

Stichings
Dudok

Kitchings

The South Carolina Court of Appeals - Columbia, Richland County, et al.

August B. Kreis, III, 3659951	CA NO: 17-CP-28-131 & 17-CO-40-1181 & Lexington, &
Probe 504 ADA, double Amputee;	317-344-TLU & 311-644 & 316-3731 JFA-Perge, & 1111-
-US-	444 & 419-J.F. Roake-Perge Not-Can to Transfer.
1. Dan Johnson, et. al.,	Probe seeks to file an intent to appeal Defs. L.L. man-
2. R.M. Dudok, et. al.,	nning. Form order attached of (7-24-17) issued illegal by
3. J.D. Lockmey, et. al.,	conspiracy - Racisms after seeing & hearing he was
4. G.M. McFadden, et. al.,	to recuse for his past conspiracy felony acts, &
5. W.H. Davidson, et. al.,	for Court to waive costs, because Defs. & Judges
6. L.C. Manning, et. al.,	Manning & McFadden committed frauds - perjury
7. A.M. Wilson, et. al.,	criminals - conspiracy acts, & fees were waived in
8. V.H. Gunter, et. al.,	lower courts also, that should follow into Appeals, &
9. R.M. Dennis, et. al. of 5000	order gotten (7-27-17) at 1:30 P.M. from Kershaw &
conspirators - Aiders, et. al.	Manning. Defs since 2003 with Defs.!
Defendants:	

1). Probe seeks an intent to Appeal of his cases above by (Felony-Criminal-perjury - Bias-Racisms-Frauds) acts, were committed upon the Courts & Probe's cases, to conceal the issues in his Appeals 2015-002340- No. 21 therein; That Defs. R.M. Dudok this offices, & 107 State & 207-Folk Judges, & Atty. Gen. & U.S. Atty, et. al, are involved in to stop lawyers, inmates, news medias, Public, from finding out about therein & Folk's cases, that effects 37,000 million \$ in SC & 5 Billion Nation wide 14-CO-40-05222 & 05372 & 03-4328 & 10-CO-37-7446-Felony, which were done on Probe's cases.; &

2). Probe seeks leave to file his appeals within 30 days or less, & to seek waiver of fees, because he's indigent & has to get proof, as court can get it from Defs. SCDC, or Clerk Hosty, or McBride, or R.L. Blume, & fees were waived in courts, & seeks for court to appoint him a street lawyer to ensure he has fair proceedings & to stop def's. conspiracies & Probe doesn't know the law, not how to file in this court properly, & any relief's court sees needs.

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JUL 31 2017
SC Court of Appeals

Respectfully Submitted: A.K
Dated, July 27, 2017, August B. Kreis, III
3659951
(7-27-17-A.K.)
1-4 of 6

Perry Comm. Inst/ALU-193-A/430 Oaklawn Rd/Petree, So. Cal. 296688363.

Certificate of Services.

3), Pds. Certified to send DFB, Atty. W.H. Davidson & Briggs-DeB. Thomsen, at P.O. Box 8568, Cal. So. Cal. 29201 & Clerk Hasty, at P.O. Box 1701, Camden, So. Cal. 29020 & A.M. Wilson, Hunter, at P.O. Box 11549, Cal. So. Cal. 29211, & Clerk J.A. Kitchings, at P.O. Box 11629, Cal. So. Cal. 29211, one copy of Intent to Appeal 17 CP-28-131 et. al, on (7-28-17) of (6 ps) from address above by merchant m-Dir, & sworn to under penalty of perjury at time, (18 USC-1621/1622/1623/1746), & by USPS-tracker Postal mails.

Respectfully Submitted,

Dated, July 27, 2017,

* August B. Krew, III

365795

Dear Clerk Hasty, see your letter in another 2 ps. to File, A-K thanks to set aside Manning's orders.

STATE OF SOUTH CAROLINA
COUNTY OF KERSHAW
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE
CASE NUMBER 2017-CP-28-131

August B. Kreis III

2017 JUL 24 AM 10:19

Dan Johnson
David Ross
C Samellos
Leon Lott
Diker

David Johnson
S Mayes
D V Mayes
Mark Keel

PLAINTIFF(S)

DEFENDANT(S)

Submitted by:

Attorney for: ☐ Plaintiff ☐ Defendant
☐ Self-Represented Litigant

DISPOSITION TYPE (CHECK ONE)

- ☐ **JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- ☐ **DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered. ☐ See Page 2 for additional information.
- ☐ **ACTION DISMISSED (CHECK REASON):** ☐ Rule 12(b), SCRPC; ☐ Rule 41(a), SCRPC (Vol. Nonsuit);
☐ Rule 43(k), SCRPC (Settled); ☐ Other: _____
- ☐ **ACTION STRICKEN (CHECK REASON):** ☐ Rule 40(j) SCRPC; ☐ Bankruptcy;
☐ Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; ☐ Other: _____
- ☐ **STAYED DUE TO BANKRUPTCY**
- ☐ **DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
☐ Affirmed; ☐ Reversed; ☐ Remanded; ☐ Other: _____

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: ☐ See attached order; (formal order to follow) ☐ Statement of Judgment by the Court:

ORDER INFORMATION

This order ☒ ends ☐ does not end the case.

Additional Information for the Clerk: Motion granted

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)

If applicable, describe the property, including tax map information and address, referenced in the order.

ATTEST True, Correct & Certified
Copy of Original on File in this

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be collected, such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk.

Note: Title abstractors and researchers should refer to the official court order for judgment details.

E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.

Circuit Court Judge

Judge Code

Date

For Clerk of Court Office Use Only

This judgment was entered on , and a copy mailed first class or placed in the appropriate attorney's box on , to attorneys of record or to parties (when appearing pro se) as follows:

August B Kries III Perry Correctional Institute ALU-193 A
430 Oaklawn Rd Pelzer, SC 29669

William H. Davidson II PO Box 8568 Columbia, SC
29202-8568

Brandon Michael Briggs PO Box 8568 Columbia, SC
29202-8568

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Court Reporter

Janet C Hasty - Clerk of Court

Court Reporter:

E-Filing Note: In E-Filing counties, the date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgement to parties who are not E-Fileers or who are appearing pro se. See Rule 77(d), SCRCP.

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

State of South Carolina Counties of Kershaw, Richland, & Lexington, S.C.
Anderson & Greenville Divisions

August B. Kreis, III, 365998 } 9A No. 17-CP-28-131* 17-CP-40-1181* Lexington, 3.17.344-T2A/43.11-646
Prose 504/140A-double amputee } 4.3.16-3731-TFA, forged. A Suppl-Amended to all new ones to be
-45- } filed; Motion-Mandamus to set aside Def. Manning's illegal con-
Dan Johnson, et al. of 5,000 } spiracy-bribed-Racisms (7-24-17) by conflict exists & he refused
H.C. Manning-Def. Conspirators } to recuse once he saw the (7-24-17) Recusal 2pg. Motion, & by he
R.H. Rudel, Hockmeyer, et al. } failed to wait 10 days for Prose to reply to Defs. Motion to Dismiss
Defendants: } & failure to enter defaults for Prose, issued it on a Sham-Fraud
} Perjury of def.
(Def. Manning violated Rules-Laws of Court, wait 10 days to issue order)

1. Prose seeks to Suppl-Amend. his cases by Motion-Mand. to set aside Def. H.C. Manning-Conspirator-Racist-since Oct. 2, 2003 in 03-CP-40-4328-J-Rock cases, raised in Motion-Mend. for him to recuse, by he's had already join Defs. Davidson, Briggs & John Day & R.H. Rudel & J.D. Hockmeyer, & Kerley, & J.H. Toal, & A.M. Wilson, & V.A. Huntenger-Attys. listed on 2 pgs. (7-24-17) Recusal, Hasty filed, & Manning & Davidson read & Prose, & she served them 176 pgs. & 7 pgs. of J-Rock-for Judge O.R. Kee to hear & transfer 9A.14-CP-40-05372*14-05222*03-4328*10-CP-1446 to No Car. Ind. Ct. jurisd. out of hands of forgers & def. & bribes of judges & law-yers same as Prose sought 1.17-414-NCT-J.E. Peake & 1.17-413-NCT-J.E. Peake-forged-see; Pella, 542 F.2d 56, 58 (8th Cir. 1976) 455(b)(5) (1) No judge should hear these own case not if they are racist, bias, out for revenge, or out to cover up their & def. felonies or have been bribed or joined def. conspirators, it's mandatory recusal & transfer cases) Prose incorporates his Recusal of (7-24-17) into this motion to support it);

See; Tittjung, 235 F.3d 330 (7th Cir. 2000) 60(b)(4) & (5) Allows setting aside void-racists, Sham-Fraud-Conspiracy-bribed orders-by these acts);

See; In Re Hensyn Data-Tech. Inc., 204 F.3d 1624 (4th Cir. 2000) Fraud by judges allows reopening & setting aside judge's.)

See; Meel, 88 S.E.2d 768 (S.C. 1995) S.C. Code 15-13-440(6) & (7) A Sham order is one that's good in form but false in facts, & not issued in good faith or by coerced-bribed-conspirator, etc & court has to strike it from the record & enter judgment for Prose);

2. & Def. Manning failed to wait 14 days so Prose could reply to the Sham piece of (7-24-17) fraud Memorandum Reply to dismiss by def., Prose had 10 days to reply & 3 days mailing time & did not (7-24 out 7-27-17 of 12 pgs) by U.S.P.S. Trackers 9114-9012-3080-3077-3572-06*13*20*90, & sent 2 inter-agency to F.S.P.H.s (SFAA) & A.M. Wilson-A.Gen. 7-27-17 by H.A. Cornwall Mail staff, which I incorporate into this motion to set aside & the 176 pgs. of (7-24-17) served def. Manning & Davidson.

See; Bray, 113 S.Ct. 753 (1993) 1985(3) KKK not codified in it, & reaches all persons involved in conspiracy, no one escapes it) & Manning is black & did the very thing the Ku Klux Klan was accused of-

Racism - conspiracy to harm ProSe & G-Rock to cover up ProSe Appeals 2015-002340 - No. #21, pg. 22 onwards in Recusal 2 pgs. 173 to 176 of 176 pgs., he read & sought revenge & coverup, see J.W. Mc Bride 14-CR-40-05222 & 05372 & 03-4328 Why, of his & def's felony acts?

See; *Gunter*, 366 S.E.2d 44, 46 (Cr.App. 1988) Fraud by Judge & def's upon the court which does or attempts to subvert the integrity of the Ct. itself, so the judicial process can't perform its duty, allows setting aside judgments & reopen the case, see the fraud by def's & judges (6-8-17) & (7-24-17) in ProSe's Oral Argument put up in writing. ✓

3. ProSe still seeks for Judge B.R. Lee, or Miller, or J.R. Kinard, to hear his cases, as G-Rock sought & Hasty filed & served (7 pgs.) of (161 to 167 of 176 pgs.) (7-24-17) on Davidson as (6-8-17) was served on Briggs, & to do so immediately - speedily by conflict exists with Manning. ✓

4. ProSe objects to form order & no finding of fact Order issued as this def. Manning did in G-Rock 03-4328 Mandamus suit Nov. 2, 2003 & none has been issued to date in any of his 14-0532 & 05222, by App. bridging judges & judges seeking to cover up their & others felonies, S.C. Code 16-7-340(2)(a)(2003) Applies & ProSe still seeks a finding of facts order by a neutral-non-def. judge & for that judge to reopen & set aside Mannings & McEddin's void-sham-illegal-ordered orders.

See; *Butler*, 305 F.3d 284, 290 (4th Cir. 2002) also, *Hutchinson*, 994 F.3d 1076, 1081 (4th Cir. 1993) (Under Rule 60(b)(3) & (4) & (5) & (6) Fraud upon or by Ct. allows setting aside judgments & new hearing is mandatory));

See; *Baby*, 594 S.E.2d 478 (S.C. 2004) All judges have inherent power to set aside judgments gotten by frauds or misleading, at any time thereafter;

See; *Castrell*, 529 S.E.2d 528 (S.C. 2000) Ct. has to correct error of law done by conspirator-aiders; judge of Manning & McEddin & Lockmey;

5. ProSe prays neutral Judges Lee or Miller or Kinard will hear this within 5 days or less to stop def's conspiracy-fraud-felony acts.

See; *Green*, 36 S.E.2d 404 (S.C. 1897) 15-13-290(10) ProSe may obtain any relief appropriate) S.C. Code 15-29-390 & 490 motion have preference over all other motion) & ProSe seeks it!

Dated: July 27, 2017,

Respectfully Submitted,
August B. Kreis, III, 365998

"Certificate of Services"

6. ProSe certifies he served def's Attys. W.H. Davidson & Briggs & Gunter & Wilson & R.M. Ruder - all his def's & Lockmey & Keesley & McEddin & Manning, & all def's @ P.O. Box 8568 Columbia SC 29201, & Clerk Hasty @ Kershaw Cty. Ct. P.O. Box 1567 Camden SC 29020 & Clerk Kitchings @ P.O. Box 11629 Columbia SC 29211, one copy to set aside illegal order of 6 pgs. on 7-28-17 by Ms. Merchant-M. Sir & sworn to under penalty of perjury as true, by (USC-1624-1622-1623-1746) from above address & ProSe Intent Appeals (6 pgs.)

Dated: 7, 27, 2017,

Respectfully Submitted,
August B. Kreis, III, #365998

Retaliation
Motion (17-cv-28-131) to set aside

Dear Clerks Mastly & Kitchings, & Judge Lee^{es} Miller & Kinard,
& Davidson & Sudek & Hunter, et al., 5,000 deys.

7-27-17

6 pgs.

(CA No. 17-cv-28-131 & 17-11814 2015-002346, et al.

(3:17-344-TLW & 3:11-646 & 3:16-3731-JFA forged by

(Beth Drake - U.S. Atty., et al.

1. Please file & reserve Refs. & acknowledge & send me a filed copy to, & place before
neutral judges to handle, not deys. - nor conspirator judges.
Thanks so much, & Prose's intent to appeals.

Respectfully,
August B. Kreis, III, #365998

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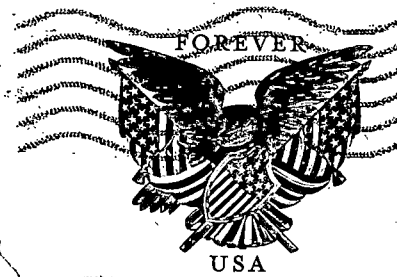
JUL 31 2017

SC Court of Appeals

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P2/225, SC 29609-9763

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JUL 28 2017

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S.C. Ct. of Appeals
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