing drugs at that location. Approximately one to two hours later, Burgess heard that Tory York had gotten shot. Initially, Burgess heard that Cooper and Brockington had paid Terrell Brown, aka Rell, from Charleston, SC, to shoot Tory York. Later that same night, Burgess heard that Steve Singletary, aka Rab, and Neal Hammond actually did the shooting.

Keshia Burgess, Burgess' sister, told Burgess that Tory York, Keshia Burgess, Carlos York, and Tony York were all together the night before Tory York was murdered. Carlos York and Tony York are brothers and are cousins with Tory York. Keshia Burgess told Burgess that they followed Brockington that night when he left the Night Life nightclub in Kingstree. Keshia Burgess drove the vehicle they were all riding in and they followed Brockington to a location near Brockington's residence. Brockington had his drugs hidden in a safe near the residence. After Brockington left the location where he had hidden his drugs, they returned to that location and retrieved the safe, which contained the drugs, and busted it open to get the drugs. The drugs were hidden by a trailer used by Brockington to distribute drugs.

According to Burgess, no one has confronted his sister regarding the theft of Brockington's drugs, but Cooper and others have confronted Carlos York and Tony York regarding the theft of the drugs.

After the murder of Tory York, Keshia Burgess told Burgess that Tony York had blood on him and had a lot of drugs in

EXH. 10  
245F-CO-23755

Braids of Gold TEE TY  
DESCRIPTION

Continuation of FD-302 of Don Burgess, On 03/18/2002, Page 6

his possession. At that time, Carlos York and Keshia Burgess were dating each other.

Carlos York told Burgess that Tory York had sold Kevin Pendergrass approximately two to four ounces of powder cocaine at a very cheap price earlier in the day on the day that Tory York was murdered. Since Pendergrass was close friends with Cooper, Burgess speculated that Pendergrass must have told Cooper about the transaction and Cooper made the connection with Brockington's stolen drugs.

In approximately 1997 or 1998, Burgess was driving a black GMC Jimmy vehicle, which was owned by Acquinetta (phonetic) Nesbitt, who lived in Turbeville, SC. At that time, Nesbitt dated Burgess' brother, Fred Burgess, aka Dirt. While Burgess was on his way to Nesbitt's residence in Turbeville to return her vehicle, the engine blew up and caught on fire. Burgess telephoned Nesbitt and Nesbitt arrived at the location with one of her friends. Nesbitt's friend drove Nesbitt and Burgess back to Nesbitt's residence and dropped them off at that location.

Shortly after arriving at Nesbitt's residence, Dennis Parrott, aka Dog Man, Williamsburg County Sheriff's Office, arrived at Nesbitt's residence. Nesbitt is the daughter of Parrott. Since Burgess was scared of Parrott, Burgess hid under a bed at the residence. Parrott had a conversation with Nesbitt and then gave Nesbitt an ounce of cocaine. After Parrott left the residence, Nesbitt admitted that Parrott had given her the drugs. Nesbitt stated, "You didn't know Dog Man was giving me dope?" Nesbitt told Burgess that Parrott was paying her rent and selling drugs was how she was making money.

It was Burgess' understanding that Nesbitt currently deals drugs out of a trailer on Airport Circle in Lake City, where she currently resides. Nesbitt also got drugs from Burgess' brother, Derrick Burgess, in the past.

VII.

AND - SHE WAS - DATING [CARLOS YORK] TWIN'S BROTHER AT TIME; [TINY YORK] FIT THE DESCRIPTION OF BLACK MALE WITH GOLD TEETH AND BROWN EYE WITNESS [WILLIAM JAMES O'NEILL] [EXH. F.B.I. F.] SAW BEFORE AND AFTER SHOOTING [EXH. F.B.I. H.F.] [JUNIOR COURT] SAYS [BRACKINGTON (BIP)] PAID STEVE SINDLETARY \$500 TO F-CK HIMSELF; OR FACT [LONNIE DOZIER] COMMITTED PERJURY ON STAND BEING DIFFERENT VERSION OF [FRINLOOS] [ACCUSATIONS] PERHAPS ME THE ASSAULT TO [FED. AGENT FLAMINI] EVEN CITING AT TIME OF CRIME "[I] - I HAD A MINI AFR" - (pgc. 165 (L. 1-2)) WHEN [SFC LEWELLYN JORDAN] ATTESTED PICTURE ON TRAFFIC ARREST [MARCH 13, 2009] WITH A BALD HEAD] TR. pgc. 566/L. (1-4) AND HIS DIFFERENT VERSION ON STAND THEN WHAT HE TOLD FBI - VINCENT FLAMINI] TR. PGES [147-217] - U.S. VS. GARDSON, 1165 F.3d 616 (9TH CIR. 1999) "THE PROSECUTION MAY NOT USE OR SOLICIT FALSE EVIDENCE OR ALLOW IT TO GO UNCORRECTED"; HAYES VS. WOODFORD, 301 F.3d 1054 (9TH CIR. 2002) "PROSECUTOR HAS CONSTITUTIONAL DUTY TO CORRECT EVIDENCE HE KNOWS IS FALSE"; THOMPSON VS. CATHERON 109 F.3d 1358 (9TH CIR. 1998) "PROSECUTOR MAY NOT OBTAIN CRIMINAL CONVICTION THROUGH USE OF FALSE EVIDENCE." SEE [EXH. F.B.I. A] RULE 5 DISCOVERY ADA-APPELLANT ASK HONORABLE COURT [HOW NOT A 28 STATEMENTS ADA-APPELLANT WAS ILLEGALLY DETAINED KNOWN PREL AND MALICIOUSLY CONVICTED VIA GOVERNMENT CONSPIRACY OF (3) THREE FRIENDS STATEMENTS AGAINST ME!?] THAT MEANS 25 STATEMENTS ATTEST TO MY INNOCENCE. I DON'T KNOW WHO COMMITTED CRIME NOR BY PRESENTING DOCUMENTS SAYING THEY DID. IT WOULD NOT BENEFIT ME BE EVERYBODY GOT IMMUNITY FROM FECS. ALL I'M DOING IS DISPLAYING PUBLIC INFORMATION AND EXECUTORY RULE 5 BRADY DOCUMENTS ATTESTING MY INNOCENCE. MUST DOCUMENT, FIVE YET TO VIEW; - (2) BENCH WARRANTS OF 2008 - 2009 ADA-APPELLANT WAS NEVER INCARCERATED FOR ASSAULT AT SENTENCING OF PRODUCING EVIDENCE OF MEDICAL,

01-1111

INCIDENT TYPE: 1. MURDER *EXH. F.B.I.-F*

COMPLETED:  YES  NO

FORCED ENTRY:  YES  NO

PREMISE TYPE: 20 RESIDENCE/HOME

UNITS ENTERED: \_\_\_\_\_

TYPE VICT:  Individual

2. \_\_\_\_\_  Business

3. \_\_\_\_\_  Financial

INCIDENT LOCATION (SUBDIVISION, APARTMENT AND NUMBER, STREET NAME AND NUMBER): **903 THORNE AVE KINGSTREE SC**

FILED: **GWENDOLYN D. CHYES**

WEAPON TYPE: \_\_\_\_\_

INCIDENT DATE: 03/23/2001 21:35 TO DATE: 03/23/2001 21:49

DISPATCH DATE/TIME 24 HR. CLOCK: 03/23/2001 21:52

DISPATCH DATE/TIME 24 HR. CLOCK: 03/23/2001 21:49

DEPART. TIME: 22:37

LOCATION NO.: \_\_\_\_\_

COMPLAINANT'S NAME (LAST, FIRST, MIDDLE): **CHANDLER, WILLIE JAMES**

RELATIONSHIP TO SUBJECT: \_\_\_\_\_

RESIDENT:  YES  NO

RACE: B SEX: M AGE: 36 ETH: N

DAYTIME PHONE: 843-354-6480 EVENING PHONE: 843-354-6480

ADDRESS: **813 THORNE AVE** CITY: **KINGSTREE** STATE: **SC** ZIP CODE: **29556**

VICTIM'S NAME (LAST, FIRST, MIDDLE): **YORK, TORY**

RELATIONSHIP TO SUBJECT: \_\_\_\_\_

RESIDENT:  YES  NO

RACE: B SEX: M AGE: 00 ETH: N

DAYTIME PHONE: \_\_\_\_\_ EVENING PHONE: \_\_\_\_\_

HEIGHT: 509 WEIGHT: 160 HAIR: 1 BLACK EYES: 2 BROWN

FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.: \_\_\_\_\_

ADDRESS: \_\_\_\_\_ CITY: **KINGSTREE** STATE: **SC** ZIP CODE: **29556**

VISIBLE INJURY (VICT. 1)  YES  NO EXPLAIN: \_\_\_\_\_

VICTIM (NO. 1) USING: ALCOHOL  YES  NO  UNK  DRUGS:  YES  NO  UNK  TYPE: \_\_\_\_\_ COMPLAINT OF ANY NON-VISIBLE INJURIES:  YES  NO

TWO-MAN VEH.  ONE-MAN VEH.  DETECTIVE/SPLASMT.  OTHER  ALONE  ASSISTED

SUSPECT:  SUSPECT NAME (LAST, FIRST, MIDDLE): **UNKNOWN, UNKNOWN**

RACE: U SEX: U AGE: 00 ETH: U DATE OF BIRTH: \_\_\_\_\_ HEIGHT: \_\_\_\_\_ WEIGHT: \_\_\_\_\_ HAIR: \_\_\_\_\_ EYES: \_\_\_\_\_

FACIAL HAIR, SCARS, TATTOOS, GLASSES, CLOTHING, PHYSICAL PECULIARITIES, ETC.: \_\_\_\_\_

ADDRESS: **UNKNOWN** CITY: **UNKNOWN** STATE: \_\_\_\_\_ ZIP CODE: \_\_\_\_\_ LOCATION NO.: \_\_\_\_\_

SUBJECT (NO. 1) USING: ALCOHOL  YES  NO  UNK  ARRESTED NEAR OFFENSE SCENE  YES  NO  DATE/TIME OF OFFENSE: **03/23/2001 9:35:00 PM** DATE/TIME OF ARREST: \_\_\_\_\_

DRUGS:  YES  NO  UNK  TYPE: \_\_\_\_\_ TOTAL # ARRESTED: \_\_\_\_\_

MURDER

ON THE ABOVE DATE AND TIME OFFICERS WERE DISPATCHED TO 903 THORNE AVE ON REPORT OF A SHOOTING. UPON ARRIVAL THE VICTIM WAS LOCATED BEHIND 813 THORNE AVE WITH SEVERAL GUN SHOT WOUNDS. THE VICTIM WAS LOCATED IN HIS FRONT YARD AT 903 THORNE AVE JUST BEFORE SHOTS WERE HEARD BY THE COMPLAINANT WHO SAW THE VICTIM TALKING WITH A BLACK MALE WITH GOLD TEETH AND BRAIDS IN HIS HAIR. THE VICTIM WAS TRANSPORTED TO THE WILLIAMSBURG HOSPITAL WHERE HE WAS PRONOUNCED DEAD. A ROUND FROM THE SHOOTING WAS LOCATED IN THE HOUSE NEXT DOOR AT 905 THORNE AVE. THIS CASE IS STILL UNDER INVESTIGATION AT THIS TIME.

*TOWNY YORK THIS IS VICTIM'S COUSIN! THATS NOT MY DESCRIPTION AT CRIME SCENE*

JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY: \_\_\_\_\_ JURISDICTION OF RECOVERY LAW ENFORCEMENT AGENCY: \_\_\_\_\_

TYPE (GROUP)	TOTAL	TOTAL VALUE
TOLN		
DAMAGED		
STOLEN		
RECOVERED		
OTHER		

SUBJECT IDENTIFIED:  YES  NO

SUBJECT LOCATED:  YES  NO

ACTIVE:  ADM. CLOSED:  UNFOUNDED:

ARRESTED UNDER 18:  ARRESTED 18 AND OVER:  EX-CLEAR UNDER 18:  EX-CLEAR 18 AND OVER:

REASON FOR EXCEPTIONAL CLEARANCE: 1. OFFENDER DEATH. 2. NO PROSECUTION. 3. EXTRADITION DENIED. 4. VICTIM DECLINES COOPERATION. 5. JUVENILE - NO CUSTODY

REPORTING OFFICER(S): **RAHAM, JOSEPH M** DATE: **03/23/2001** UNIT NUMBER: **02**

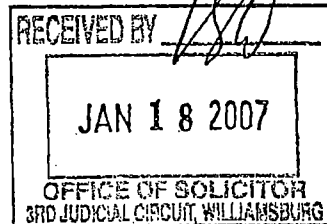
APPROVING OFFICER: \_\_\_\_\_ DATE: \_\_\_\_\_

FOLLOW-UP INVESTIGATION:  YES  NO OFFICER: \_\_\_\_\_

EXH. R.B.T.-H

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 05/20/2002

Wakonda Cooper, also known as Little Dew, was advised of the nature of the interview. The interview was conducted at the Williamsburg County Detention Center pursuant to a written Plea Agreement. Also present during the interview was David Knight, Special Agent, South Carolina Law Enforcement Division (SLED). Cooper provided the following information:

Isaac Woods, also known as Bug, lived close to B's Store on Gausetown Road in Williamsburg County, South Carolina. Tony Woods, also known as T.Y., is Isaac Wood's brother and was from Connecticut. It was Cooper's understanding that Isaac Woods and Tony Woods were dealing drugs together. Tony Woods was currently in jail in the Florence County Detention Center, Effingham, South Carolina. Cooper also noted that prior to when Cooper was arrested, Tony Woods, Isaac Woods, and Willis Graham made a trip to Florida and brought back a half kilogram of cocaine.

It was Cooper's understanding that Twoson Gunter, a drug dealer in Lake City, is being supplied by two drug dealers from Marion. The drug dealers drive a blue Chevrolet Suburban and a green Ford Expedition. Cooper believed that the first names of the drug dealers from Marion were Steve and Mark.

When Cooper was questioned regarding the murder of Tory York in Kingstree, South Carolina, during March 2001, Cooper stated that Steve Singletary, also known as Rab, was paid approximately \$500 by David Brockington, also known as Little D, to "fuck him up," referring to Tory York.

Approximately 12:00 noon on the day that Tory York was murdered, Cooper found out that Brockington had some of his drugs stolen. When Cooper received this information, Cooper was sitting in Isaac Woods' yard at his residence eating some food. Cooper could not remember who told Cooper that Brockington's drugs were stolen, but recalled that the individual stated that he heard Tory York had the drugs. The individuals who were sitting in Woods' yard were Cooper, Woods, and Arlo Fulton, also known as Todd.

Investigation on 05/08/2002 at Kingstree, SCFile # 245F-CO-23755Date dictated 05/14/2002by SA Vincent R. Flamini:pc

VIII.

TRANSPORTATION REASON OF MERITS TO [Sol. Sec. Linda Woods] [EXH. B; J.A.; J.B]

PROVES APPELLANT NOT REASON FOR DELAY. THERE'S NO RECORD OF BEING INCARCERATED

FOR FRAUDULOUS BENCH WARRANT. THE STATE HAS YET TO PRODUCE DOCUMENTS

FOR VALIDATION OF REASON FOR DELAY OF TRIAL FROM [ 2009 - 2012 ] / 4 FOUR YEARS

DELAY, OCT. 29 - 2012 / FRAUDULOUS BENCH WARRANT [ EXH. KA; K.B ] BY CLERK OF

COURT [ CAROLYN F. WILLIAMS ] CAROLINA HOSPITAL EXHIBITS [ Med. C ] VALIDATE [ DENIAL OF P.D MENTAL HEALTH ] DID FAC COURTS NOT MENTALLY COMPETENT TO BE PRESENT AT

FULL CALL DUE TO EMERGENCY HOSPITALIZATION, PLACED ON [ SCHEDULE ROOM ] [ RISPARD ]

BY PHYSICIAN EDWINSTEIN'S TRANSFERRED TO NURS. 11/2/12 [ EXH. Med. D., E. ]

(B) ADA APPELLANT NEVER REQUESTED JURY TRIAL THAT [ PRO. BOND DEBRA BUTLER ]

DID FRAUDULENT DOCUMENTS AT COURT [ EXH. W.B ] VALIDATES;

(A) APPELLANT WAS NOT SUICIDALLY MENTALLY AT TIME OF TRIAL AND FRAUDULOUS / FRAUDULENT, OCT. 29 - 2012 BENCH WARRANT; ALSO THAT AT TIME OF THESE [ FRAUDULENT ] [ FRAUDULENT ] [ FRAUDULENT ]

[ COURT ] BY [ GOVERNMENT ], APPELLANT WAS RECEIVING [ SSI MONTHLY ] BENEFITS

DUE TO [ SCHIZO PHRENIA ] & [ BIPOLAR ] DIAGNOSIS FROM PHILADELPHIA, PA SINCE

2011. THEREFORE, COURT ERRED BY (A) FORCING APPELLANT TO RE-PRESENT SELF AT TRIAL;

(B) NOT APPOINTING NEW COUNSEL 6<sup>TH</sup> AMEND. U.S. CA FOR TRIAL; (C) KIDNAPPING

ILLEGALLY DETAINING, JAN. 7<sup>TH</sup> 2013 DUE TO FRAUDULOUS / FRAUDULENT, 10/29/12

BENCH WARRANT FOR NY, DUE TO MENTAL ILLNESS [ PATRICE VS. MURPHY / WOODSON

1999 ] " AN ARREST IS NOT A PROGRAM OR SERVICE UNDER ADA BUT ARRESTING A PERSON

BECAUSE OF BEHAVIOR CAUSED BY A DISABILITY GIVEN RISE TO A ADA CLAIM FOR

DISCRIMINATION ) " ALL DOCUMENTS WAS PRESENTED IN [ SEPT. 14 - 2015 ] LETTER

[ DANIELLE C. DURON TESQ ] FILED [ SEPT. 21<sup>ST</sup> 2015 ] BY [ CLERK KITCHIN ]

ABOVE JUDICIAL CONCLUSIVE EXHIBITS & TRANSCRIPTS VALIDATE ADA APPELLANT DID -

VIII.

Preserve issues for review & COURT ERRED IN DENYING SPEEDY TRIAL ACT MOTION TO DISMISS IN WHICH (H) FOUR WINDS FACTORY (FACT) IS THE [STATE] - NOT-ADA-APPELLANT. [ATH COAST BUILDERS & CONTRACTORS LLC VS. LEWIS, 398 S.C. 323, 330 TRO S.E.2D 282 285 (2000)] SUPRA (TRAK, C.J. CONCURRING IN PART & DISSSENTING IN PART/WHERE THE QUESTION OF PRESERVATION IS SUBJECT TO MULTIPLE INTERPRETATIONS AND DOUBTS SHOULD BE RESOLVED IN FAVOR OF PRESERVATION) IN WHICH ADA-APPELLANT DID PRESERVE.

CONCLUSION

FOR THE ABOVE CONCLUSIVE, JUDICIAL REASONS OF MERITS STATED ADA-PETITIONER ASK HONORABLE COURT OF APPEALS TO: (A) GRANT THE PETITION FOR REHEARING/REIN STATEMENT ENBAND; (B) Rule on PRETRIAL "MOTION TO DISMISS" BASED ON SPEEDY TRIAL ACT; FRAUDULENT INDICTMENT; 180 DAYS LAW OF [CHIEF JUSTICE FINNEY]; (C) Rule on PRETRIAL MOTION W/ BENCH WARRANT AS IF THESE MOTIONS WERE IN PRETRIAL STAGE TO MAKE A DETERMINATION RATHER PETITIONER WAS ENTITLED TO RELIEF AT THAT TIME. DUE TO REASONS BEYOND CONTROL OF PETITIONERS SUCH SPOILATION OF DOCUMENTS ETC. PETITIONER ASK HONORABLE COURT OF APPEALS TO OBTAIN WHILE FROM SUPREME COURT CLERK DANIEL S. McROUSE, FILED, JULY 12<sup>TH</sup> 2013

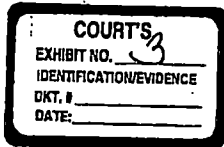
RESPECTFULLY SUBMITTED;

CERTIFICATE OF SERVICE

*Shahidul Islam*

I ATTEST ON BELOW DATE ADA-PETITIONER DID SUBMIT PETITION FOR REHEARING / REINSTATEMENT ENBAND TO CLERK JENNIFER ABOTT KITCHEN AND ATTORNEY GENERAL

I ASK CLERK TO RETURN CHECKED STAMPED COPIES FOR INDIGENT ADA-PETITIONERS FILES & PROOF OF INDIGENCY DOCUMENT PROVIDED ON THIS DAY OF 1 SEPT. 2016 S/ *Shahidul Islam*



2007GS450052

BENCH WARRANT #: BW00000523

STATE OF SOUTH CAROLINA  
COUNTY : WILLIAMSBURG COUNTY

COURT : GENERAL SESSIONS

STATE OF SOUTH CAROLINA

VS.

MOSELEY, ARTHUR

BENCH WARRANT

DATE ISSUED: 03/13/2008

HOME ADDRESS:

1421 GILBERT DR LOT 15  
FLORENCE, SC 29506

BUSINESS ADDRESS:

DEFENDANT DESCRIPTION:

Race.: B Sex...: M  
Birth Date: 05/22/1976  
Height: ' " Weight: \_\_\_\_\_  
Eyes: \_\_\_\_\_ Hair: \_\_\_\_\_  
Soc.Sec.#: 196562030  
License #: 7999182  
Lic-State: SC

DATE SERVED \_\_\_\_\_

SERVED BY \_\_\_\_\_

- OR -

DATE RETURNED \_\_\_\_\_

REASON FOR RETURN \_\_\_\_\_

AGENCY \_\_\_\_\_

on the 14 day of MARCH, 2008.

*Carolyn J. Williams*  
Clerk of Court

*Shanna Ingham*  
By: Deputy Clerk

STATE OF SOUTH CAROLINA

VS.

MOSELEY, ARTHUR

STATE OF SOUTH CAROLINA

COUNTY : WILLIAMSBURG COUNTY

COURT : GENERAL SESSIONS

IND #: 2007GS450052

BENCH WARRANT-# BW00000523

CHARGED WITH: H076896 ROBBERY / ARMED ROBBERY, ROBBERY

To all the Sheriffs, Deputy Sheriffs, Constables, and Other Peace Officers of the State:

WHEREAS, at the term of the aforestated Court MARCH 10, 2008

it was among other things ordered by Judge MILLING, JOHN M that a Bench

Warrant should be issued for the arrest of MOSELEY, ARTHUR

FAILURE TO APPEAR

It is, therefore, ordered that you make diligent search for the above named and take him/her to the county jail/detention facility where he/she will be safely held until he/she may be brought before this Court, or otherwise discharged by due course of law.

It is further ordered that the county jail/detention facility notify the clerk of court immediately, during the normal operating hours of the office of the clerk of court, that the above named is in custody.

WITNESS, the Clerk of Court for the County of WILLIAMSBURG COUNTY

on the 14 day of MARCH, 2008.

*Caroleen J. Williams*  
Clerk of Court

*Sharon R. Buck*  
By: Deputy Clerk

STATE OF SOUTH CAROLINA

VS.

MOSELEY, ARTHUR

IND #: 2007GS450052

EXH. JA

STATE OF SOUTH CAROLINA

COUNTY : WILLIAMSBURG COUNTY

COURT : GENERAL SESSIONS

BENCH WARRANT-# BW00000601

CHARGED WITH: H076895 MURDER / MURDER

To all the Sheriffs, Deputy Sheriffs, Constables, and Other Peace Officers of the State:

WHEREAS, at the term of the aforestated Court MARCH 09, 2009

it was among other things ordered by Judge JAMES, GEORGE C. JR that a Bench

Warrant should be issued for the arrest of MOSELEY, ARTHUR

FAILURE TO APPEAR

It is, therefore, ordered that you make diligent search for the above named and take him/her to the county jail/detention facility where he/she will be safely held until he/she may be brought before this Court, or otherwise discharged by due course of law.

It is further ordered that the county jail/detention facility notify the clerk of court immediately, during the normal operating hours of the office of the clerk of court, that the above named is in custody.

WITNESS, the Clerk of Court for the County of WILLIAMSBURG COUNTY

on the 17 day of MARCH, 2009.

Carolyn Williams  
Clerk of Court

Sharon R. Smith  
By: Deputy Clerk

[EXH. 1A]

2007GS450052

BENCH WARRANT #: BW00000601

STATE OF SOUTH CAROLINA  
COUNTY : WILLIAMSBURG COUNTY

COURT : GENERAL SESSIONS

STATE OF SOUTH CAROLINA

VS.

MOSELEY, ARTHUR

BENCH WARRANT

DATE ISSUED: 03/17/2009

HOME ADDRESS:

1421 GILBERT DR LOT 15  
FLORENCE, SC 29506

BUSINESS ADDRESS:

DEFENDANT DESCRIPTION:

Race.: B Sex...: M

Birth Date: 05/22/1976

Height: ' " Weight: \_\_\_\_\_

Eyes: \_\_\_\_\_ Hair: \_\_\_\_\_

Soc.Sec.#: 196562030

License #: \_\_\_\_\_

Lic-State: \_\_\_\_\_

DATE SERVED \_\_\_\_\_

SERVED BY \_\_\_\_\_

- OR -

DATE RETURNED \_\_\_\_\_

REASON FOR RETURN Lifted

AGENCY \_\_\_\_\_

[EXHIB.]

THE STATE OF SOUTH CAROLINA  
COUNTY OF WILLIAMSBURG

BENCH WARRANT  
FAILURE TO APPEAR

THE STATE  
VS.  
Arthur Moseley

2007GS4500052

H076895

Murder / Murder

To all and Singular the Sheriffs Deputy Sheriffs Constables and other Peace Officers of the said State Greeting:

WHEREAS, at the Term of Court of General Sessions County Court for the County aforesaid, it was among other things Ordained that a Bench Warrant should be issued for the arrest of Arthur Moseley

WHAT HAPPENED TO "DUE COURSE OF LAW" ?

THESE ARE, THEREFORE, to command you and every one of you to make diligent search after the said above named and him to take and safely keep until he be delivered to the keeper of the Common Jail of the County or discharged by due course of law. And this shall be a good and sufficient warrant for you doing so, and for the keeper of said Jail receiving said above named from you and keeping him safely until he be discharged by due course of law.

WITNESS, Carolyn F. Williams, Clerk of Court of General Sessions and Common Pleas for the County of Williamsburg,

October 29, 2012.

↓ CAROLINA  
IN HOSPITAL  
=

Carolyn F. Williams  
Clerk of Court of General Sessions and Common Pleas

→ [WHAT IS NAME OF Judge s/he WITNESSED SIGN ?]

EXH. MED. C.

Carolinas Hospital System  
805 Pamlico Hwy. Florence, SC. 29505  
8436745100

GUARD (MAJID SHAHID) DOB: 6/21/1978 Patient # 3411898 MRN: 000302324 Date In: 10/29/2012

CALL RECEIVED FROM PATIENTS MOM, GLORIA SMITH REPORTED THAT IS HERE. PATIENT WANTED TO CALL HER, BUT IS NOT ALLOWED TO MAKE CALLS AT THIS TIME (<48 H). INFORMED HER THAT PATIENT ASKED ME TO CALL HER AND I WAS ABOUT TO DO JUST THAT. [CDM: 10/30/2012 16:39] 4:57 P.M.

10:06 PATIENT STATES HE IS HAVING PROBLMS WITH HIS PSORIASIS, WHICH IS NOTED ON HIS EXTREMS, HEAD AND BACK. PATIENT HAS HYDROCORTISONE CREAM NOW FOR PRN USE. ASKING FOR A DISFFERENT TYPE OF CREAM. EXPLAINED THAT CREAM IS NOT AVAILABLE. PATIENT ALSO STATES HE IS DIABETIC AND TAKES INSULIN. STATES HE ALSO TAKES LISINOPRIL 40 MG AND PREDNISONE 20 MG DAILY. [CDM: 10/30/2012 16:43]

11:00 DENNIS FROM PEE DEE MENTAL HEALTH HERE TO EVALUATE PATIENT. PATIENT'S MOTHER EXPRESSED CONCERN WHEN SHE CALLED THIS MORNING ABOUT HAVING DOCUMENTS FAXED TO COURT RE: PATIENT'S LOCATION. DENNIS AND DISCHARGE PLANNER, KIM TOOK CARE OF THIS AD FAXED APPROPRIATE DOCUMENTS. [CDM: 10/30/2012 17:06]

1447 PATIENT IS FOUND ON FLOOR IN ROOM AFTER GUARD SAW HIM ON MONITOR. STATES HE FELL OUT OF BED. STATES DOESN'T KNOW WHY. STATES HIS NECK HURTS. DR HALUS CALED TO THE BEDSIDE. [CDM: 10/30/2012 17:08]

1452 FSBS DONE - 76 [CDM: 10/30/2012 17:16] 7:06 P.M.

1459 C COLLAR APPLIED, CT NECK PENDING. [CDM: 10/30/2012 17:17]

1650 C COLLAR REMOVED PER ORDER OF DR HALUS. ASSISTED PATIENT TO APPLY HYDROCORTOSONE TO AREAS OF PSORIASIS. [CDM: 10/30/2012 17:19]

Reassessment: 10/30/2012 17:17 CDM

Radiology: Patient was transported to radiology at 10/30/2012 15:10, for CT Scan. Returned from radiology at 15:23. Patient's condition was stable upon return from radiology.

Reassessment: 10/30/2012 17:19 CDM

Adult Reassessment -

- Time: The patient was reassessed at 17:19.
- Safety: Bed height is at the lowest position.
- Neurological: AWAKE AND ALERT
- Cardiovascular: The skin appears normal, warm, and dry.
- Respiratory: Respiratory effort is unlabored.
- Gastrointestinal: DINNER SERVED

[EXN. MED. D.]

Carolinas Hospital System  
805 Pamlico Hwy, Florence, SC. 29505  
8436745100

Patient: MA:ID=SHAHID, DOB= Patient #: 3411386 MRN: 000302321 Date In: 10/29/2012

Disposition 11/02/2012 09:30 SFO

Transfer: Transferred disposition: TRANS - MUSC. The patient was ready for transfer to receiving hospital at 11/02/2012 09:30. Transfer was initiated for: SPECIALIZED CARE - PSYCH CAUTION. WILLIAM arranged transfer. Vital signs taken at 09:31 were: T: 98.4 PO, P: 77 and is regular, R: 16 and unlabored, BP: 154/88, O2 Sat: 100% on RA, pain level is 0 on a 1-10 scale. Patient states improved. Belongings taken by the patient. pt stable alert and oriented x 3 at time of transfer Patient left the department at 11/02/2012 10:35.

CINDY GAINEY RN

LAURA RUTHVEN RN All text in this document clearly marked by ECR has been authored and legally signed by use of electronic device. 11/01/2012 22:52

STEVE O'HARA RN All text in this document clearly marked by SFO has been authored and legally signed by use of electronic device. 11/02/2012 10:35

CAROL MOZINGO RN All text in this document clearly marked by CDM has been authored and legally signed by use of electronic device. 10/30/2012 21:19

SHARYN MORGAN RN

EXL MED E

SEALED DOCUMENT

Carolinas Hospital System

Patient: MAJID, SHAHID

PH: 3411886

DOB: 05/22/1975

AGE: 36 YRS

SEX: M

MR#: 000302321

EDR: WEINSTEIN, ERIC

DATE: 10/29/2012

PCP: NOT, ON STAFF

Workers Comp:  
Emp. Referred:

Patient Disposition: TRANS - MUSC

Acuity: 5

Presenting Complaint: HALLUCINATIONS - PSYCH HISTORY

PI Topics:

Discharge Diagnosis: Acute Exacerbation of Schizophrenia, Suicide Ideation

Primary Nurse: SNM

Follow-up / Admitting Phys:

Physician Consulted: No

Services Rendered: EXAM

Presentation Time: 03:54  
Triage Time: 03:57  
Assess: 04:00  
Exam: 04:05

**Initial Vital Signs**  
T: 98.2 PO  
P: 104 regular  
R: 20 unlabored  
BP: 137/093  
O2: 99% RA  
Pain Intensity Scale: 5 / 10  
Pain Location: multiple areas

**Discharge Vital Signs**  
T: 98.4 PO  
P: 77 regular  
R: 16 unlabored  
BP: 154/088  
O2: 100% RA  
Pain Intensity Scale: 0 / 10  
Pain Location: denies pain

Admit Ready for Room:

Disposition Date/Time: 11/2/2012 10:35

Payor Type: HMO

ER Patient: Yes

VIII.

(A) ADA-APPELLANT WAS NOT JUST MENTALLY ILL AT TIME OF TRIAL AND FRAUDS?  
FRAUDULENT, 10/22/12/ ALSO THAT AT TIME OF THESE, MALICIOUS, SCANDALOUS/  
CONDUCTS BY GOVERNMENT APPELLANT WAS RECEIVING S.S.I. MONTHLY BENEFIT  
DUE TO [SCHIZOPHRENIA] & [BIPOLAR] DIAGNOSES IN PHILADELPHIA, PA SUCCESS.  
THEREFORE COURT ERRED BY (A) FORCING TO REPRESENT SELF AT TRIAL; (B) NOT APPOINTING  
NEW COUNSEL (6<sup>TH</sup> AMEND. U.S.C.A. FEDERAL); (C) KIDNAPPING ILLEGALLY DETAINING  
[JAN. 7<sup>TH</sup> 2013] DUE TO FRAUDULENT, 10/22/12, BENEFIT BARABANT FOR 1/12.  
DUE TO MENTAL ILLNESS: SEE US CASE PATRICK VS. MURPHY (W.D. WASH. 1999) "AN  
ARREST IS NOT A PROGRAM OR SERVICE UNDER ADA. BUT ARRESTING A PERSON  
BECAUSE OF BEHAVIOR CAUSED BY A DISABILITY GIVES RISE TO A ADA CLAIM FOR  
DISCRIMINATION" ALL DOCUMENTS WERE PRESENTED IN [SEPT. 14-2013] LETTER TO  
[HANDEL DURANTESQ] FILED [SEPT. 21<sup>ST</sup> 2013] BY [CLERK KITCHINAS] [EXH. WIE.]  
SHE EVEN FAILED TO OBTAIN MISSING [JAN. 29-2013] BOND REVOCATION TRANSCRIPT  
APPELLANT DID PAY [CLERK SHORAN STAFFER] FOR AS SHE TOLD ME SEE "[WRT of MANDAMUS]"  
FILED [SEPT. 2-2013] [CLERK KITCHINAS] ABOVE JUDICIAL CONCLUSIVE EXHIBITS & TRANSCRIPTS  
VALIDATE ADA-APPELLANT DID PRESERVE ISSUES FOR REVIEW & COURT ERRED IN DENYING  
SPEEDY TRIAL MOTION TO DISMISS IN WHICH (1) WINGO FACTOR FAULT IS STATE  
NOT ADA-APPELLANT. TAKE COAST BUILDERS & CONTRACTORS LLC VS. LEWIS, 398 S.C. 323, 330  
780 S.E.2D 282, 285 (2005) SUPRA. (TOOK, C.J. CONCURRING IN PART & DISSSENTING IN PART)  
(WHERE THE QUESTION OF PRESERVATION IS SUBJECT TO MULTIPLE INTERPRETATIONS AND DOUBTS  
SHOULD BE RESOLVED IN FAVOR OF PRESERVATION). IN WHICH ADA-APPELLANT DID  
PRESERVE.

[EXN. W. E.]

SCCID - Lavelle Carter/Durant Esq.

1330 LADY ST. SUITE 401

Columbia, S.C. 29201-3339

RECEIVED

SEP 21 2015

SC Court of Appeals

1 SEPT. 17<sup>th</sup> 2015

RE: STATE VS. SHANU MATIO AKA ARTHUR MUSELEY c/N# 2014-000199

DEAR M(R)S. DURANT:

MAJ The LORD GOD OF ABRAHAM BLESS YOU, FAMILY AND ~~YOUR~~ STAFF, MAAM VIA  
SCRP. Rule 11(d). - Access of Counsel to ORIGINAL RECORD; I'm ENTITLED to MY RECORD  
of DISCOVERY, MOTIONS ETC. of PREVIOUS COUNSEL VIA YOU. I've ASKED YOU SEVERAL TIMES  
FOR DISCOVERY, MOTIONS ETC. THAT I NEVER RECEIVED FROM STATE. Yet, You BIASLY DENIED  
ME ACCESS. - "A DEFENDANT HAS A RIGHT TO PURSUE A DIRECT APPEAL, EVEN IF FRIVOLOUS, WHICH  
COUNSEL MUST ASSIST AS" AN ACTIVE ADVOCATE ON BEHALF OF HIS CLIENT." [FRAZIER VS. S.C.  
480 F.2d 676, 70 S.C. 114 (C.R. 2005) QUOTING (ANDERS VS. CAL. 386 U.S. 738, 744 (1967)) WITH  
THAT BEING SAID I seek Below [A - E] documents IMMEDIATELY. IF NOT RECEIVED A  
COMPLAINT will be filed!

All You've Failed to Provide All TRIAL EXHIBITS, EXCEPT FOR INCOMPLETE Bench WARRANTS  
WITH LETTER [8/08/15]. I seek All TRIAL EXHIBITS: STATES = 1, A; 2; 4; 5; 6; 7; MINES =  
1; 2; 3; 4; HA; COURTS = 1; 2; 3;

B. (1) [EXH. B] Bench WARRANT - [March 10 - 2008] - BY - [Judge JOHN MILLING] IS INCOMPLETE  
EITHER THE STATE - OR - YOU ARE WITHOLDING EVIDENCE WITH ALL DUE RESPECT. WHERE IS  
DOCUMENT ATTESTING Bench WARRANT LIFTED like [MAY 9 - 2007] - BY - [Judge COTHRAN R.  
FERREL] - WHICH SHOWS - ORDER - LIFTING - IT - BY - [Judge JAMES JR.] - [JULY 9 - 2007] - VIA -  
THEN [PRIVATE COUNSEL VERDELL BARR] (C.R. 11P) & consented BY THEM [ASSIST. SOL. RONNIE -  
A. SABB]. I seek ALL & ALL documents to [March 10 - 2008] Bench WARRANT.

(2) [March 9 - 2007] Bench WARRANT - BY - [Judge J. JAMES JR.] IS INCOMPLETE, IT HAS  
LIFTED AT "[REASON FOR RETURN]" - BUT - NO - JUDGE - ORDER - BY - like [MAY 9 - 2007] Bench  
WARRANT. I NEED REST of Bench WARRANT DOCUMENTATION! ;

II,

③ [OCT. 29-2012] - BENCH WARRANT - IS-INCOMPLETE! IT HAS [CLERK CAROLYN WILLIAMS] WITNESS SIGNATURE - BUT NOT NAME OF [JUDGE] - WHOM - ADMINISTERED BENCH WARRANT! I INFORMED YOU NUMEROUS TIMES IT WAS [CONSPIRACY] - BY STATE TO [ILLEGALLY DETAIN] ME. [CAROLINA HOSPITAL] DID [FAX COURTS] - [OCT. 30-2012] - I WAS IN THEIR [PSYCH. WARD] OF HOSPITAL NOT-COMPETENT - FOR - ROLL CALL - HOWEVER, [BENCH WARRANT NEVER LIFTED]! SEE [EXH. MEDIC.] [CAROLINA HOSPITAL] DOCUMENT VALIDATING - [MR. DENNIS PEE DEE MENTAL HEALTH]'S [MIND, DISCHARGE-PLANNER] - ON [OCT. 30-2012] DID - "[AD FAXED APPROPRIATE DOCUMENTS]" - THAT I WAS NOT ALLOWED TO MAKE ANY CALLS FOR WHFRS. - [EXH. MED. D.] - VALIDATE I WAS TRANSFERRED TO - [MISC. PSYCH. INST. IN CHARLESTON S.C.] - [NOV. 2-2012] - [10:35AM] - TRANSFER ARRANGED BY - [SPECIALIZED CARE - PSYCH. CATHERINE WILLIAMS]; THESE WERE EXHIBITS TO CIVIL CASE - NO. 13-7803 (O:13-CV11680-GRA) [MUSK/VS. JUDGE NEWMAN] - I SEEK ANY AND ALL DOCUMENTS TO [OCT. 29-2012] BENCH WARRANT ASAP!;

C) I DID REQUEST MOTION FOR SPEEDY TRIAL AND MY THEN PRIVATE COUNSEL MR. VERDELL BARR (A.P.A.), DID EXTENSION MOTION 2007, WHEN CASE CALLED FOR TRIAL. IN 2019 MR. VERDELL BARR (A.P.A.) AND I SEVERED TIES AND I WAS APPOINTED [PUB. DEF. AMANDA SHULER] & [PROBONO DEBRA BUTCHER] WHOM I FILED GRIEVANCES ON ETC. NOW VIA SC CODE OF LAW STATUTE - [§17-27-130] - NEW COUNSEL GETS ALL INFORMATION OF PRIOR COUNSEL(S) MY PRETRIAL MOTION TO DISMISS WAS BASED ON - [SPEEDY TRIAL ACT § 3161-3174]! TRANSCRIPT pgs. 669 L.6 [ASST. SOL. KIMBEAL V. BARR] - MADE FRIVOLOUS STATEMENT - "[AND JUDGE, THAT OBVIOUSLY CAUSED SOME PROBLEM FOR STATE IN PROSECUTING THE CASE & BRINGING FOR IN A TIMELY FASHION. B/C THE DEFENDANT WAS NOT IN COURT WHEN HE WAS SUPPOSE TO BE]" CONTINUANCE BY MR. BARR (A.P.A.) 2007; BENCH WARRANT LIFTED 2009; 2009. - [WHY DIDNT STATE BRING CASE TO TRIAL. [2009-2012] - FOR (3) THREE YEARS?] L. 13-14 [JUDGE JAMES JA.] CITED "I'VE EXAMINED THE FACTORS (BARKER VS. WINSO) ON THE RECORD AND I RULED AGAINST YOU, "p. 125 L. 3-10 I INQUIRE ABOUT "ENDS OF JUSTICE"

III:

CONTINUANCES. p. 123 L. 3-5 [Kimberly V. Barr] CITES FORMER PRIVATE COUNSEL  
VANDER BARR (R.I.P) DID CONTINUANCE. [WHERE DOCUMENTS?] I SEE ANY & ALL  
[CONTINUANCES], [ENDS OF JUSTICE CONTINUANCES & BILL (H) (8) (A)] ADMINISTERED  
BY JUDGES, MY COUNSEL & STATE FOR YEARS [ '07; '08; '09; '10; '11; '12; '13 ]  
IMMEDIATELY;

D/ BARRETT DEMETRIC MACK STATES WITNESS P. 381 L. 3 I OBJECT TO STATEMENT B/C  
I NEVER GOT DOCUMENT BEFORE TRIAL. [EXH. 2] p. 386 L. 19; L. 24 HE DID STATEMENT TO  
[MFC. KESTER] ON [5/4/07]. [WHAT WAS DEAL?] p. 387 L. 3-4 HE ATTEST HE CANT READ  
OR WRITE. p. 388 L. 1 HE CLAIMS NO DEAL FOR TESTIMONY QUEST. [HOW DID ILLITERATE BLACK-  
MAN OF NO WEALTH; NO JOB ETC. GET: KIDNAPPING 30 YRS.; ATTEMPT ARMED ROBBERY  
20 YRS.; 1<sup>ST</sup> DEG. BURGLARY 30 YRS.; P.D.W 5 YRS, TOTALING [85 YRS.] DISMISSED?]  
- I SEEK ANY & ALL DOCUMENTS PERTAINING TO [BARRETT DEMETRIC MACK] AND ABOVE  
CHARGES AND TESTIMONY IMMEDIATELY!

E/ [LONNIE DOZIER] DID POLYGRAPH TEST IN WHICH RESULTS WERE NEVER DISCLOSED. I HAVE  
[ARLO FELTON] & [WAKONDA COOPER] RESULTS IN WHICH PASSED ATTESTING TO SOMEONE ELSE PAID TO  
CRIME. " IF POLYGRAPH EXAMINATION CONDUCTED UNDER GOV WITNESS INDICATES WITNESS IS LYING  
SUCH MAY BE DISCLOSED TO JURY AS [EXCULPATORY EVIDENCE] USEFUL TO IMPEACH WITNESS CREDIBILITY."  
SEE [U.S. VS. GRANT 473 F. SUPP 720 (D.C. S.C. 1974)]. - I SEEK ANY & ALL DOCUMENTS PERTAINING  
TO POLYGRAPH TEST OF LONNIE DOZIER IMMEDIATELY!

MANY, KEEP IN MIND THAT ASSIST. SEC. KIMBERLY V. BARR WILL LIE IN COURT &  
PERTAIN. YOU SEE [EXH. M6C] SEE PERTAIN THAT SHE IS CALLING [WAKONDA COOPER P. 120 L. 3-4]  
& [ARLO TODD FELTON] L. 19. SHE KNOW THEIR EXCULPATORY DOCUMENTS WOULD PROVE MY INNOCENCE  
& I HAD NO KNOWLEDGE OF THEIR PHYSICAL ADDRESSES, PLEASE BE VERY DELICENT IN OBTAINING  
INFO. FOR MY FREEDOM! DURE AGOIN MAY GOD BLESS!

RESPECTFULLY SUBMITTED;

Shahid Majid

SHAHID MAJID AKA ARTHUR MORLEY #199398 - LCI - PO BOX 205 - BLDG 132 - Bridgeville, SC 29615

VIII

CONCLUSION

For the above conclusive, JUDICIAL REASONS & MERITS STATED, AND PETITIONER ASK HONORABLE COURT OF APPEALS TO (A) GRANT THE PETITION FOR REHEARING/ REINSTATEMENT EUBANK; (B) Rule ON PETITION "MOTION TO DISMISS" BASED ON SPEEDY TRIAL ACT; FRAUDULENT INDICTMENT; 180 DAYS LAW OF JUDGE CHIEF JUSTICE FINNEY/ STAMPAID, S.C. CONST. (C) Rule ON PETITION "MOTION TO LIFT BENCH WARRANT" AS IF THESE MOTIONS WERE IN PRE-TRIAL STAGE TO MAKE A DETERMINATION RATHER PETITIONER WAS ENTITLED TO RELIEF AT THAT TIME, DUE TO REASONS BEYOND CONTROL OF PETITIONER (SOME SPOILATION OF DOCUMENTS; INMATES FLOODING CELLS ETC. MOTION TO DISMISS WAS MISSING DOCUMENTS ETC. PETITIONER ASK HONORABLE COURT OF APPEALS TO OBTAIN WHOLE FILE FROM SUPREME COURT CLERK DANIEL SHEAROUSE/ FILED, JULY 12<sup>TH</sup> 2013/

RESPECTFULLY SUBMITTED;

Shahid Majid

, CERTIFICATE OF SERVICE/

I ATTEST ON BELOW DATE APP. PETITIONER DID SUBMIT PETITION FOR REHEARING/ REINSTATEMENT EUBANK TO, CLERK JERRY ABBOT KITCHENNAS/ AND ATTORNEY GENERAL ALLEN WILSON. I ASK CLERK TO RETURN CLERK STAMPED COPIES FOR INDIGENT APP. PETITIONER FILES & PROOF OF INDIGENCY DOCUMENT PROVIDED.

ON THIS, 18<sup>TH</sup>, DAY OF, SEPT., 2016 / Shahid Majid

PRETRIAL  
INcomplete MOTION To DISMISS

Filed JULY 12-2013

S.C. SUP. COURT

Clark Daniel Sheppard

RECEIVED

State IN THE THIRD CIRCUIT OF GENERAL SESSIONS JUL 12 2013

V. H-076895; H-076896; H-076897

S.C. Supreme Court

ARTHUR MUSELEY } INDICTMENT NO.: 2007-GS-45-052

AKA } MURDER; ATTEMPT. ARMED ROBBERY; POSSESSION OF WEAPON

Shahid M. TID } WRIT OF HABEAS CORPUS MOTION TO DISMISS

Defendant moves Honorable Court to Administer "WRIT OF HABEAS CORPUS MOTION TO DISMISS" due to following SC Statutes; U.S.C.A U.S cases; EXHIBITS; GROUNDS; SC Rules of CRIM AND CIV. PROC.

GROUND I.

The Grand Jury Clause of the U.S Constitution provides that "no person shall be held to answer for a capital or otherwise infamous crime, unless a pre-sentment or indictment of Grand Jury." U.S CONSTITUTION, AMEND V. The Court said "to comport with 5<sup>th</sup> and 6<sup>th</sup> U.S.C.A A CRIMINAL INDICTMENT MUST (1) CONTAIN ALL OF THE ELEMENTS OF THE OFFENSE SO AS TO FAIRLY INFORM THE DEFENDANT OF THE CHARGES AGAINST HIM (2) ENABLE THE DEFENDANT TO PLEAD DOUBLE JEOPARDY IN DEFENSE OF FUTURE PROSECUTIONS FOR THE SAME OFFENSE" see [U.S.V. SANTERAMO 45 F.3d 622, 624 (2<sup>nd</sup> CIR. 1995)] - "

(A) Defendant was arrested on 1/31/06 for above warrants; according [18 U.S.C § 3161 (B)] The information or indictment must be filed within [90] days state statute see [EXHA\*] [INDICTMENT] July 5<sup>th</sup> 2007 Filed stamped Carolyn A. Williams 2:19pm [18 MONTHS] LATER; see [U.S.V. KURKA (1987)]

"IT IS NOT AMENDABLE TO HARMLESS ERROR REVIEW"; S.C Fed. Rules of CRIM.P 48(B.) [U.S.S.V. ILLINOIS 389 U.S 906 (1967)]; IT IS BY NO MEANS CLEAR THAT PETITIONER MUST SHOW THAT THE PROSECUTOR'S KNOWING ACQUIESCENCE IN A MATERIAL FALSEHOOD PREJUDICED HIM; THERE IS NO PLACE IN OUR SYSTEM OF CRIMINAL JUSTICE FOR PROSECUTORIAL -

Misconduct." see *Giles v. State of Maryland* 386 U.S. 66 (1967) (opinion of Brennan)

(B) 18 U.S.C § 3161(c)(1): "TRIAL must commence within [70 days] FROM THE DATE THE INFORMATION OR INDICTMENT WAS FILED OR FROM THE DATE DEFENDANT APPEARS BEFORE AN OFFICER OF THE COURT IN WHICH THE CHARGE IS PENDING WHICH EVER IS LATER! See [EXH. B.] [OCT. 31-07] Sol. Kelly Jackson State Plans FOR TRIAL [MON. DEC. 10-07] [U.S.A.M] How can state DO A TRIAL IN VIOLATION OF [18 U.S.C 316(B)] - ? - [INDICTMENT] [18 MONTHS] - PASS - [30 days]

STATUTE, state malicious IN CONSPIRACY WITH sadistic mindset?

(1) LETTER 3 MONTHS AFTER INDICTMENT - CITING TRIAL (2) TRIAL 23 MONTHS AFTER INDICTMENT - VIOLATION! NEVER HAPPENED! HOWEVER [5<sup>th</sup> U.S.C.A Due Process Clause], [6<sup>th</sup> U.S.C.A Speedy TRIAL Clause] violated now [7] SEVEN YEARS!

See [DUGGETT V. U.S (1992)] & "Negligent clearly between Duggets INDICTMENT AND ARREST PRESUMPTIVELY PREJUDICED HIS ABILITY TO PREPARE AN ADEQUATE DEFENSE!

GOVERNMENTS IN ARGUING Speedy TRIAL clause does NOT significantly protect a DEFENDANTS INTEREST IN FAIR ADJUDICATION [U.S V MARION 404 U.S 307, 320-323], [U.S V. MacDONALD 456 U.S. 1, 8] [U.S V. LOU HAWKS 474 U.S. 302, 316]

(C) "There is no need to press the U.S.C.A INTO SERVICE TO GUARD AGAINST THE mere POSSIBILITY THAT 'PRE-ACCUSATION DELAYS' - will PREJUDICE THE DEFENSE IN A CRIMINAL CASE SINCE STATUS OF LIMITATIONS ALREADY PERFORM THAT FUNCTION" [STATE V. MARION (1971)]

GROUND II.

(A) According to *Barker v. Wingo* (1972) THE COURT SHOULD ASSESS SUCH FACTORS OF DEFENDERS Speedy TRIAL ACT U.S.C.G.S 3161-3174 (A) LENGTH OF DELAY (B) REASON FOR DELAY; (C) THE DEFENDANTS ASSERTION OF HIS RIGHTS; (D) PREJUDICE THE DEFENDANT! To see clearly one must see GOVERNMENT - CONSPIRACY!

(1) FORMER COUNSEL VERDELL BARR AND ASSIST. SOLICITOR KIMBERLY BARR ARE RELATIVES!  
 ON 1/29/13 VERDELL BARR TOOK SELF OFF CASE DUE TO 'CONFLICT-OF-INTEREST!'

① Defendant Finally obtain Rule 5 see [EXH.C], May 17-2019 via Verdell BARR  
 AFTER 7 YEARS! WHAT WAS REASON He CONCEALED IT P! ? ③ Defendant HAS  
 MEMORY of CONSULTING WITH VERDELL BARR, ABOUT SPEEDY TRIAL AND PICKING 12!  
 NONE HAPPENED! [U.S.V. Felix 503 U.S. 378 (1992)] [BRADY v. Maryland 379  
 U.S. 83 (1963)]

③ Defendant DID NOT KNOWINGLY OR VOLUNTARILY made waiver of Speedy TRIAL  
 RIGHTS! Defendant MAY NOT EXPRESSLY WAIVE HIS RIGHTS UNDER 'Speedy  
 TRIAL ACT'; see [U.S.V. Saltzman F.2d 1087, 1090, 1092 (10th Cir. 1993)] [Judge  
 MUST SET FORTH, ORALLY OR IN WRITING HIS REASONS FOR GRANTING CONTINUANCE]  
 [18 U.S.C. § 3161 (h)(8)(a)] Government should NEVER RELY ON A DEFENDANT'S  
 UNILATERAL WAIVER OF RIGHTS UNDER ACT! Government make sure Judge  
 ENTERS AN "[ENDS-OF-JUSTICE]" CONTINUANCE AND SET FORTH HIS REASONS  
 FOR DOING SO! [Northern v. U.S. 455 F.2d 427 (9th Cir. 1972)] "At least one  
 COURT has considered that the period begins upon mere filing of a  
 Criminal complaint" People v. Hannon 19 Cal. 3d 588, 564 P.2d 1203, 138 Cal. (1977)

WINGO FACTORS

① LENGTH OF Delay = Seven (7) Years [Lack of speedy Prosecution]  
 see [U.S.V. Marion (1977)]; PROSECUTOR MISCONDUCT violating [Speedy TRIAL  
 Act] [18 U.S.C. § 3161 (c)(1)] - (A) ARREST 1/31/06 [INDICTMENT] [18 MONTHS  
 LATER! Attorney conspired with [Government] violation of INDICTMENT  
 WITHIN [30] Days see EXH.A, [18 U.S.C. § 3161 (B)] - (B) [EXH.A.] DOC.  
 #2007-GS-45-52 Filed July 5-2007 [Carolyn Williams] Clerk of Court Filed  
 Stamped - WITNESSED [Joseph Garkham]

② "Reason For Delay" = No "MOTION TO DISMISS" by VERDELL BARR He conspired  
 WITH State Relative ASSIST. SOLICITOR Kimberly BARR IN VIOLATIONS OF [18 U.S.C. §  
 3161 (B)] ; [§ 3161 (c)(1)] "USCA" "ineffective ASSIST. of counsel"

RECEIVED

JUL 12 2013

AFFIDAVIT - AF. SERVICE

I, ARTHUR R. MOSELEY, A TEST ENCLOSED, WARRANT OF HABEAS CORPUS S.C. Supreme Court  
MOTION TO DISMISS, TO FOLLOWING: "THE SUPREME COURT OF S.C."  
 1015 SUMNER ST. COLUMBIA, S.C. 29501 - "CLERK-OF-COURT" AND  
 WILLIAMSBURG COUNTY "CLERK-OF-COURT" 105 W. MAIN ST. KINGSTREE,  
 S.C. 29556. DEFENDANT ASKS HOWEVER THE CLERK OF COURT OF  
 THE SUPREME COURT TO FORWARD A COPY OF ALL EXHIBIT DOCUMENTS  
 TO WILLIAMSBURG COUNTY "CLERK OF COURT". DEFENDANT ASKS  
 BOTH CLERKS TO SEND STAMPED CERTIFY COPY OF PROOF OF RECEIPT!  
 THIS IS FOR DEFENDANT'S LEGAL FILES ON THIS DATE 7/9/13 SIGN:  
 Arthur R. Moseley / aka Shahid Majid #2013-611,

NAME: ARTHUR R. MOSELEY / AKA  
 Shahid Majid #2013-611  
 ADD: APO: 6719 FRENCHFIELD RD.  
 EBBINGHAM, S.C. 29541  
 SIGN: ARTHUR R. MOSELEY / AKA  
 Shahid Majid #2013-611

Moseley  
Arthur

8.

Louvie Dozier [S.C. Rules of Court 608, 609] A KNOWN [ROBBER] AND [KIDNAPPER] AND [MASTER MIND] - [MANIPULATOR] AND [CORE/LINER] A KNOWN CONVICTED [CHILD MOLESTER / SEXUAL PREDATOR] [GUN] [SALESMAN] AND [ROBBER]! THIS IS WHAT STATE HAS TO ESTABLISH PROBABLE CAUSE!

(C) S.C. Code of Laws § 16-3-10 'MURDER' (1) There's several suspects that state & F.B.I. were aware of yet NEVER MADE ANY ARRESTS PROBABLE CAUSE was more adequate than FICTITIOUS, RECAPITULATED - FEDERAL - PROFFER - STATEMENTS! Please view Pre. Hear. pages 13 & 14 [EXH. 5(6) (7)] which establish suspect 'Blackmale, with BRANDS Gold teeth witnessed by Willie Chandler', D.F.C. Shannon Coker failed to obtain sworn statement AND SEARCH!

(2) Please view EXH 8 FBI 'changed' date 3/8/2005 when suspects was changed from Steve Singletary and Cornelius Hammond to defendant to defendant and codefendants! WHY WAS IT CHANGED WHEN FEES POSSESSED [EXH. F.B.I. H, I, J, K, M, N.]

EXH. 9 Tony York's victim cousin seen night of murder with blood on him [F.B.I. E] and 10/30/01 relative 'Papi' cites Andy White says Tony ran to house with bloody shirt asking for a shirt! [EXH. F.B.I. D, F, G] val date also family denied him access to funeral! That's more 'PROBABLE-CAUSE' than state HAS ON DEFENDANT!!! - GOVERNMENT CONSPIRACY!

(4) [EXH. F.B.I. - L] Nphonso Pearson say Mike Fulton saw money paid to Marlin McKnight for the memory! Plus victim mom MS. Sandra York knows MR. Fulton - GOVERNMENT CONSPIRACY! - [EXH. I ?]

(5) [EXH. F.B.I. - H] 5/20/02 Wakanda Cooper said Singletary paid \$500 by Lil D. (RIP) which was very close friend of his to E. K. Himup referring to Tony York (RIP); [F.B.I. - J] 3/26/02 ARLO FULTON CITES BROCKINGTON (RIP) NOT TO TALK ABOUT SHOOTING AND GIVES DESCRIPTION-

D.

NOT ALLOWED TO  
SHOW JURY!!!

EXH. F.B.I.N

On June 19, 2002, Cooper arrived at the offices of the United States Attorney's Office, Florence, South Carolina, for his scheduled polygraph examination. Cooper was provided with a copy of an Advice of Rights form (FD-395) and a Consent to Polygraph form (FD-328), the contents of which were read aloud to him. Cooper advised that he understood his rights and demonstrated his willingness to proceed with the polygraph examination by signing both forms.

During the pretest interview, Cooper stated that he was present when Barrington and Singletary discussed retaliation for the theft. Cooper said that he recalled seeing Barrington pay Singletary approximately \$500, but could not recall if it was before or after the shooting.

A polygraph examination of Cooper was conducted utilizing the following relevant questions:

- A. Have you misled me today concerning the death of that man? (Answer - No); and
- B. Have you withheld any important information from me concerning the death of that man? (Answer - No).

Based on a review of the psychophysiological responses recorded during this examination, it is the opinion of this examiner that the recorded responses are not indicative of deception.

TRUTH

Wakanda Cooper  
PAST LIE DETECTOR TEST!  
JURY NOT ALLOWED 201

EXHIBIT II

245F-CO-23755

Continuation of FD-302 of Arlo Fulton, On 3/26/2002, Page 3

Fulton described Singletary as being a black male, weighing approximately 165 pounds, approximately 5'11" in height, having a long goatee, and being approximately 28 years old.

Fulton described Hammond as being a black male, weighing approximately 180 pounds, being approximately 5'9" in height, and being approximately 25 years old.

While Fulton and Brockington were both recently incarcerated in the Lexington County Detention Center, Brockington told Fulton not to talk about the shooting of Tory York. According to Fulton, Brockington was scared that information regarding the shooting would be revealed to law enforcement authorities.

IV:

8<sup>th</sup> USCA Conspiracy [U.S.V. Felix (1992)] which is also [Reason For Delay]

'CONFLICT OF INTEREST' Counsel AND ASSIST. SOLICITOR; LACK OF SPEEDY PROSECUTION

By state also! PROSECUTOR MISCONDUCT [NASH V. ILLINOIS (1967)] [U.S.V. MARVIN (1971)]

③ DEFENDANT'S ASSERTION OF RIGHTS = DEFENDANT JUST AWARE AS OF 2013

INCARCERATION AND FRIVOLOUS-OBSERVATION-BENCH WARRANT! in which he was SU

HOSPITAL FOR DUE TO BEING IN PSYCHIATRIC UNIT AT "CAROLINA HOSPITAL"

TRAMATIZED AFTER BEING SHOT AT FOUR TIMES AND BOBBED OF \$200! DEFENDANT

JUST AWARE VIA FELLOW INMATE - NOT - VERDELL BARR - AND - ASSERTS RIGHTS! see

[EXH. XXX] THAT TITLE I SPEEDY TRIAL ACT (1974, 88 18 U.S.C. §§ 3161-3174!

VERDELL BARR NEVER GAVE INFORMATION OF RIGHTS IN DETAIL DUE TO CONSPIRACY

WITH GOVERNMENT see EXH. [XI-I; XI-II; XI-III]

④ ④ "PREJUDICE TO THE DEFENDANT;" @ MENTAL ANGUISH AND STRESS ON DEFENDANT

IS TREMENDOUS! PLEASE VIEW CURRENT INJUSTICE IN FRANKLIN CASE! STATE HASN'T HAD ROLL

CALL SINCE 08 OR 09 DEFENDANT! STATE DID ONE [OCT. 2012] WHILE DEFENDANT

IN CAROLINA HOSPITAL! NO NOTIFICATION VIA ATTORNEY VERDELL BARR OR STATE

VIA MAIL OR PHONE! DEFENDANT PRODUCED DOCUMENTS VIA CAROLINA HOSPITAL!

① [COPY OF FAX] THEY SENT TO ASSIST. SOL. IMBEEZLY BARR ② LETTER VIA HOSPITAL

ESTABLISHING FACT OF DEFENDANT'S PRESENCE! ASSIST. SOL. COMMITTS PER TURY

"RECEIVE NO FAX" [JUDGE NEWMAN] BIASELY WITH DEFENDANT'S DOCUMENTS IN

HAND; INSTEAD OF LIFTING BIGUS BENCH WARRANT-ORDERS-OBSERVATION-ORDERS

OBSERVATION TO SEE FIT FOR SOCIETY BECAUSE NOT SATISFY HOSPITAL'S EVALUATION!

ON 1/29/13 ORDER MADE THAT DEFENDANT TRANSFERRED WITHOUT NOTICE PROPERTY

OR VIOLATION OF WCC RULES TO ECDC!

③ § 41-23-410 ESTABLISHES SIGNATURES OF JUDGE, COUNSEL, SOLICITOR,

CLERK OF COURT THEN WITH IN 15 BUSINESS DAYS DEF. IS EVALUATED AT

OSIE DEPT. OF MENTAL HEALTH! AS OF DATE, 7/13/13, IT'S BEEN -

"AFFIDAVIT-OF-SERVICE"

Defendant Moves Honorable Supreme Court To ADMIT EXHIBITS  
I-IV(B); A-D; X; X X X; XI-I-III AS LEGAL, JUDICIAL, CRITICAL  
AS WELL AS CONCLUSIVE EVIDENCE TO AID INVALIDATING "WRIT-OF-  
MANDAMUS-MOTION-TO-DISMISS" ON DATE 7/3/13 SIGN: Arthur R. Mosalej

NAME: ARTHUR R. Mosalej AKA  
Shahid Majid # 2013-611  
ADD: 679 Friend Field Rd.  
Effingham, S.C. 29541  
SIGN: Arthur R. Mosalej AKA  
Shahid Majid

III.

7) EXH. FBI-E-G: DATE 4/22/2003. Decenia S. Wallace  
ESTABLISH FACT THAT COUSIN Tony York DID NOT ATTEND  
FUNERAL OF COUSIN Tory York (R.I.P) BECAUSE FAMILY  
Blamed Him AND LAST PERSON SEEN ON PORCH  
BEFORE SHOTS FIRED MATCHED HIS DESCRIPTION!  
NOW LET RECORD SHOW 4 FOUR DIFFERENT WITNESSES TO  
COUSIN Tony York AT SCENE OF CRIME! WHICH IS MORE  
THAN ADEQUATE FOR "PROBABLE CAUSE" FOR WARRANT;  
PLUS MORE CONCRETE THAN TWO (2) VERSIONS THAT  
GOVERNMENT HAS FROM DOZIER AND LINDER! SO WHY  
WAS DEFENDANT TARGETED? (CONSPIRACY!!!)

8) EXH. FBI-H: 10/20/2008. Wananda Cooper says  
Steve Singletary was paid \$500 BY Little D. (RIP)  
TO "F--- K HIM UP" REFERRING TO Tory York (R.I.P)  
-- SINGLETARY HAS FIVE (5) WITNESSES --

9) EXH. FBI-I-I: 11/19/2002 Perrell Shaw CITES Steve Singletary  
SAID BRACKINGTON (RIP) PAID HIM \$500 FOR THE MURDER!

10) EXH. FBI-J: DATE: 8/26/2008 Arlo Foltow NKA Todd Given description  
of Singletary AND Hammond! Plus CITING HOW BRACKINGTON (R.I.P)  
WHILE IN LEXINGTON COUNTY DETENTION CENTER WILLIAM TOLD HIM  
(TODD) NOT TO TALK ABOUT THE SHOOTING FOR FEAR OF LEAK TO  
LAW ENFORCEMENT!

WHICH VERDICT IS AT EXHIBIT B OR C IS DEDUCED TO  
HAVE BEEN MADE COURT TO BE THE STATE OF CALIFORNIA  
AND THE STATE OF CALIFORNIA IS DEDUCED FOR  
MURDER AND THE STATE OF CALIFORNIA IS DEDUCED FOR  
COREY LINA REGISTERED BY AFFECTED NOW WE SHOULD  
VIEW OTHER SUSPECTS WITHIN THE STATE OF CALIFORNIA  
BUT EXCULPATORY EVIDENCE!

1) EXHIBIT B - D DATE 3/18/01 AT DANFORD - EST. BY  
VICTIM'S COUSIN [TONY YORK] "I SAW BLOOD ON HIM AND A LOT OF BLOOD IN HIS POSSESSION!"  
HE SAID TO HIS SISTER [THEY SAID] THAT HE WAS DOING HIS  
BROTHER CARLOS YORK AT THE TIME! SHE SAID SHE DROPPED IN WHEN  
THEY WERE BROCKING [THE] (BULL) DRUGS!

I JEL YORK / LIL BED.

5) EXHIBIT E DATE 10/30/01 AT I JEL QUINISTON "PAPA" YORK  
RELATIVE OF VICTIM ESTABLISHES TONY YORK ON NIGHT OF MURDER  
WITH BLOODY SHIRT AS EXHIBIT D CITES! AARON WHITE  
SAID HE RAN TO HIS HOME WITH BLOODY SHIRT AND ASKING  
FRIENDS FOR A SHIRT!

6) EXHIBIT F - ER DATE 3/33/2001 ESTABLISH COMPLAINT IN THE  
SAW VICTIM TALKING WITH BLACKMALE WITH GOLD TEE THRU  
BRANDS WHISKEY!! WILSON WAS WITH JAMES CHARLIER WITNESS  
TO DESCRIPTION OF TONY YORK AS EXHIBIT E VALIDATE!

IV.

TWINS - W.O community

11) EXH. F.B.I. N 2 DATE 2/22/2003 of ERWIN SCOTT brood  
BRACKING TOWN (R.I.P) paid someone to kill YORK (R.I.P) AND RABB.  
Single Tony was involved in shooting death!

BUTTER

12) EXH. F.B.I. L: DATE 5/6/2002 Alphonso Pearson citing  
Mike Foltan saw individuals Paul Martin McKNIGHT whom  
was associated with YORK'S (R.I.P) murder. Also that Sandra Beck  
knows Mike Foltan!

Tony X (R.I.P)

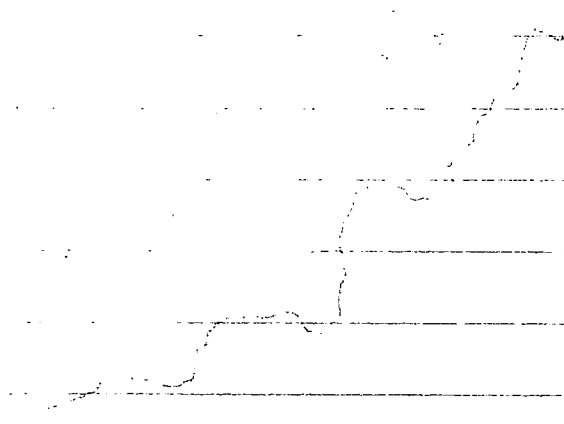
13) EXH. F.B.I. M: DATE 5/16/2003 BETTY ANN HIGGINS ON  
NIGHT of murder saw "RABB" vehicle come pull in  
her yard and started talking to her about someone  
else with!

14) EXH. F.B.I. N DATE: JUNE 19-2008, Wakanda Cooper  
Poly Graph Test Hepast IT! Witnessed BRACKING TOWN (R.I.P)  
Pay "RABB" \$500 FOR RETALIATION!

Defendant asks Honorable Supreme Court why GOVERNMENT DID NOT  
ESTABLISH PROBABLE CAUSE AND ISSUE WARRANTS FOR  
EXH. F.B.I. M-N? CONSPIRACY - ALL EXHIBITS JAMES  
THAT PLAINTIFF IS INNOCENT AND EXHIBITS ARE  
EXCULPATORY EVIDENCE TO PROVE P.C. 16 AS WELL AS  
CONCLUSIVE EVIDENCE!

5 pages 1000

4 pages  
perilla



- 1 A No, sir, there was no round found in the body.
- 2 Q There was no round found in the body?
- 3 A No, sir, we could not locate any rounds and no shell
- 4 casings.
- 5 Q So there is no physical evidence of any sort at this
- 6 point with regard to forensics involved with the
- 7 shooting?
- 8 A Correct.
- 9 Q You mentioned in your direct testimony that there
- 10 has been no gun recovered?
- 11 A That's correct.
- 12 Q There has been no gun recovered at all?
- 13 A That's correct.
- 14 Q Now, Steve Durant you have interviewed him?
- 15 A Yes, sir.
- 16 Q And he is a co-Defendant in this case?
- 17 A That's correct.
- 18 Q And he indicated to you based on your direct
- 19 testimony that he didn't on this day give anybody a
- 20 gun?
- 21 A That's correct.
- 22 Q And that he didn't know anything about the
- 23 shooting?
- 24 A That's correct.
- 25 Q Did he say whether or not he knew anything at all

Ex. III,

FEDERAL BUREAU OF INVESTIGATION

RIP

~~XXXXXXXXXX~~  
~~XXXXXXXXXX~~

Date of transcription 03/16/2004

Steve Durant, black male; date of birth, April 28, 1978; place of birth, Kingstree, SC; was advised of the identity of the interviewing Agent and the nature of the interview. Also present was Shannon Coker, Investigator, Williamsburg County Sheriff's Office. On the date of the interview, Durant was incarcerated at the Williamsburg County Detention Center. Durant was advised of his rights utilizing an FD-395 Advice of Rights form. After Durant signed the form, Durant provided the following information:

Durant recalled when Tory York was murdered during 2001 in Kingstree, SC. Durant recalled that the murder occurred on a Friday.

Durant totally denied any knowledge of the facts which surrounded York's murder or any knowledge of the firearm that was used during the murder.

When Durant was confronted with the fact that witnesses had previously provided information that Durant had provided the firearm to Arthur Mosley that Mosley used to murder York, Durant denied that he ever provided a firearm to Mosley in the past.

Durant agreed to submit to a polygraph examination, if requested.

CODEFENDANT (RIP) SAID NEVER GAVE ME GUN BUT JUDGE JAMES WOULDN'T LET JURY SEE STATEMENT!

DURANT LATER WOULD NOT TAKE A POLYGRAPH!  
CONSPIRACY!!!

Investigation on 03/10/2004 at Kingstree, SC

File # 267C-CO-28403

Date dictated 03/16/2004

by SA Vincent R. Flamini:vrf

9/2/02

[EXHIBIT IV]

1 about this incident?

2 A No, sir, he did not.

3 Q He did not?

4 A No, sir.

5 Q Let's start with Mr. Dozier's statement if you would,

6 and you said that you received Mr. Dozier's

7 statement from an officer Flaminii?

8 A Yes, sir.

9 Q If you would let's look at the statement for a second.

10 Is that actually a statement given by Lonnie Lamont

11 Dozier or is that a recapitulation of a conversation

12 that Officer Flaminii had with Mr. Dozier according

13 to Mr. Flaminii?

14 A According to Mr. Flaminii that is the statement that

15 he gave.

16 Q Have you read the statement?

17 A Yes, sir, I looked over it.

18 Q And based on your reading of the statement does it

19 ever directly quote Lonnie Lamont Dozier or is this

20 again a statement that is written by Mr. Flaminii

21 after he allegedly interviewed Mr. Dozier?

22 A This is a statement written by Mr. Flaminii that Mr.

23 Dozier said.

24 Q But it is not a sworn statement of Mr. Dozier. It is a

25 statement written by Mr. Flaminii after he allegedly

1 interviewed Mr. Dozier, is that right?

2 A Yes, sir.

3 Q The statement given by Mr. Flaminii after he

4 interviewed Mr. Liner is also the same situation?

5 A That is correct, but I also talked with Mr. Liner.

6 Q Based on the statement that Mr. Liner gave both to

7 the FBI and to yourself, does Mr. Liner indicate that

8 he had a conversation with Mr. York that day?

9 A Yes, sir.

10 Q Does Mr. Liner also indicate that he had made a deal

11 with Mr. York to take him guns?

12 A I don't recall that.

13 Q Do you recall in the statement where it says that Mr.

14 Liner was going to take Mr. York some guns

15 because Mr. York had contacted him about the guns

16 because he knew Mr. Liner to be a person who had

17 guns. Is that a part of the statement?

18 A Part of the statement is he asked Mr. York about

19 buying a gun.

20 Q He is asking Mr. York about buying a gun, or Mr.

21 York had contacted him about buying a gun?

22 A I think he asked Mr. York about buying a gun.

23 Q Do you recall a part of the statement that says that

24 Mr. York had some problems with a person he

25 referred to as Little D or Little Do?

1 Q So Officer Shannon Coker is the only officer that  
2 you can recall that was on the scene for the  
3 investigation?

4 A Yes, sir.

5 Q Did you do the official incident report of the  
6 investigation of this client?

7 A Yes, sir, I did.

8 Q And you testified today that when you arrived that  
9 Mr. York, the alleged victim had been transferred to  
10 the hospital, is that correct?

11 A Correct.

12 Q Do you recall the information that was put in the  
13 statement, and does the statement say that when you  
14 arrived he was still there?

15 A Ah...

16 Q Would you like to make reference to the statement.

17 A Are you talking about the incident report.

18 Q The incident report, yes, sir.

19 A It says on the above date and time the officer was  
20 dispatched to 903 Thorne Avenue on a report of a  
21 shooting. Upon arrival the victim was located  
22 behind 813 Thorne Avenue with a sole gunshot  
23 wound. The victim was located in the front yard. At  
24 903 Thorne Avenue just before shots were heard by  
25 the complainant he saw the victim talking to a black

EXH. B.

# The State of South Carolina



## SOLICITOR

C. Kelly Jackson  
Solicitor

Williamsburg County Courthouse  
125 West Main Street, 3rd Floor  
Kingstree, South Carolina 29556

Phone: (843)355-9321  
Ext. 173/174  
Fax: (843)355-9313

October 31, 2007

Verdell Barr, Esquire  
Barr & Barr, P.A.  
Post Office Box 83  
Kingstree, South Carolina 29556

Shaun C. Kent, Esquire  
Coffey, Chandler & Kent  
Post Office Box 1292  
Manning, South Carolina 29102

RE: State vs. Arthur Moseley, Steve Durant, and Corey Liner  
Indictment No.: 2007-GS-45-052

Dear Gentlemen:

Please be advised that the State plans to call this case for trial during the next term of court, which begins on Monday, December 10, 2007 at 10:00 a.m.

Please find enclosed and served upon you documents pursuant to your Rule 5/Brady motions. After having complied with Rule 5, South Carolina Rules of Criminal Procedure, the State hereby requests production and/or inspection from each defendant copies of all books, papers, documents, photographs, tangible objects, or portions thereof of any item that is in the possession, custody or control of each defendant or his attorney, and that he intends to introduce as evidence at the trial of this case. The State further requests inspection and/or production of all results or reports of any physical or mental examinations and of any scientific tests or experiments made of or on behalf of each defendant, of which each or either of the defendants intends to introduce as evidence at the trial of this case and the name, address and telephone number of the witness who prepared the report.

EXH.C.

2 COPIES

# BARR LAW OFFICES

VERDELL BARR, ESQUIRE  
ATTORNEY AND COUNSELOR AT LAW  
Post Office Box 83/319 W. Main Street  
Kingstree, South Carolina 29556  
TELEPHONE: 843-355-8000  
FASCIMILE: 843-355-8003  
E-mail: barrandbarr@fbc-i.net

---

May 17, 2013

Certified Mail – Return Receipt Requested  
Article #: 7008 1830 0001 9080 9804  
Arthur R. Moseley a/k/a Shahid Majid, 2013-611  
Florence County Detention Center  
6719 Friendfield Road  
Effingham, South Carolina 29541

Re: The State v. Arthur Moseley

Dear Mr. Moseley:

Our office has provided your Rule 5 material to your attorney, Amanda Shuler. Please note that the “Alibi Witness Affidavit” you referred to in your letter dated April 09, 2013 was never a received by my office and not a part of my file.

I have enclosed an additional copy of your Rule 5 material.

With kind regards,

Sincerely,  
**BARR LAW OFFICES**

  
Verdell Barr

VB/vpw

Enc: Rule 5 Material

[EXH. 14(B.)]

View 2 versions of HIS  
 1/3 Corey Liner!  
 They believed BOTH BUT  
 WASNT allowed 2 C these  
 DOCUMENTS!  
 CONSPIRACY

245I-CO-23755 267C-CO-28403

Continuation of FD-302 of

Lonnie Lamont Dozier

, On 8/7/2003

. Page 2

Kennedy of approximately \$700 in cash. Dozier asked Kennedy for his drugs, but Kennedy stated that his drugs were at his residence, so Dozier only got the money from Kennedy.

Dozier went to Black Biker Week later that same year with Kennedy. Kennedy never realized that Dozier was the one who robbed him.

*QND*  
 In March of 2001, Corey Liner and Arthur Mosley picked up Dozier at his residence. They then drove to the residence of Steve Durant. While at Durant's residence, Durant told Dozier, Liner, and Mosley that Tory York, Tony York, Carlos York, and Kaisha Burgess had robbed David Brockington, also known as Little D, of some crack cocaine. Durant indicated that Tory York had a lot of the crack cocaine in his possession from the robbery. They then decided to rob Tory York of the drugs, so Durant gave Mosley a black .38 caliber revolver with a rubber grip. *BRD*

Dozier, Liner, and Mosley then left Durant's residence together driving in Mosley's girlfriend's car, a black Pontiac Grand Am. At the time, Liner was driving the vehicle, Mosley was in the front passenger seat of the vehicle, and Dozier was in the back seat of the vehicle. Mosley had possession of the .38 caliber revolver. *4-TH*

Dozier, Liner, and Mosley then drove to Tory York's residence, located on Thorne Avenue in Kingstree, South Carolina. When they arrived at Tory York's residence, Tory York was sitting on the front porch of the residence with another male, who Dozier could not identify because he was too far away. When Dozier and the others arrived at the residence, the male got up and left the residence. *5-TH*

Upon arrival at Tory York's residence, Liner asked Tory York if he wanted to buy a weapon, while Liner was still sitting in the vehicle. Liner mentioned to Tory York what he had heard regarding the robbery of Brockington. Tory York then came down the steps of his residence and approached the vehicle to see the gun. At that time, Mosley got out of the front passenger seat of the vehicle, while Liner and Dozier remained in the vehicle. Mosley stated, "Give me the money, everything (expletive)." At that time, Tory York backed away and stated, "Hold on, you don't need to do it like that." Mosley pulled out the .38 caliber revolver and pointed it at Tory York. Tory York pulled in his back pocket when Mosley told him to give Mosley the money. At *6-TH*

I.

Defendant moves Honorable Supreme Court to Admit & Exhibit, FBI A-N, as legal, judicial, critical, evidence

Establishing, Exhibits FBI A-N, as conclusive evidence!

These statements of other suspects FBI possessed yet neither state acknowledge! This evidence will also fall under

Exculpatory Evidence, Fed. B. Crim. 16 in which establishes defendant's innocence in which was suppressed by state &

former attorney until now 2013 7 seven after charge!

Conclusive evidence establishing defendant's innocence are:

(1) EXH. FBI A-1: date 3/9/05 of State DUBANT (R.I.P) cites:

"He never gave anyone a gun! Recall Corey Limer and Demetrius Brown retrieving a sawed off shotgun out trunk of car parked at DUBANT'S (R.I.P) Residence some weeks York (R.I.P) was murdered?"

(2) EXH. FBI B-1: date 8/7/2003 of Louie Duzier whom has federal proffer agreement cites "He & Limer remained in car when defendant allegedly did crime which contradicts Limer's statement [EXH. FBI C-1]"

(3) EXH. FBI C-1: date 8/21/2003 of Corey Limer cites "was standing next to victim when defendant allegedly did crime which contradicts Louie Duzier's version in EXH. FBI B-1"

Which version of EXH's B. OR C. is Government to have Honorable, Supreme Court believe? S.C. Rules of Criminal and Civ. P. 608, 609 -

Credibility is not valid for promised immunity; & Timecut; convicted felon Corey Limer Registered Sex offender! Now we shall view other suspects

which fall under Fed. B. Crim. P. 16 EXCULPATORY EVIDENCE &

## II.

### EXCULPATORY EVIDENCE:

- (4) EXH. F.B.I-D: DATE 8/18/2002 OF DON BURGESS - ESTABLISHES VICTIMS COUSIN [TONY YORK] ON "NIGHT OF MURDER" WITH BLOOD ON HIM & LOT OF DRUGS IN HIS POSSESSION! "ACCORDING TO HIS SISTER [KEISHA BURGESS] WHOM WAS DATING HIS BROTHER CARLOS YORK AT THE TIME! SHE WAS ALSO DRIVER WHEN THEY STOLE BRACKING TOWN (CRIP) DRUGS!"
- (5) EXH. F.B.I-E: 10/30/01 OF I JELQUINNIAN "PAPI" YORK RELATIVE ESTABLISHES TONY YORK ON NIGHT OF MURDER WITH BLOODY SHIRT AS EXH. F.B.I-D CITES ANDY WHITE SAYS HE SAW THIS WITH BLOODY SHIRT ON ASKING ANDY FOR SHIRT!
- (6) EXH. F.B.I-F: 9/23/2001 ESTABLISH COMPLAINANT SAW VICTIM TALKING WITH "BLACK MALE WITH GOLD TEETH & BRAIDS IN HIS HAIR!" WHOM WILLIE JAMES CHANDLER WITNESS DESCRIPTION OF TONY YORK AS [EXH. S D, E] VALIDATE!
- (7) EXH. F.B.I-G: 4/22/2003 DECENAS W. WALLACE ESTABLISHES FURTHER COUSIN DID NOT ATTEND FUNERAL OF COUSIN TONY YORK (R.I.P) BECAUSE FAMILY BLAMED HIM AND LAST PERSON SEEN ON PORCH BEFORE SHOTS FIRED [FIT DESCRIPTION]!"
- NOW LET RECORD SHOW 4 FOUR DIFFERENT WITNESSES TO TONY YORK AT SCENE OF CRIME! WHICH IS MORE ADEQUATE FOR PROBABLE CAUSE FOR WARRANT; PLUS MORE CONCRETE THAN TWO VERSIONS THAT GOVERNMENT HAS FROM DOZIER AND LIVER! SO WHY WAS DEFENDANT TARGETED?
- GOVERNMENT CONSPIRACY - FOLLOWING SINGLETON HAS SEVERAL WITNESSES
- (8) EXH. F.B.I-H: 5/20/2004 WAKANDA LINDER SAYS SHE SINGLETON WAS PAID \$500 BY LITTLE D. (R.I.P) TO "F-CK HIM UP" REFERRING TO TONY YORK (R.I.P)
- (9) EXH. F.B.I-I: 11/19/2008 PERRELL SHAW CITES SHE SINGLETON SAID BRACKING TOWN (CRIP) PAID HIM \$5,000 FOR THE MURDER!

### III.

10) EXH. F.B.I.-J: 3/26/2002 ARLO FULTON AKA Todd GIVEN DESCRIPTION OF SINGLETARY and HAMMOND! Plus CITING How BROCKINGTON (R.I.P) while in Lexington County Det. Center with him (Todd) NOT TO TALK ABOUT The shooting for fear of leak to law enforcement!

11) EXH. F.B.I.-K: 4/22/2003 of ERWIN SCOTT Heard BROCKINGTON (R.I.P) Paid someone to kill YORK (R.I.P) of "RABB". SingleTary was involved in shooting!

12) EXH. F.B.I.-L: 5/6/2002 Alphonse PEARSON writes Mike FULTON saw individuals pay MARLON MCKNIGHT whom was associated with YORK'S (R.I.P) murder. Also That Ms. Sandra YORK knows Mike FULTON!

13) EXH. F.B.I.-M: 5/6/2003 BETTY ANN HIGGINS daughter of murder saw "RABB" vehicle come pull in her yard and started talking to her with someone else in it!

14) EXH. F.B.I.-N: June 19-2002 WAKANDA COOPER Polygraph Test He PASSED! Witnessed BROCKINGTON (R.I.P) pay "RABB" \$500 FOR RETALIATION!  
Defendant ASKS Honorable Court! Why GOVERNMENT DID NOT ESTABLISH PROBABLE CAUSE! AND ISSUE WARRANTS FOR EXH. F.B.I. H-N?  
"CONSPIRACY" All EXHIBITS VALIDATE THAT DEFENDANT IS INNOCENT AND EXHIBITS ARE EXCULPATORY EVIDENCE Fed. R. CRIM. P. 16 AS WELL AS CONCLUSIVE EVIDENCE!

(EXH. L?)



OF SINGLETARY AND HAMMOND; [F.B.I-K] 4/22/03 ERWIN SCOTT CITES  
 BROCKINGTON (B.I.P) paid SINGLETARY TO KILL YORK (B.I.A); [F.B.I-N] 5/6/03  
 BETTY HIGGINS CITES "RABB" CAME IN YARD NIGHT OF MURDER AND TALK  
 TO HER; [F.B.I-N] 6/19/02 WAKANDA COOPER POLYGRAPH TEST! HE PAST IT!  
 NOW THATS 5 WITNESSES! MORE PROBABLE CAUSE THAN STATE HASON.

Defendant!!! Government CONSPIRACY

① Government WAS PREJUDICE and BETWEEN [Aug. 2003] AND [Jan. 2006]  
INTENTIONALLY-ADMINISTERED-"Pre-INDICTMENT-Delay". The GOVERNMENT  
INTENTIONALLY-Engaged IN Delay TO GAIN Tactical Advantage! See  
 [U.S V. MARILYN (1971)] [EXH. 11] WHICH PROVES 3 YEARS INVESTIGATION  
 ON Heatsaw! [EXH. 12] WHICH SHOWS STATE FROM [2001-2006] DEFENDANT  
 NAME NEVER CAME UP! IT WASN'T TO STATEMENTS VIA F.B.I OF [Bobbie]-  
 [Kidnapper] LANNIE DOZIER - Proffer Deal AND KNOWN CONVICTED (Child Molester)  
Corey LINER! ALSO THAT GOVERNMENT SUPPRESSED INFORMATION FOR SUREADS  
 AND STATE DID NOT ASK WHY! Yet, THEY ADMINISTER, [EXH. 8] "CHANGED"  
IN CONTRADICTION OF [EXH. 14 (A) (B)] CONTRADICTIONS! ONE LINER  
 BESIDE VICTIM & OTHER LINER IN CAR WHEN CRIME ALLEGEDLY OCCURED!  
 Well KNOWN BOBBIE AND KIDNAPPER LANNIE DOZIER'S CHARACTER  
 [EXH. 01]! THIS AND COREY LINER CONVICTED SEXUAL PREDATOR STATEMENTS  
 IS WHAT STATE RELY ON! see S.C.R.C.P [608, 609] GOVERNMENT DID  
 MALICIOUSLY SUBJECT DEFENDANT TO [Pre-ACCUSATION] [Delay]-violating  
 5<sup>th</sup> U.S.C.A DUE PROCESS RIGHTS WHEREFORE IS A [Pre-INDICTMENT] Delay  
 FROM [2003-2006] AND DEFENDANT SUFFERED PREJUDICE [U.S.V  
 LOVASCO 431 US 753 (1977)]; [U.S.V. MARILYN] 404 U.S 307 324 (1971)]

EXH. II.

1 Q And based on your knowledge of this case, where  
2 was Mr. Dozier from 2001 to 2006?

3 A To my knowledge he's been in federal custody for  
4 sometime now.

5 Q How about Mr. Liner?

6 A He's been around Kingstree. He is servicing state  
7 time now.

8 Q From 2001 to 2006 did Mr. Liner's name ever come  
9 up in your investigation of this case?

10 A No, sir.

11 Q No?

12 A No, sir.

13 Q Did Mr. Durant's name ever come up?

14 A No, sir.

15 Q So none of the three present co-Defendants in this  
16 case has ever been a suspect in this case until we got  
17 the information from the FBI?

18 A That's correct.

19 Q Based on your understanding of what you got from  
20 the FBI, is the FBI saying that they did these  
21 investigations and got these statements from Mr.  
22 Dozier and Mr. Liner in August, 2003?

23 A That is correct, that is what I am saying.

24 Q So what is your understanding of what they did with  
25 this information from 2003 to 2006?

1 A

Yes, sir.

2 Q

And he needed to protect himself in his way of thinking, and that he needed these guns from Liner?

3

4 A

I know that he thought Little Do was after he because he had robbed Little Do of his truck or something like that.

6

7 Q

So he was seeking to obtain guns to protect himself because he thought people were after him for having robbed someone, is that your understanding of what the situation was?

10

11 A

Yes, sir, I believe.

12 Q

And did he also indicate that he was trying to protect himself from a person called Tom for the same reason?

13

14

15 A

I don't recall.

16 Q

This incident occurred in the year 2001, is that correct.

17

18 A

That is correct.

19 Q

And your department has been investigating this incident from 2001 to 2006?

20

21 A

That's correct.

22 Q

About five or maybe six years. Is this the first arrest that you have made in this investigation?

23

24 A

Yes, sir, it is.

25 Q

And did you develop several other suspects during

## - Summary -

DEFENDANT moves Honorable Court, To ADMINISTER WRIT OF Mandamus;  
MOTION TO DISMISS, Based statutes, U.S.C.A, U.S.C.A.S, S.C.R.C.P That  
GOVERNMENT violated sadistically and maliciously of Defendants!

Let's view First GROUND and what IT ESTABLISHED: (A) GROUND I,  
violation of [18 U.S.C § 3161 (b)] INDICTMENT WITHIN [30 Days]! State  
ADMINISTERED [18] MONTHS AFTER ARREST! view [EXH. A] [U.S.V. KURKO (1987)]  
violation of [18 U.S.C § 3161 (c)(1)] TRIAL IN [70 Days] IF INDICTMENT WAS  
VALID IT'S BEEN (7) SEVEN YEARS NO SPEEDY TRIAL OR GRAND JURY TRIAL!  
[UASH V. ILLINOIS (1967)]; U.S.V. SANTERAMA (2<sup>nd</sup> CIR. 1995); DOGGETT V. U.S (1992)  
5<sup>th</sup> U.S.C.A Due Process Clause; 6<sup>th</sup> U.S.C.A Speedy Trial Clause.

(B) GROUND II. WINGA FACTOR [BARKER V. WINGO (1972)] 11 U.S.C §§ 3161-3174:

(1) Length of Delay = lack of speedy prosecution [U.S.V. MARION (1971)] [18 U.S.C  
§ 3161 (c)(1); § 3161 (b)] (2) "Reason For Delay" (CONSPIRACY OF FORMER BOUND  
VERDELL BARR & ASSST. SOLICITOR KIM BERTY BARR 6<sup>th</sup> U.S.C.A "ineffective assistance  
of counsel"; 8<sup>th</sup> U.S.C.A CONSPIRACY [U.S.V. FELIX (1992)]; [UASH V. ILLINOIS (1967)];  
[U.S.V. MARION (1971)] (3) "Defendant Assertion of His Rights" Just aware  
see [EXH. XXX] DUE PRESENT IN CARCEATION AND FELLOW INMATE WHOM KNEW  
LEGAL WORK! VERDELL BARR NEVER GAVE DEFENDANT INFORMATION!

(4) Prejudice To Defendant's Current Bench WARRANT FOR BEING IN A  
HOSPITAL PSYCHIATRIC UNIT AFTER BEING SHOT AT (4) FOUR TIMES & RUBBED OF  
\$200 & TRAUMATIZED! State violated § 44-23-410 NO EVALUATION IN 15 Days  
IT'S [5 MONTHS] LATER - 109 BUSINESS Days AND 241 Total Days as of  
7/3/13 [DESTRUCTION OF ALL FBI EVIDENCE] BY [VERDELL BARR]! 5<sup>th</sup> U.S.C.A  
6<sup>th</sup> U.S.C.A INEFFECTIVE ASSISTANCE OF COUNSEL; 8<sup>th</sup> CONSPIRACY; 6<sup>th</sup> U.S.C.A  
Speedy Trial Clause [U.S.V. MARION (1971)];

14<sup>th</sup> U.S.C.A [Klopfer v. N.C (1967)]; [Estate v. Ballinger (1974)];

CHARACTER ASSASSINATION; NO Adequate Employment since 2006!

(C) GROUND III: PROVES GOVERNMENT SUPPRESSED INFO! [EXH (11) (12)]

5<sup>th</sup> AND 6<sup>th</sup> U.S.C.A; Rule 48, 48(B) GRANT COURT DISCRETION TO DISMISS

CASE NOT BROUGHT TO COURT IN TIME! ; (B) DISMISS INDICTMENT DUE

TO UNNECESSARY DELAY; DELAY MAY INVOLVE DUE PROCESS AND CHALLENGE

DELAY BOTH BEFORE AND AFTER OFFICIAL ACCUSATION see [U.S. v. MacDONALD

(1982)]; [Daggett v. U.S (505) (1992)] - (D) GROUND IV: WARRANTS

NOT VALID AND STATE KNOWING ADMINISTERED FRIVOLOUS WARRANTS!

(1) 16-23-490 See [EXH. I] NO WEAPON RECOVERED NO WEAPON ON

DEFENDANT - [GOVERNMENT-CONSPIRACY] - see [EXH. X; XX] BULLET NOT

SUITABLE FOR IDENTIFICATION WITH FIREARM! "NO PHYSICAL EVIDENCE

LINKING DEFENDANT TO CRIME!" (WEAPON, DNA, BOUNDS) (2) 16-11-330

See [EXH. I]; [EXH. X; XX] NO WEAPON; BULLET NOT SUITABLE

FOR IDENTIFICATION! "NO PHYSICAL EVIDENCE LINKING DEFENDANT TO

CRIME (NO WEAPON, DNA, BOUND) WHAT IS REASON OR GROUNDS FOR

FRIVOLOUS WARRANTS? NONE 'GOVERNMENT-CONSPIRACY!' (3) 16-3-10

MURDER - VIEW SUSPECTS THAT GOVERNMENT AND FORMER ATTORNEY

SUPPRESSED FROM DEFENDANT TO [EXH. C] - 5/17/13 IN REPLY [EXH. A-13]

(1) TONY YORK SEEN WITH BLOOD ON HIM, LOTS OF DRUGS; SAW BEFORE

SHOOTING; NOT ALLOWED AT HIS OWN COUSIN FUNERAL! FOUR (4)

WITNESSES! See [EXH. 9, 10]; [EXH. FBI D, E, F, G]

(2) Steve SINGLETARY AND CORNELIUS HAMMOND ACCORDING TO CLOSE

FRIENDS OF BRACKINGTON (R.I.P) WAS HIRED TO MURDER YORK (R.I.P)

SEVERAL SAW THEM IN APCA AFTER CRIME OR WITNESS MONEY PAID!

[EXH. FBI - H, I, J, K, M, N]

EXH. F. B. I. - G

245I-CO-23755

Continuation of FD-302 of Decema S. Wallace, On 04/22/2003, Page 3

Since Brockington had been robbed several times prior to the shooting of Tory York, Wallace knew that something would happen sooner or later in the way of retribution. It was Wallace's understanding that Brockington sent someone to purchase drugs from Tory York, who was speculated to be Don Burgess. It was Wallace's understanding that Don Burgess was supposed to be involved in the robbery of Brockington's drugs, but that Burgess got out of the car prior to the robbery. Burgess later got involved in the murder of Tory York by finding out for Brockington who had stolen his drugs. After Don Burgess spoke with the victim, Tory York, regarding purchasing a large quantity of drugs, some individuals arrived at Tory York's residence and confronted Tory York regarding the stolen drugs, including Brockington and Wakonda Cooper, aka Little Dew.

Although Tony York was the cousin of Tory York, Tony York did not attend Tory York's funeral because Tory York's family blamed Tony York for the murder. Wallace speculated that the family blamed Tony York for the murder because supposedly a witness stated that the last person she saw on the porch at Tory York's residence matched the description of Tony York, an individual with braids in his hair and gold teeth. Wallace denied the rumor that Tony York had blood on his shirt the day of Tory York's murder.

After Tory York was murdered, Tony York regretted the theft of Brockington's drugs and money, especially since he was not even suppose to be present during the robbery. Tony York told Wallace that Tony York and Keisha Burgess stayed in the car, while Tory York and Carlos York got out and retrieved the safe containing the drugs and the money. Tony York told Wallace that the safe was located in the woods or the backyard of a residence, not inside of a house. After the murder of Tory York, Tony York left Kingstree and stayed with his cousin in Charleston, SC, for a period of time because he was scared.

When Brockington and Cooper confronted Tony York regarding the stolen drugs at Tory York's residence the day of the murder, Tony York was having his hair done at Wallace's sister's residence in Kingstree. When Tony York found out that Brockington and Cooper were at Tory York's residence, Tony York jumped up and ran down the street to Tory York's residence. Tony York denied having any involvement in the theft of Brockington's drugs. Wallace could not remember if Tory York actually sold some drugs to Don Burgess, but theorized since the amount of drugs involved

EXH. D.

- 1 -

## FEDERAL BUREAU OF INVESTIGATION

Date of transcription 08/21/2003

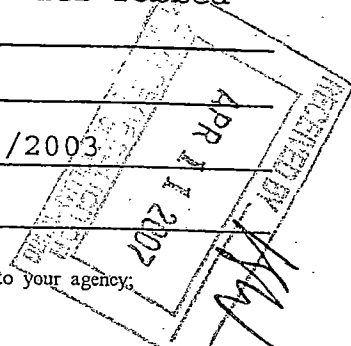
Lonnie Lamont Dozier, black male; date of birth, May 13, 1977; Social Security Number 589-05-7066, was interviewed pursuant to a Plea Agreement. Also present during the interview was Craig Townsend, Special Agent, Bureau of Alcohol, Tobacco, and Firearms (ATF), and Dozier's attorney, Mike Metze, United States Public Defender's Office. During the interview of Dozier, Dozier provided the following information regarding several investigations that were being conducted by SA Flamini:

During approximately April of 2002, Dozier robbed Mark Kennedy, a drug dealer from the White Oak community of Williamsburg County, South Carolina. Christina Felder set Kennedy up for Dozier to rob. Felder lured Kennedy to her residence at the Royal Knights Apartments, Apartment 21, Kingstree, South Carolina. Kennedy thought that he was going to have sex with Felder. When Dozier arrived at Felder's residence, Felder left a note for Dozier which stated that Felder was driving Kennedy's car, that Kennedy was in the passenger seat, and that Felder would return to her apartment in a short period of time. Dozier then hid in Felder's residence waiting for Felder and Kennedy to return.

When Felder and Kennedy returned to Felder's apartment, Dozier robbed Kennedy when Felder went to the kitchen. Kennedy was lying on Felder's bed when Dozier approached Kennedy. Dozier robbed Kennedy using a black .38 caliber revolver that Dozier got from Antwan Chandler, from Myrtle Beach, South Carolina. Dozier paid \$25 to Chandler for the gun used during the robbery of Kennedy.

Felder ran out of the apartment and "played it off" like she did not know that Kennedy was going to be robbed. During the robbery, Dozier wore a black shirt around his face, since he was trying to hide his identity from Kennedy.

After Dozier robbed Kennedy, Dozier forced Kennedy to drive to Lake City at gun point. Kennedy was driving his vehicle, while Dozier was in the back seat of his vehicle holding the gun on Kennedy. Kennedy's vehicle at the time of the robbery was a green Honda Accord. Dozier forced Kennedy to drive to a dead end road in Lake City and then Dozier let Kennedy go. Dozier robbed

Investigation on 8/7/2003 at Effingham, S.C.File # 245I-CO-23755 267C-CO-28403Date dictated 8/12/2003by SA Vincent R. Flamini:lsp

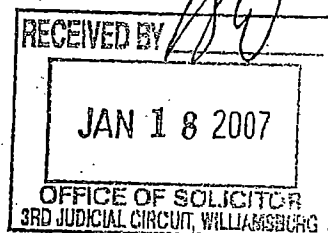
## FEDERAL BUREAU OF INVESTIGATION

EXH. FBI I M

Date of transcription 05/06/2003

Betty Ann Higgins, black female; [REDACTED] was advised of the identity of the interviewing Agent and the nature of the interview. Higgins provided the following information:

Approximately one week after the murder of Tory York on March 23, 2001, in Kingstree, South Carolina, an individual named Sontoria (Last Name Unknown) told Higgins that she heard gunshots on the date of York's murder. Right after Sontoria heard the gunshots, the vehicle of Steve Singletary, also known as Rab, pulled into the yard at Sontoria's residence. Singletary was in the vehicle with someone else and started to talk to Sontoria. Singletary's vehicle was a chameleon colored Cadillac with a naked woman on the rag top roof. Sontoria lived on the same road as Tory York, on the other side of the road in a blue mobile home, located next to a house with a chain link fence.



Investigation on 04/23/2003 at Florence, SC

File # 245I-CO-23755

Date dictated 05/06/2003

by SA Vincent R. Flamini:vrf

-EX-8-

**FEDERAL BUREAU OF INVESTIGATION**

Precedence: ROUTINE

Date: 03/03/2005

To: Columbia

Attn: SA Jeffrey C. Newton,  
Polygraph Examiner,  
Greenville RA

From: Columbia

Squad 9/Florence RA

Contact: SA Vincent R. Flamini, 843/662-9363

Approved By: Maley Patrick J  
Bruning Jeffrey J

Drafted By: Flamini Vincent R:vrf

Case ID #: 267-CO-28403 (Pending)  
94-CO-C26540

Title: CHANGED  
ARTHUR R. MOSLEY;  
LONNIE J. DOZIER;  
COREY E. LINER;  
STEVEN L. DURANT,  
aka Steve Durant;  
Tontor Larricko York,  
aka Tory York (DECEASED) - VICTIM;  
03/23/2001;  
DRUG-RELATED HOMICIDE

ARMED AND DANGEROUS

Synopsis: Polygraph Examination request.

Previous Title: Title marked "Changed" to reflect deletion of STEVE SINGLETARY, aka Rab, and CORNELIUS HAMMOND, aka Neal, as subjects and to add ARTHUR R. MOSLEY; LONNIE J. DOZIER; COREY E. LINER; and STEVEN L. DURANT, aka Steve Durant, as subjects. Title previously carried as "STEVE SINGLETARY, aka Rab, and CORNELIUS HAMMOND, aka Neal; Tontor Larricko York, aka Tory York (DECEASED) - VICTIM; 03/23/2001; DRUG-RELATED HOMICIDE - NON-LAW ENFORCEMENT VICTIMS."

Details: On 03/23/2001, Tontor Larricko York, aka Tory York (DECEASED), who was a low-level drug dealer, was murdered at a residence in Kingstree, SC. Subsequent investigation determined that the murder was drug-related, inasmuch as York was killed as retribution for his involvement in the theft of drugs owned by David T. Brockington (deceased), aka Little D, who was a major

12.

③) Marlin McKnight was paid according to [Mike Fulton] cited by [Alphons Pearson]! Ms. Sandra York victims mother knows Mike Fulton! [EXH. F.B.I-19]

④) Corey Limer - according to [Steve Dupont (A.I.P)] [EXH. F.B.I.A-3], [3/9/05] whom established FACT He NEVER GAVE ANYONE A GUN BUT WITNESSED Corey Limer retrieve sawed off shotgun out trunk of car week of murder! Corey Limer is known for selling GUNS, robbing people and convicted sexual predator! victim wanted to buy guns from Limer! He puts self at scene! Who's to say He and Dozier didn't commit crime & wanted to put childhood friend at scene for time reduction etc.!?

⑤) Lonnie Dozier see [EXH. D] How He [Master Minded] [Robbery] with girlfriend and [kidnapped] victim at [Gun Point] etc. He placed self at scene of crime! Who's to say He and Limer didn't commit crime and wanted to put childhood friend at scene for time reduction?!

See [EXH. I] Proffer Deal! - There's no [Physical] [Legal] [Judicial] [Critical Evidence] Linking Defendant to Crime HOWEVER the [EXCULPATORY-EVIDENCE] [Rule 6] FBI EXHIBITS [CRITICAL], [conclusive] [evidence] clearing def<sup>d</sup> defendant moves Honorable Court to honor" due to all [substantiated] [EXHIBITS] of Federal Hearing) sic Statutes, Constitutional Rights, Frank's case with Prejudice FURITS II defendant by Law After (7) several MOVE!!!

Respectfully sub Br  
MADRID - ADD: FIDC# 113-6719 friend fr'

PRE TRIAL

WRITE MOTION TO LIFT BENCH WARRANT

STATE	IN THE THIRD CIRCUIT OF GENERAL SESSION
VS	H-076895; H-076896; H-076897
ARTHUR R. MOSEK	C/N #2007-GJ-45-052
AKA	
SHAHID MAJID	"WRIT OF HABEAS CORPUS MOTION TO LIFT BENCH WARRANT"

DEFENSE MOVES HONORABLE COURT TO LIFT FRIVOLOUS BENCH WARRANT IN WHICH HE'S ILLEGALLY DETAINED NOW FOR [1 YR. 20 DAYS], FOR BEING COMMITTED TO A PSYCHIATRIC UNIT IN CAROLINA HOSPITAL ON [OCT. 28. 2012] SEE [EXH. MED. A.1]; FRX SENT TO COURT [OCT. 30TH 2012] BY [Pee Dee Mental Health counselor DENNIS] AND [DISCHARGE NURSE KIM OF CAROLINA HOSPITAL] SEE [EXH. MED. C.1]; TRANSFERRED TO PSYCHIATRIC HOSPITAL DUE TO EMERGENCY IN CHARLESTON CALLED MUSC ON [NOV. 2ND 2012] SEE [EXH. MED. D.1] STILL DEFENDANT LOCKED UP ON [JAN. 7. 2013] FOR ROLL CALL. CLEAR VIOLATION OF "[REDEFINED BY CONGRESS ADA-AMEND. ACT OF 2008]" EFFECTIVE [JAN. 1. 2009] - "THE DEFINITION OF DISABILITY IN THIS CHAPTER SHALL BE CONSTRUED IN FAVOR OF BROAD COVERAGE OF INDIVIDUALS UNDER THIS CHAPTER TO THE MAXIMUM EXTENT PERMITTED BY THE TERMS OF THIS CHAPTER "42 U.S.C. § 12102(4)(A)" SEE ALSO [PATRICE VS. MURPHY C.W.D. WASH. 1999] "AN ARREST IS NOT A "PROGRAM OR SERVICE UNDER THE ADA, THOUGH ARRESTING A PERSON BECAUSE OF BEHAVIOR CAUSED BY A DISABILITY COULD GIVE RISE TO AN ADA CLAIM FOR DISCRIMINATION." - B. III ADA-AMEND. ACT REDEFINED MAJOR LIFE ACTIVITIES (A)(1) MAJOR LIFE ACTIVITIES INCLUDE BUT ARE NOT LIMITED TO: CARING FOR ONESELF, PERFORMING MANUAL TASKS, SEEING, HEARING, EATING, SLEEPING, WALKING, STANDING, LIFTING, BENDING, SPEAKING, BREATHING, LEARNING, READING, CONCENTRATING, THINKING, COMMUNICATING AND WORKING.; [2.] ADA (D) AN IMPAIRMENT THAT IS EPISODIC -

II

ISR IN [REMISSION] IS A [DISABILITY] IF IT WOULD SUBSTANTIALLY LIMIT A MAJOR LIFE ACTIVITY WHEN ACTIVE (E.) (i) THE DETERMINING OF WHETHER AN IMPAIRMENT SUBSTANTIALLY LIMITS A MAJOR LIFE ACTIVITY SHALL BE MADE WITHOUT REGARD TO THE AMELIORATIVE EFFECTS OF MITIGATING MEASURES SUCH AS: (I) [Medication], [Medical Supplies] EQUIPMENT ETC. SEE EXH. [MED. E.] VALIDATES (B. (1)) "HEARING SLEEPING, THINKING, COMMUNICATING, CONCENTRATING ETC. CLEARLY FALLS UNDER [ADA- AMEND. ACT] DEFENDANT WAS TREATED, EVALUATED, AND RELEASED BY MISC; SEE EXH. [MED. F.] VALIDATES MAJOR LIFE ACTIVITY TO - (I) Medication: SEROQUEL 200mg AND RISPERIDONE.

- STATE CLAIMS "RECEIVED NO FAX" ON [JAN. 29-2013] REVOCATION HEARING YET [EXH. MED. G.] VALIDATES THEY DID. HOWEVER, DUE TO "PERJURY" STILL HELD HOSTAGE! SEE [HEINRICH/EXH. HEINRICH/VS. SWEET (D. MASS. 1999)] "THE RIGHT OF COURT ACCESS IS VIOLATED WHEN GOV. OFFICIALS WRONGFULLY AND INTENTIONALLY CONCEAL INFORMATION CRUCIAL TO JUDICIAL REDRESS, DO SO IN ORDER TO FRUSTRATE THE RIGHT & SUBSTANTIALLY REDUCE THE LIKELIHOOD OF OBTAINING REDRESS." SEE ALSO [ADKINS VS. WILSON (6TH CIR. 2009)] "UNDER FEDERAL LAW APPLICATION IN FED. COURT, SPOILATION OF EVIDENCE MAY RESULT IN SANCTIONS!" AND [McCLARY V. KELLY (W.D. N.Y. 1998)] "HOLDING THE MENTAL HEALTH RISKS OF PROLONGED INCARCERATION CREATED [A TYPICAL AND SIGNIFICANT HARDSHIP]"

### SUMMARY

WHEREFORE DUE TO ABOVE VALID GROUNDS VIA ADA- AMEND. ACT MED. EXH'S ETC. DEFENDANT MOVES FOR IMMEDIATE RELEASE ON MISC ON RECONDANCE. SEE [HELPS-ROPER V. NIXON (8TH CIR. 2008)] "IT IS ALWAYS IN THE PUBLIC INTEREST TO PROTECT CONSTITUTIONAL

IV.

RIGHTS; Tliewelyn vs. Oakland Co. Prosecutors Office (E.D. Mich. 1975)  
"THE CONSTITUTION IS THE ULTIMATE EXPRESSION OF THE PUBLIC INTEREST"

I SO MOVE.

DECLARATION OF SERVICE

PURSUANT TO 28 U.S.C. § 1746 I CERTIFY UNDER PENALTY OF PERJURY  
MOTION TO LIFT BENCH WARRANT IS VALID WITH CONCLUSIVE, JUDICIAL  
EVIDENCE TO ALL PARTS.

DATE: JAN. 27-2014

NAME: SHARON MAJID AKA ARTHUR Moseley ROSE