

Hello There State of South Carolina

Court of Appeals

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The law has been broken  
and I didn't break it...  
56-5-2945 - 7.5 burden  
of proof - 3 elements

FEB 06 2017

SC Court of Appeals

Per Curiam F-2  
Marty Bassett A258  
ECI S.C. 29512

I'm going to do my damnest to hang, State Respondent  
including YOU Sir... Huff, Short and  
Konduros, JJ. concur. up holding conviction...

Per Curiam - Marty Bassett - Being a Layman  
of low knowings nothing - I know this...

Intrinsic or Extrinsic Fraud... Attorney General,

Circuit Court Judge - George C. James Jr,  
Samuel L. Floyd - Pro Bono lawyer - a monkey  
in a suit could do better than Samuel Floyd LLC  
I'll fry that fish later - Now for the bigger fish to

fry - we find trial court did not err dismissing  
felony DUI charge - SC Code Ann 56-5-2953-A (2006)  
requiring video at the incident sit - - - 2945 - Felony DUI  
statute - - - 2953 - begin no later than activation of  
blue lights - 2930 - 2933 back to 2953 B (2006)

nothing in this section prohibits courts from considering  
any valid reason failure to produce video tape based on the  
totality of the circumstances offering Evidence law  
enforcement officer's failure to video tape): Town of Mt  
Pleasant v Roberts 393 S.C. 332, 347, 713 SE 2d 278, 285  
(2011). State v Henkel in this case videotaping never became  
practicable - S. v Henkel 413 SC " Section 56-5-2953  
amended Feb, 10 2009 - Sec Acts No. 201, 2008 SC 1682-85  
statute does not apply to Bassett 3-8-07 arrest -

2 ~~Miranda~~ Miranda v Arizona 384 U.S. 436 (1966)

while you all are looking all \_\_\_\_\_ send me a copy  
Miranda v Arizona

(A) must begin video taping when practicable and continue until arrest is done - enforcement officer were responding to a dead body in the road. - normal protocol for a traffic stop was not applicable - During a traffic stop - the subject, his vehicle, interaction's with officer can be video, car-mounted camera - 15 people EMS.

Bassett's family - one on one video is not present - Numerous officers EMS conduct at the scene - multiple peoples symptom intoxication

I told Cpl Stagers I was to drunk to drive and let Jean drive. - had to piss, I put truck in ~~park~~ reverse instead of park - fell I grab for Jean - not fast enough - when I pulled my self up - threw truck in park - Cpl Stagers testified he did not

Field sobriety Test because Bassett was unsteady on his feet -

56-5-2953 was not applicable because totality circumstances.

O.K. the Court has spoke Let per Curiam Marty Bassett have turn... you said 56-5-2953 - site - Test - video was was not required because totality - why doesn't he have a short video of at least the truck - I walked right in front the ~~truck~~ <sup>car</sup> on the way to the back seat - Caroline Jones testified I was kind of drunk - staggering, alcohol on breath - She called all and told she did not detect alcohol on breath - Tr. 130 in 15 - 16 in 25 - 22 Ralph Bassett testified was not drunk - said he didn't remember telling police I had run over Jean Turner - well Caroline Jones was a liar, Bassett was a liar - I want that tape where they got daddy to say I told him I ran over Jean - My daddy in MIT, invest, Tricked and confused and old who was running up and down that dirt road trying to get EMS. in there for help - Never heard my daddy curse - How about yours mine is going to Heaven - Caroline Jones told the truth - kind of drunk and staggering - smelled no alcohol on my breath - said I stuck my head in the window - I was an undiagnosed diabetic - I drank a half a pint of lord Calvert - a few drink swallow of vodka - 3 ways on a pint - I was not even driving - "Fuck" the video, it wasn't applicable - The Fuck it wasn't 15 people EMS personnel - to many people EMS there How about when W.C.S.D carried me to Hemingway SC police department. I walked right in front of the car going in - front going back out, I know that was applicable - 3 there plus me make 4 - still to many Went to W.C.D.C. Kingstree SC. 29556 - Sheriff Depluy roll right in the Sally port - Just 2 this time - me and the driver could have walked right in car and stood on 1 foot touched nose with my tongue - said ABC's. ~~Carried~~ Carried in W.C.D.C. ticketed for DUI. I said how you going to do that you've given me no breath 1420, and I was not even driving -

Next page, If you have balls

That was the night of 3-8-07 - Carry him on back (3)  
Chief Brown, sold <sup>3-9-07</sup> Next morning W.C.S.D Steve Boston  
comes get's me, I'am I sober enough to make another statement?  
Sure, Go across road, This time statement in Taped and I sign  
Miron & Rights - Make some statement as 3-8-07 To drunk  
to drive, I let Jean drive, put truck in reverse instead of park  
falls - I reach for her, not fast enough, when I can pull myself  
up, I slam truck up in park - to late. That after noon, The  
preetist fat women I'd ever seen, come asked me if they  
could get truck - or she could get a warrant - No problem - Let me  
make a call - I called Ralph Baggett 843-386-3152 - Try this number  
today, tell him I love him and said hello - I said daddy they want to  
come get the truck - It's out by the shed - The keys are in it.  
W.C.S.D let Ralph drive the truck home, I should have let them get a  
warrant, then my probono lawyer would had another ineffective  
council on him - 3-10-07 indicted on murder I did kill - I did  
kill - Voluntary manslaughter - I did kidnaping Jean Turner  
Roberts - when to plecmery hearings - P.D Legrand Corroway  
really put on a show - Ralph said I like him son - It's a show  
daddy did you understand anything Legrand said - No son I didn't.  
Oct-9-2008 monica west sign Grand jury, True bill - I think  
Feb 9-2009 Ronnie Stebb take me in front of Ciflon Newman  
Sabb offer me a plea bargain - in voluntary manslaughter - 5 years  
Time served - Turner family says not enough time - Judge Newman  
says carry him back - - March-2009 assisent solistor Kimberly Borr  
takes me back in front of Newman - No evidence on Baggett all charge  
have been dropped - Not taking case to trial - Newmans says lock him  
back up - bought you up here for nothing didn't we Mr Baggett -  
Indicted on Felony DUI - Reckless homicide - Oct 7 2010 signed  
Henry Mcmaster (CDS) S.C. Att. No bond - set still locked up 3-8-07  
Go to Trial - 7-18-11 - First on stand was Rod Garris been lovers for  
thirteen years - and so has every body else - Talk in the County  
Jail, one on one end, one on the other - 5, 6, 7, 10 or more Jean was  
Here girl - Testified under oath (Rod) that I pick him and Jean up at Juice  
store - West side - got gas went across road to liquor store - Rod Garris  
claimed I got a fifth of vodka - Jimmy hanna owner of liquor store  
testified - 1 pint L. Colbert (Good drink boys) Rod said he was pissing in a field  
backed up real quick, he jump in ditch - "did not tell police that" Rod Garris  
said I put him out 20ft from Turner drive way - 100 yards Rod and Jean  
where fighting Rod hit Jean, put him out Jean is screaming I stop Rod  
got out - Rod said he tried to jerk Jean out truck, I was holding Jean  
by the hand - Now Jean had to be wanting to stay in the Truck or  
was fighting me to get out - I don't think I could hold Jean while  
a combined weight of say 325 forceably jerking -  
Over

against me, I can't keep Jean from getting out that Truck -  
Rod Garris testified - I look off fast as hell knocking down and  
running over his face, ear, and arm, Turner mother took Garris  
home, he did not tell Jean mother and Rod did not all. I took off with  
your lover knocked you down run off you face, ear, arm - you a tough  
S.O.B. Sir. ~~What~~ would it at least left a mark - gravel rock on  
road maybe cocaine (can't remember) I know if he would have told Jean's  
mom she would have called Gil and been looking for her kidnapped  
little girl, would you "Sirs" Invest. found Rod the next in Evans  
brother, drinkin beer unconcerned - Garris said Jean only drank  
one beer and 3 way on the pint of L.C. alcohol level Jean's 0.387  
SCDC inmate William Foxworth testified I told him that the subject of  
sex come up Jean Turner Roberts got out the truck started walking, I  
crank the truck up and back over Jean killing her. Foxworth's  
record ~~as~~ accessory, burglary third degree, assault on battery claimed,  
he didn't - But he did get probation for a lesser included offense.

After Foxworth testified - I booted over Jean - Dr Erin Presnell a Forensic  
pathologist could not determine cause of death - homicide or accident, I's  
that not doubt Sir - y'all - Got to be found guilty beyond a reasonable  
doubt - Dr Presnell explain that if Jean would have been standing  
up right outside the truck and had knocked Jean down she would have  
expected to see leg injuries - M.E.'s called bumper fractures - she (Presnell  
said she found no such injuries, equally possible scenario was  
that Turner fell out the car just as Bassett said, and was run over...  
Jled forensic J.M.A. Humbert, said he took 6 swabs from under  
passenger side door - out of 6 swab - 1 match Jean blood - W.C.S.D. Juan Ballard  
testified under oath said - Bassett was charged with murder and he had no  
brothalyzer or blood alcohol to support the charge bellerd Dropped the DUI  
W.C.S.D. Steve Boston testified under oath - found no evidence of anything  
other than the fact of what Bassett said Turner fell out the Truck

Boston said some body should have took Bassett to hospital for a blood  
draw, I wasn't his job to do that. Boston said he knew statutory  
requirement that a person must submit to a blood draw if there's  
probable cause for felony DUI. Judge George James Jr looks at  
A.G. No judge we do not Subaker  
A.G. say do we need a breathalyzer know nothing about Sub. Judge State  
James Jr ask Sam Floyd about Sub. tell about Rod Garris to  
Rest Case - Attorney General closing orgument doesn't tell about Invest,  
jury, about how I ran over Rod @ face arm Ear, doesn't tell about Invest,  
didn't tell them that found him in beer store drunk unconcerned - A.G. tells  
about Foxworth's testified - Sex come up I crank truck up and back over  
Jean and he talked and talked and that's what he done ladies  
an Gentlemen M.B. killed Jean Turner - A.G. doesn't tell what M.E.  
Dr Presnell said no way could of happen, found no such injuries in fact  
it could of happen just like Mr Bassett said, Jean fell out the  
truck and The Truck back over here Just about  
Finished, IF you've got  
at least ~~the~~ balls

- My lawyer Samuel L Floyd LLC Attorney at Law  
15 court house square, Kings Rec S.C. 29556 pg 5  
Telephone (843) 355-9000 (843) 355-9090 - you call that  
308, sir I hope you mad cause am mad tooo -- But be

calm in arguing; for fierceness makes err a fault and truth a  
Discourtesy - George Herbert, 1663 - The best way to win an argument  
is to begin by being Right - Jill Ruckelshaus, 1973 - Decided Cases  
are the anchors of law - Felony DUI 56-5-294 - 7.5 burden of  
proof - 3 element - Circuit Court George James only tell the jury  
2 elements - the jury goes out to decided yes or not - 23 minutes  
later the jury comes back out with question for the Judge James Jr.  
George James Jr tells jury 2 elements a ~~second~~ twice - 2 X's hell  
tells the jury just 2 elements, . . . My pro bono lawyer sam floyd  
talks about lab ~~not~~ poles in muddy water - all he object to is

56-5-2953 - Site - Test - video - mandatory no optional A.C.  
judge told he 3 or 4 times - that they were investigating a dead body in  
the road the video site Test was not any good - why didn't he  
object to ballard no breath blood to support DUI dropped - Sam come  
seen me 7-15-2011 said there give me 20 years for felony DUI  
I som how they going to that they gave me No breathlyzer  
or nothings - and I wasn't even driving . . . Sam knew along abt

State v Baker 427, SE 2d 670 (SC, Ct, App 1993) There's no  
breathlyzer in State v Baker -- Mr Baker was in a wreck hit head  
into another upside down pinned in car - EMS rush Baker to  
hospital - police go to wreck (2 car). find an open container  
police goes to hospital charges Baker with DUI, Like I said  
ya'll there no breathlyzer in S v B. They draw blood, just like  
we s d - Steve boston said Law you must submit to a blood

draw to be convicted of felony DUI - Sam Floyd - Attorney Gen.  
Circuit Court Judge knew, they drew blood, No breath blood to  
support the DUI - (Dropped) all the evidence they had was  
smelled of alcohol, unsteady on feet - merely a suspicion -  
State vs Odems, 395 S.C. 582, 586, 720 S.E. 2d 48, 50, (2011)

I hope I've pissed you all off, but not to bad to help  
a county boy . . . INNOCENCE. It is better than ten guilty  
person's escape than one innocent suffer - Sir William - B'stone  
Commentaries on the laws of England, 1765-1769 - Didn't we  
ride on a boat with C. Columbus - The penalty for laughing in  
a court room is six months, if it were not for this penalty, the jury  
would never hear the evidence. . . HL Mencken, 1880-1956 -- Let the  
judge answer the question of law, the jury on the question of fact  
we s d no evidence other than the Fact of what Mr marly Bossert said  
How about that - Huff, Short and Kondoros, JJ, concur. -

One more time I would like to apologize and I know, I am way out of line - Hell I write, write some time, I even put an envelope in the letter I wrote, I've got 5 letters back 1 CoFC, 1 Uncle Mass. 2 returned to sender, No such address - and there one in mail room I can't get yet - Sorry again y'all - O yea if your reading I wrote the president about this problem Att Hailey I told Hailey to look out mr trump like to Kiss women, Thank God, Told mr Trump that I was a county boy I could skin a buck, run a tort line, an grow my own marijuana - I ask for a job growing Weed Sir's and if he couldn't get me a job growing - I was willing to take a job Testing marijuana, I sure would like to smoke me some good ole government marijuana, Reckon The president of the United States of America will write a good ole boy, back, you w/B Sir's

This Indian is riding one horse and leading 3, his wife is walking carry a large bag, another indians sec's that, he asked Indian riding horse why his wife, not ride Indian say she don't have any horses, I hope you have enjoyed reading this, as much as I have enjoyed written it,

And Sir's if you laughed in that court room?

Six month, maybe a little community service from each? Mr Hoff, short and Konduros, JJ Concur, An honest man can never surrender on honest doubt-Walter Malone 1866-1915 Due process - No man should be condemned ... un heard - folyd No defences - The wrathful man does not see the law-Publicius 1st century B.C. Attorney General - Judge, Sir - " Those who make the attack ought to be very well prepared to support it.. Sir Giles Parke (1797) 2 bro's & Pull. 104... The laws English jurst, Almgill v Pierson assist those who are vigilant, not those who sleep. Ty ranny - The purpose of law is to prevent the strong from always having their way... Ovid: Roman poet. Fasti, ch. 8... Sir's I need a dictionary that will spell big Educated words - I got 40,000 English words but if you need a legal word - you'r not hardly gon to let me get a big word book are you .. The act is not criminal, unless the mind is criminal legal maxim per Curiam - Morty Bossert ECI 216091 I know nothing, do you -

Marty Baggett 216091  
ECI F2 A 258  
610 Hwy 9 West  
Bennettsville S.C.  
29512

Att. Judges

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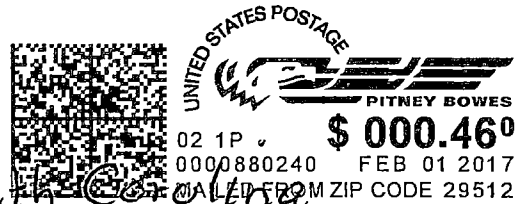
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