

TO Daniel E Shearhouse
CLERK OF COURT
PO Box ~~333~~ 11330
Charleston SC ~~29301~~ 29311

RE: Case 2011-CP-08 2766 Berkeley County Court of Common Pleas

Dear Mr. Shearhouse,

Enclosed is Plaintiff's Affidavit in objection to Defendant's October 24th 2016 letter to Judge W. Jefferson Young. Please forward these documents to the Berkeley County Clerk of Court, Judge Jeffrey Young and Alan Wilson Attorney General. AS the court knows that SCDC is not making copies of documents for inmates and are not even given them adequate supplies to hand write the documents on separate paper. I'm unable to serve defendant and the court because of these actions and the SC Supreme Court has warned SCDC of this and that still practice this practice I've filed a grievance on the issue and advised I sent these documents to the court for procedural reasons. Please have these documents filed, and send me a copy or check the document send it back then SCDC will copy. Thank you / Alton D

Alton Brooks 31300
PCI
430 Oaklawn Rd
Peters SC 29669

Date February 1st 2017

CERTIFICATE OF SERVICE

CASE NO: 2011-CP-08-2266) IN the court of common Pleas^o
 STATE OF SOUTH CAROLINA)
 ALTONY BROOKS)
 ALTONY BROOKS 313000)
 Petitioner)
 VS.)
 STATE OF SOUTH CAROLINA)
 Respondent)

I, Altony Brooks, Heretof certified that I have served upon Daniel E. Shearhouse of State of South Carolina Supreme Court (L) copy of objection to Defendants objection^o, 2/11/11, 2/11/11 letter to Judge Honorable W. Jeffery Young and cover letter requesting objection be forwarded to Judge W. Jeffery Young and the South Carolina Attorney General's office Alan Wilson was this day served by placing a copy of the same in the United States mail first class pre paid postpaid ~~at~~ addressed to the following:

South Carolina Supreme Court
 Daniel E. Shearhouse
 PO Box 133 @
 Columbia SC. 29211

I swear under penalty and perjury that the foregoing is true and correct this day of 2011

Altony Brooks
 Altony Brooks 313000
 Pet
 430 Oaklawn Rd
 Petzer S.C. 29969

STATE OF SOUTH CAROLINA
COUNTY OF BERKELEY

ALTONY BROOKS 313000
ALTONY Brooks
Applicant

v.

STATE OF South Carolina
Respondent

) IN THE COURT OF COMMON PLEAS
) IN THE NINTH JUDICIAL CIRCUIT
) Case No: 2011-CP-08-2266
) Plaintiff, Affiant AND
) OBJECTION TO DEFENDANTS
) October 24, 2016 letter to Judge
) Honorable W. Jeffery Young
)
)
)

Plaintiff Altony Brooks Swi Juris objects on behalf of ALTONY BROOKS all caps and states that, Alicia A. Oliver Assistant Attorney General letter to the court is a nullity, as, Alicia A. Oliver has never made a initial appearance in this court to be acting on behalf of the state and shall be sanctioned for a contempt of court for filing documents to the court knowing she's not a party to this action, violating the integrity of the judiciary, as this case has pending since August of 2011 and she's never been a party to this action and in her first filing with this court October 24, 2016, she's now filed a letter with the court giving Applicant no notice of appearance, or either the court that she intends to be a part of this action and thus she shall be sanctioned and her letter be stricken from the record as [REDACTED], Prejudicial to the court and the Applicant, violating rules of Professional conduct, rule 407, SCACR 8.4 (a) (violating the rules of Professional conduct); and Rule 8.4(e) (engaging in conduct Prejudicial to the administration of Justice, violating rules for lawyer disciplinary enforcement, Rule 413, SCACR; Rule 7(a) (1) (violating the oath of office taken upon admission to practice law, Alicia A. Oliver Attorney General Assistant knew that she was to file a notice of appearance to the court but yet she filed a letter to the courts, in these instances the letter shall be stricken from the [REDACTED] record

Plaintiff contemporaneously objects to the letter, Dear Judge Young: I am in receipt of Mr. Brooks' letter dated October 1, 2015, in which he asks this court to rule on his motion titled "motion to alter or amend the judgment of dismissal," filed May 14, 2015. This court's order dismissing Mr. Brooks' PCR application was filed on May 8, 2015. However, Mr. Brooks filed a timely notice of appeal in the South Carolina Supreme Court. Because the Supreme Court now has jurisdiction over Mr. Brooks' case, the state does not intend to respond to Mr. Brooks' May 14, 2015, motion. However, if Your Honor desires a formal response, the state will provide one. Thank you, and if you should have any questions or concerns

Plaintiff objects and states that Plaintiff's letter to Judge Young is not dated October 1, 2015 but October 1st 2016. Plaintiff further objects and states that the South Carolina Supreme Court does not have jurisdiction over Mr. Brooks' case. Plaintiff submits that his S.C.R.P. Rule 59 E motion was filed May 14, 2015 and that he filed a notice of appeal on June 2nd 2015 and that the lower court did not rule on his 59 E motion and that the circuit court still has jurisdiction of the post trial 59 E motion of S.C.R.P. to alter or amend the judgment. See The service and filing of a notice of appeal before the filing of a timely post trial motions under civil procedure rule 59 by any party does not deprive the lower court of jurisdiction to consider the motions. Hudson v. Hudson (1986) 290 S.C. 215, 349 S.E.2d 341 Appeal and error

Plaintiff further objects and states that the state not responding to the 59 E motion to alter or amend waived any objection as that reliance that the Supreme Court now has jurisdiction is a misapplication of law, on more grounds Plaintiff request a hearing on the motion and request a court reporter present and a in camera hearing to preserve the administration of justice.

Petitioner now moves the court to grant a hearing in the Charleston County Court of Common Pleas on the next term of court for civil actions.

I swear under penalty and perjury that
the foregoing is true and correct
this 1st day of February 2017

~~SL Anthony Brooks~~
Anthony Brooks 313000
PCJ
430 Oaklawn Rd
Petzer SC 29169

ALTONY BROOKS 318000
PCTS
430 oaklawn Rd
Peltier @96669

PCI Mailroom

FEB 03 2017

RECEIVED

DANIEL E ShearHOUSE
Clerk of Court of Supreme Court
PO Box ~~11330~~ 11330
Columbia SC 29211

LEGAL MAIL