

Kitchings



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

October 03, 2017

August B. Kreis, III, 365998
ALU - 193 A
430 Oaklawn Rd.
Pelzer SC 29669

Re: August B. Kreis, III v. Dan Johnson
Appellate Case No. 2017-001984

RECEIVED

OCT 13 2017

SC Court of Appeals

Dear Mr. Kreis:

We are returning your documents filed along with the index, received by the Court on September 28, 2017. At this time, we are awaiting corrections of the deficiencies listed in our enclosed September 29, 2017 letter, or the appeal will be dismissed. To aid in your understanding of the appellate process, you can look at Appendix B (Appeals Chart) to Part II of the South Carolina Appellate Court Rules, found online at www.sccourts.org/courtReg. This chart sets forth the timelines for perfecting your appeal, including submission of the record on appeal at a later time.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: William H. Davidson, II, Esquire
Brandon Michael Briggs, Esquire

Returned Mail

Kitchings

(2017-001984)

THE SOUTH CAROLINA COURT OF APPEALS, COLUMBIA.

INDEX

PAGES

INDEX, 17-CP-28-131-1

I

ProSe's Certificate of Service proof depts were served Appeal Intent;

1-15

ProSe's Certificate of Services proof he served Def. of Hasty - Clerk copy of Intent to Appeal but she refused to do so illegally;

1-2

ProSe's Writ of Supreme Control or So. Car. Supreme Ct. judges Depts. refused to force Clerk Hasty to do her duty & file the Appeal & Motion to Sit Aside Def. conspirator Judge C.L. Manning, Conspiracy - Sham-Perjury - Fraud Orders of (7-24 & 8-14-17) given up on a piece of Def. Davidson's filing Sham Fraud motion, which was a felony & NO certificate of services with it as required;

(3-33)

ProSe's Motion & Affidavit to proceed In Forma Pauperis, above,

1-1

Certificate of Services are above & below pages, (1-2 of 33) & (1-4 of 15)

Total Pages, 55

Clerk Letter on 15 ps. appeals 2017-001984, for Kitchings & Motion to waive costs to. AK

RECEIVED
OCT 13 2017
SC Court of Appeals

(second one)

(Dated: Oct 5, 2017)

(1-33)

Finish

I.

IN THE SOUTH CAROLINA COURT OF APPEALS, COLUMBIA

August B. Kreis, III, 365998, 504/ADA
Prose Plaintiff, double amputee Vet;

-VS-

Sam Johnson, Sel., et al. of 6,012
Conspirators, now raiders
Defendants:

%A No: 2017-001984 - Kitchings

A Suppl.-Amended to all cases by Motion to reopen
Appeal Kitchings did unfile before (Oct. 3, 17) to file
Proof of Services she wanted (9-29-17) rec. (9- -17),
sought by S.C. Code 15-27-130 allows it.

(28 USC § 1915(b)(2) & F.O. waiver of fees to depts. in 1983 suits) Applies!

1. Prose A.B. Kreis, III, seeks by Motion 15-27-130 to reopen appeal, & sending it right back to Kitchings to refile & the hereto motion for trial transcript to be made by Court Reporter?, as ordered (Oct. 3, 17) by V.C. Allen dep. Clerk & received it & appeal back (Oct. 6, 17) & now replies & sends the proof of services again depts. all served of (35 pgs.) & served again. See; Rochester, 169 S.E. 2d 387 (S.C. 1969) Relief from judgt. by 15-27-130 for failure to file a timely proof of services or appeal or for trial transcript, to be made), also See; Edwards, 175 S.E. 2d 224 (S.C. 1970) same, reopening of appeal for misconduct of depts. & Prose has meritorious defense is allowed by 15-27-130 to promote justice & to ensure illegal frauds conspiracy acts don't deny Prose their rights) &
2. Prose also seeks "For Court to hold Appeal" while he gets transcript & also counsel to take over his defaulted won suits, depts. committed frauds, perjuries, conspiracy acts upon as Court sees therein his Appeal, once it reopened & set aside so any lawyers can then seek to set all ^{and} lower Courts Sham-Fraud-Void Conspiracy orders & depts. pieces of Motions, that couldn't be granted by law (aside & collect judgts); &
3. Prose prays court grant this motion to undo Kitchings illegal acts & also grant reliefs to proceed In Forma Pauperis status by he owes depts. State over \$600,000, which Court can verify by Internet to SCDC computers & see below motion for transcript pgs. 2-3

Respectfully Submitted,

August B. Kreis, III, #365998

Date: Oct. 6, 2017,

Perry Corr. Inst. A11-193A / 430 Barlow Rd. / Pelzer, South Carolina 29669-9363

(Certificate of Services hereto attached)

IN THE SOUTH CAROLINA COURT OF APPEALS, COLUMBIA.

August B. Kreis, III, 365998, 504/ADA
ProSe Plaintiff, double amputee, Vet;

-15-

Dan Johnson, Sol., et al. of 6,012,
Conspirators now, & aiders

Case No: 2017-CP-28-131 - Kershaw in
Case No: 2017-001984 - Kitchings Appeal

A Suppl-Amended to all cases Appeals, Motion for
trial (7-24-17) transcript to be made, by ProSe was
granted Indigent status, by unknown Ct. reporter?

(28 USC-§ 1915(b)(a) & F.(i) waiver of fees to Defs. 1933 suits) Applies?

1. ProSe August B. Kreis, III, seeks to order the (7-24-17) trial transcript from the unknown Ct. reporter, by ProSe was granted Indigent status & for that person to make it & get cost from the indigent funds that's created for that purpose; by ProSe seeks Indigent status at the Ct. of Appeals level by Motion (Sept 5, 2017) with proofs Intent to Appeals were served upon def. J. Hasty, W. H. Davidson, A. M. Wilson, F.S. Potts (SFAA), of (55 pgs.); &
2. ProSe will serve the So. Car. Ct. of Appeals & S.C. Court Admin. Director to serve the unknown Court Reporter, because Clerk Hasty, refuses to do or file anything in this case & get rid of summonses &
3. ProSe notes Kitchings has wrongly unfiled his Appeals & sent it back (Oct. 3, 17 rec. Oct. 6, 17) before ProSe could get copies & prove everyone served. Why? I had until Tues. (Oct. 10, 17) to send the proof in, which I did on (7-25-17) of (21 pgs.) & Ms. T. Conwell-Mail staff, did the Notary Public of services (Oct. 5, 17) & Defs. SCDC then closed the Law Library to stop copies from being made, a conspiracy-aiding felony acts for def's. &
4. ProSe seeks to reopen his Appeal because it's been unfiled wrongly, by S.C. Code 15-27-130 allows it & Motion is hereto attached with this filing. See; Rochester, 169 S.E. 2d 387 (S.C. 1967) Relief from Judgt. 15-27-130 for failure to file timely appeal to promote justice) Also; Edwards, 175 S.E. 2d 224 (S.C. 1970) same reason for misconduct on appeal & ProSe has meritorious defense), in ProSe Appeal unfiled before time had expired to file proof appeals was served on all def's; which will still be filed on time (Oct. 9, 17), &
5. ProSe seeks for Court Reporter? to make transcript speedily in above cases, & get fees by S.C. Indigent Fund, ProSe's status, & send to ProSe & Kitchings a copy by SCAC Rules 602(6), & above.

Respectfully Submitted,

August B. Kreis, III, # 365998

Dated: Oct. 6, 2017,

Perry Corr. Unit. ALU-193A / 430 Oaklawn Rd. / Pelzer, South Carolina 29669-9363

THE SOUTH CAROLINA COURT OF APPEALS, COLUMBIA.

August B. Kreis, III, 365998, 504/ADA

Prose Plaintiff, double amputee vet;
-45-

Don Johnson, Sol. et al. of 6,017,
Conspirators, now & aiders
Defendants:

Case No: 2017-001984 - Kitchings Appeals

A Suppl. Amended to all cases in appeals

A Affidavit Certificate of Services - Proof

all Defendants Served & W.H. Davidson &

Briggs both defendants defaulted.

1. I August B. Kreis, III hereby certifies that a copy of the forgoing motions two was this date served upon the following individuals by placing a copy of (25 pgs.) of the same via mail to his/her last known address as followed & by Inter-Agency mail to with motion to proceed In Forma Pauperis status.

J. A. Kitching Clerk
S.C. Ct. of Appeals
P.O. Box 11629
Columbia, So. Car. 29211

W. H. Davidson & B. H. Briggs -
Atty. P.O. Box 8568
Columbia, So. Car. 29201
(803) 806-8232 or Fax 8855

Mr. Frieson Director of
So. Car. Court Admin. S.C. Supreme
Ct. Branch 1015 Sumter St. Ste 200
Columbia, So. Car. 29201

2. & Sworn to under penalty of perjury as true by (18 USC-1621-1622-1623-1746) & H/s. Merchant or T. Conwell - Mail Staff will serve above by U.S. Mails & Inter-Agency & by U.S.P.S. Tracker - Stickers also on Davidson & Briggs, from below address on Oct. 10, 2017.

Dated: Oct. 6, 2017,

Perry Corr. Inst. ALU-193A / 430 Oaklawn Road / Pelzer, South Carolina 29669-9363

Respectfully Submitted,
August B. Kreis, III, 365998

Sworn before me this
date on October - 09 - 2017
x Tamarac Conwell
Notary Public for South Carolina
x

My Commission Expires

My Commission Expires
September 25, 2023

Prose Plaintiff
x August B. Kreis, III #365998

Perry Corr. Inst. ALU-193A / 430 Oaklawn Rd / Pelzer, So. Car.
29669-9363

(Certificate of Services Notices)

IN THE SOUTH CAROLINA COURT OF APPEALS, COLUMBIA,

August B. Kreis, III, 365998, 504/JADA
 Prose Plaintiff double amputee - vet.;;

-VS-

San Johnson, Lol, et al. of 6,012
 Conspirators, now;
 Defendants:

SA No: 2017-001984-Kershaw, Richland, Lexington
 Certificate of Services By
 Prose's Affidavit of Services upon Defendants
 Attorney's which are also Defendants to, in above
 cases. + Supplemental Amended to all cases!

1. Prose D.B. Kreis, III gives this Affidavit of Services as proof Defendants + their lawyers W.H. Davidson + B.M. Briggs, Firm, also defendants themselves, were served the extent to Appeal case 17-CP-28-131 - from Kershaw Cty., hearing of July 24, 2017, held by Ref. C.L. Manning - Judge conspirators on (7-28, 17) of (6 pgs) by Ms. N.C. Merchant - Mail Dir. + T. Cornwell - Mail staff, by U.S.P.S. Tracker No. #9114-9012-3080-3077-3572-44 hereto attached as proof u.s. mailed + also copies, were served Defendants A.M. Wilson - A. Gen. + Prose Certifies a copy of this affidavit + Certificate of Services was this date served upon the following individuals by placing a copy of (57 pgs) of the same via mail to his/her last known address as follows, by the Notary Public for So. Car. below + by Inter-Agency to A.M. Wilson; + one copy to waive cost also.

William H. Davidson, Esq.
 Brandon Michael Briggs, Esq.
 Atty. at Law Firm
 P.O. Box 3568, Colo., So. Car
 29201 - Refs.

Alan M. Wilson
 Attorney of So. Car.
 P.O. Box 11549
 Colo. So. Car. 29211
 Refs.

J.C. Darby - Clerk
 Kershaw Cty. Ct. House
 P.O. Box 1709
 Camden, So. Car. 29020
 Refs.

2. Prose gives - makes this Certificate of Services under penalty of perjury as true + correct by (18 USC 1601-1602-1603-1746), + served J.A. Kitchings - Clerk at So. Car. Ct. of Appeals, P.O. Box 11629, Colo. S.C. 29211, for other + all Refs. from below address on: Oct. 5, 2017.

Sworn before me this day on
 x October - 5 - 2017
 x Tamaia Conwell
 Notary Public for South Carolina

Respectfully Submitted,
 Prose Plaintiff:
 August B. Kreis, III #365998

My Commission Expires September 25, 2023

Expiry
 Perry Correctional Institution / ALL-193A/
 Pelzer, South Carolina 29669-9363

(2 page Kitchings 9-29-17 letter 57 pgs)

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
Division of Inmate Services

AGREEMENT TO DEBIT E.H. COOPER ACCOUNT

Inmate's Name: AUGUST B. KREIS, III	SCDC #: 365998	Housing Unit: ALL-193	Date: 8-8-17
---	--------------------------	---------------------------------	------------------------

GENERAL MATERIAL

** Inmate must have the funds in his/her account to pay for the materials.

To be completed by
SCDC staff:

Item	Amount	Cost
Envelope	LG. Brown Envelope	
Pen	29 pgs.	
Paper		
Postage		
Tape		
Box	29 pgs. #	
Electronic Repair		
Other	29 pgs. #	
Sub-Total:		

Handwritten notes in table:
 Envelope: *Danielle Sherman - Clerk, P.O. Box 11330, Col. SC 29211*
 Pen: *INTER-AGENCY*
 Paper: *Tammy C. Hasty - Clerk, Renshaw Ct., Mt. Pleasant, P.O. Box 1357, Camden, SC 29021*
 Box: *USPS TRACKING # 9114 9012 3080 3077 3573 29, For Tracking or inquiries go to USPS.com or call 1-800-222-1811.*
 Other: *USPS TRACKING # 9114 9012 3080 3077 3573 12, For Tracking or inquiries go to USPS.com or call 1-800-222-1811.*

Prose writ of Supervisory Control to force Clerk Hasty to file 2 filings from SC Sup. Ct. 2 pgs. - Motion to set aside Davidson & Briggs 7-24-17 Motion to Dismiss 6 pgs. - Motion-Mand. to get Grand Jury check true bill Jan 1, 15 - Nov. 5, 15, 2 pgs. - Motion-Mand. intent to Appeal; 2 pgs. + Exhibits A & B

LEGAL MATERIAL

** Inmate is not required to have the funds in his/her account to pay for the materials; however, his/her account must be debited for all materials s/he elects to receive.

To be completed by
SCDC staff:

Item	Amount	Cost
Envelope		
Pen		
Paper		
Postage	2	
Other		
Sub-Total:		3.64

PHOTOCOPIES

** Inmate may be required to have funds in his/her account. See SCDC Procedure GA-01.03(OP), "Inmate Access to the Courts," to determine if inmate may receive copies with/without funds.

To be completed by
SCDC staff:

Item	Amount	Cost
Photocopies		
Sub-Total:		3.64

TOTAL

August B. Kreis, III
Inmate's Signature

MC [Signature]
Mailroom/Canteen Signature (Request filled by)

8-8-17
Date

White - Inmate
Canary - Mailroom/Canteen Employee

2-38

1748

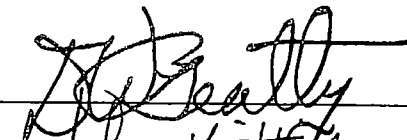

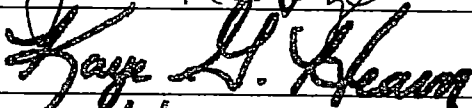
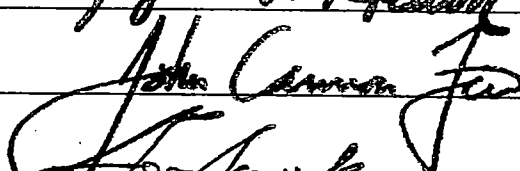
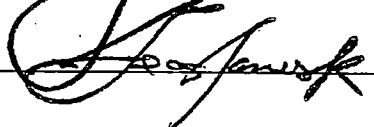
The Supreme Court of South Carolina

Set 10-2-17
merchant
11 PM

ORDER

The following matters are dismissed pursuant to *Key v. Currie*, 305 S.C. 115, 406 S.E.2d 356 (1991), because no extraordinary reason exists to entertain them in this Court's jurisdiction:

1. Walter McQuine. Judicium Dei received August 10, 2017. Appellate Case No. 2017-001694.
2. Kenneth Whitmore v. State of South Carolina. Rule 37(a)(1)(2)(3), Failure to Make or Cooperate in Discovery: Sanctions dated August 4, 2017, and South Carolina Code Ann. section 17-27-150(a), dated September 20, 2017. Appellate Case No. 2017-001691.
3. August Kreis, III v. Dan Johnson, et al. Petition for Writ of Supervisory Control dated August 7, 2017. Appellate Case No. 2017-001697.
4. Demetrius Smalls. Letter to the Chief Justice dated July 28, 2017. Appellate Case No. 2017-001692.
5. Jamal Rufus Rivers. Letter to the Court dated August 2, 2017. Appellate Case No. 2017-001675.
6. Mark L. Blake, Jr. v. State of South Carolina. Extraordinary Writ of Mandamus Seeking Declaratory Judgment and Appropriate Relief from Pretrial Motions dated July 28, 2017. Appellate Case No. 2017-001674.
7. Charles Tillman. Letter to the Court dated August 21, 2017. Appellate Case No. 2017-001768.


C.J.

J.

J.

J.

J.

Columbia, South Carolina

September 28, 2017

CC:

Mr. Walter J. McQuine

Mr. Kenneth Whitmore

Mr. August Byron Kreis, III

Mr. Demetrius J. Smalls

Mr. Jamal Rufus Rivers

Mr. Mark Lorenzo Blake, Jr.

Office of the Attorney General

Mr. Charles Tillman

THE SUPREME COURT OF SOUTH CAROLINA

August B. Kreis, III, 365998) C/A No.

ProSe 504/ADA Double Computer) C/A No. 17-CP-28-131 & 17-CP-40-1181 & 3:17-344-TLW-JFB
- 15 -) 3:11-646 & 3:17-3731-JFA - Forged by Beth Drake

Dan Johnson, et al. of 5,000) ProSe seeks a writ of Supervisory Control to force
Conspirators-Aiders) Clerk Hasty to file ProSe's two filings below by S.C.
Defendants:) Code 15-53-120 & 57 & Fed. Rule 65.

1. ProSe A-K, seeks a Writ of Supervisory Control Declaratory Remedial Emergency injunctions to force (Clerk J.C. Hasty-Conspirator-Aider) in Defs. conspiracies to file ProSe's below objects & to set aside Defs. Davidson & Briggs Atty. Sham-Fraud-Perjury Motion to Dismiss pieces of trash filings of 12 pgs. & one pg. to FAX McBride for discovery of Grand jury docket sheets, pages 15 with Hasty's - sign letters & envelope with no postal marks nor seals on it, & see attached exhibits A-(6 pgs.) &

2. ProSe's Intent to Appeal to S.C. Court of Appeals Def. L.C. Manning (7-24-17) illegal void orders issued upon a (Sham-Fraud-Perjury Defs. Motion to Dismiss), once ProSe's served 176 pages upon Defs. Davidson & Manning & Recusal of judges & Manning was number 3 def. involved in covering up the very felony acts since (Oct 2, 2013) in McBride cases, pgs. 3 to 20 of (7-24-17) of 9 pgs. Hasty refused to file & process, by law she can't, by ProSe has to file a copy in that Kershaw Ct. to ensure Court of Appeals has jurisd. & to save issues for appeals & disbarment & arrests of Defs.-Conspirators-Aiders S.C. Code 15-55-10 & 16-9-340(2) & (2003) applies & see attached exhibits B-9 pgs. & See: *Proter*, 512 S.E.2d 497, 498 (S.C. 1999) Declaratory relief granted 5-53-120 & 57; See: *Charleston Cty. Sch. Dist.*, 519 S.E.2d 567 (1999) Mandamus is used to compel a public official to perform a mandatory duty, & to enforce an (established right); See: *Green*, 265 F.2d 224 (S.C. 1957) 15-13-230(10) ProSe may obtain any relief appropriate; &

3. ProSe prays Court will grant speedy reliefs & issue an order to compel & reserve Def. Hasty below two filings to ensure she gets them to process & any reliefs Court sees needed.

Dated, Aug 7, 2017.

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

"Certificate of Services"

4. ProSe A-K certifies he served Defs. W.H. Davidson & Briggs & Defs. @ P.O. Box 8568, Columbia, S.C. 29201, & (803) 806-8855 FAX, & Clerk Hasty notice of 29 pgs. Writ of Supervisory Control to

force her to process two filings the objections to set aside the intent to Appeal of
S.C. Ct. of Appeals, in Ya 17-CP-28-1314 17-CP-40-1181 & 3, 17-344-TLW, et al. forged orders by
Beth Drake, on (8-8-17) by M.A. Merchant-Mail Serv., & sworn to under penalty of perjury
as true by (18 USC-1621-1622-1623-1746) & one copy to A.H. Wilson-A. Gen. Refs. whom hired
Davidson & Briggs, Firm & SCDC also did for Hunter-A. Gen. & R.H. Rudek-Atty. from
Perry Cour. Dist. AU-193A/430 Oaklawn Road / Pelzer, South Carolina 29669-9363 by
U.S. Mail & Inter-Agency Mail;

Dated, Aug 7, 2017,

Respectfully Submitted,
August B. Kreis, III #365998

Dear Clerk Shearouse,

, 8-7, 2017

Ya. 17-CP-28-1314 17-CP-40-1181, et al & Lexington County, et al
70 plus of 5,000 Conspirators

1. Please file my Supervisory to force Clerk Hasty to file two of Prose's filings she
refused to do so wrongly to cover up felony conspiracy criminal acts of Manning
& Davidson & others judges & Attys; & place before the Court & acknowledge & send
me a file of 28 pgs if you will be kind enough; thanks & let me know if you need
anything else;

Dated, Aug 7, 2017

Sincerely,
August B. Kreis, III #365998

2. Re: Davidson & Briggs, & Refs... 70 plus 5,000 conspirators,
Here's your copy of Supervisory Control I filed upon Clerk Hasty now def.,
I've filed to S.C. Sup. Ct., please acknowledge & I sent yours to A.H. Wilson
your hiree, to ensure ya'll get it & not Beth Drake - U.S. Atty, thanks

Dated: Aug 7, 2017,

Respectfully Submitted,
August B. Kreis, III #365998

543
(187)

THE SUPREME COURT OF SOUTH CAROLINA

August B. Kreis, III, ProSe, 504/ADA, Plaintiff

-vs-

Sam Johnson, et al. 5,000 conspirators, Defendants
Civil No #. 17-CP-28-131, et al. Clerk Hasty conspirator Court-Def.

L.C. Manning - Judge Def. Conspirator - Orders - (7-24-17) on
(Illegal Orders) of Kershaw County

Writ of Supervisory Control to Force

Clerk J.C. Hasty to file below Exhibits.

Reply to set aside Deps Davidson & Briggs

Motion to dismiss Sham-Fraud-Perjury-(pieces) of trash filings by

15-13-440(6)+(7) Hunter, 366 S.E. 2d 44, 46 (Cl. App. 1988)

Motion to FAX Clerk McBride for discovery of Grand Jury docket

Exhibits of 16 pages - A

August B. Kreis, III, #365998

ProSe

(8-7-17 AK)

I-A

7-38

7
38

I
A



Office of the Clerk of Court
Kershaw County

Janet C. Hasty, Clerk of Court

P.O. Box 1557

Camden, South Carolina 29021-8557

(803) 425-7223

(803) 425-1505

get 8-4-17
11 PM
Mrs Merchant

Sept 4
131

(17-CP-28-13)
13 pgs & 1 ps.
(reply & set aside)
& mailing order

THESE DOCUMENTS HAVE BEEN RETURNED TO YOU FOR THE FOLLOWING REASON:

This case is ended in Circuit Court.

Clerk's office,

?

Not signed
why
conspiracy acts
to cover up Felony
acts of Judge &
Davidson Atty.
Per Defs.

A
Exhibits,
1-A

8-38

8
38
1
A

Activity

5/15
AA 131

Dear Clerk Party & Judge? & Davidson, et al;

7-24-17

CA 17-CP-28-131, et al.

1. Please file this Reply & Objections of 6 pgs. & send me a full copy, or Judge? one + FAX Davidson one also;
2. Please file the other 2 in here to, & send me a complete filed copy;
3. & send McBride here to get Grand jury minutes in Richland, thanks.

Respectfully,

August B. Krevi III, #365998

Perry Court Inst. All-193A / 430 Oaklawn Road / Pelzer, South Carolina 29669-9363

How
of
Judge

State of South Carolina Counties of Kershaw & Richland & Lexington, et al.
Anderson & Greenville Divisions

August B. Kreis, III, 365998 1/4 No. 17-CP-28-131 & 17-CP-40-1181 & Lexington, et al, &
Prose 504/ADA-double amputee 3:17-344-TW & 3:11-646 & 3:16-3731-JFA-Forged.

-VS-

1) A Suppl.-Amended to all cases Motion-Mand. to reply & set

San Johnson, David Ross, & inside Deps. - Davidson & Briggs (7-24-17) Motion to dismiss (Sham-
W.P. Davidson - deps 66 of 5,000 Fraud-Injury) a piece of trash, that they removed pages of
conspirators-aiders, et al. Prose's filings to try & fool the court, S.C. Code 15-13-470 (6) & (7),
Appendants: H. Hunter, 366 S.E. 2d 44, 46 (Ct. App. 1988).

* (Loobie - Deps. never objected to any suppl.-Amends, by law they had to in 10 days) *

1. Prose A-K, seeks by Suppl.-Amends. his cases, by Motion-Mandamus to reply & objects to the
(Sham-Fraud-Perjury) Motion to Dismiss, (of Deps, 7-24-17) piece of a filing; with no Certificate
of Services, nor did an oral one at judge Manning Kershaw hearing, & pulled off the same-filing
-Frauds acts at (Deps. McFadden - judge) bribed hearing (6-8-17), which judge back dated his orders,
once he saw he was Dep. (6-11-17), & that he could not issue any order on Briggs (6-8-17) piece of gar-
bage Motion to Dismiss, see (126) pgs of Prose's Written Argument pgs 4-20, as proof his Judge
is void, McFadden's is;

2. Prose objects to the whole Memorandum to support Deps Motion to Dismiss of (7-24-17) with (21)
pgs. missing from Exhibit 1, & Exhibit 2 there's (2) pgs. missing, & Exhibit 3, (5) pgs. missing, &
Exhibit 4 there's (275) pgs. missing, & Exhibit 5 there's (40) pgs. missing, one can not put up
part of Prose's filings, nor remove summonses & complaints that were served on Deps., &
(Deps. Atty's Davidson & he also is dep.), & defaulted, (he's No. #66), & saw it while his bribed move
was in the Fed. suits 3:17-344-TW - of 70 plus, & he saw 133 pgs. of 122 Summonses & USM 285 &
* Fed. Summonses therein, that Prose served all Deps. & served Davidson on (3-15-17) his Sum-
mons & Complaint to, thereby served all Deps. again, & by served A.M. Wilson, whom hired his
firm, & SCOC - hired Davidson, was served also; see S.C. Code 15-9-10 - case started by Summonses
served 159-910 serve Deps. Atty, & not Deps. &

3. Prose notes, Deps. Davidson, committed "perjury-fraud" by saying Prose never served Deps. pro-
perly, nor Summonses & Complaints; if Prose did not, well how did SCOC & Wilson, & Hunter, Ruder,
Keesley, & Lockmey, & S. Hayes, & D.V. Myers, & Smallas, & others, know they needed to hire lawyers?
which (Deps. Davidson & Briggs) made sure they removed all those Summonses & Complaints, but
they couldn't remove those (176 pgs. of 7-24-17 & 125 pgs. 6-8-17) with those therein, & 10-14's E.H.
Cooper, & U.S.P.S. - tracked print out acts Proof of Services & (19-11-RSTM's) & Court Keesley - 44 pgs

1-12

EX
4-A

14-33

14
33

4
A

9 once Prose saw J. F. Anderson + T. G. Wooten + P. G. Russell's orders were forged, + his (133 pgs state summonses + U.S.M. - 285's + Fed. Summonses) were not being served, Prose secured all Deps. Attys. + Davidson + County Attys. + Sheriff's + Clerks; because these are 1983 + 1985 (3) + 1988 untested jurists, by \$573 million-plus, defaulted judges, only Fed. judges could handle them; +

4. Prose notes + objects to Deps. saying Prose's Suppl.-Amends. had to be granted by the Courts, Deps. had to object to all - before they got to Court, + once 10 days had past it was then too late, all are thereafter proper for court to hear + grand defaults judges in Prose's favor on properly filed suits + Suppl.-Amends. + Motion for defaults to enter filed (6-25-17), Hasty did (6-28-17 at 11:24 AM) of 5 pgs, (pgs 3 to 9 of 176) 7-24-17 + there's 30? filings with 200? pgs. filed in Hasty's Court + Richland Court 270 pgs. + A.V. Myers + Atty. Shealy, were served, but chose default + Audek, as served his officers by J.O. Kitchings 2015-002340 Appeals, he refuses to remove himself + Court also does, a serious conflict exists, by his felonies + conspiracy acts on 7 Locks cases + No. 21 Argument (pages 173-176) attached to motion to recusal judges + Manning (7-24-17), he Audek been A-Felony Aiders in Kidnapping + murders + 1,000's of other crimes since 91; +

5. Prose objects to crazy-law-intelligent-Davidson, -filing of (7-24-17), stating need to file a PCR, when he should know no PCR can be filed on dismissed charges of Kershaw + Richland, see Prose (7-24-17) pgs 21 to 28 + 66 to 68 of 176 pgs. which these pgs. prove Prose proper before the Court - on false-charges, were used illegally at (Nov. 2-5-15) Lexington trials; + also to get Inds. 15-65-32-02034 + 02030 + 2036 True killed; + no Deps. has moved before the Lexington Court to have these conspiracy acts corrected, + void those false convictions + have Prose released; which void this judge's + once court removes Audek, + his-Prose-Memorandum Brief goes forward by new street lawyer, his (Nov. 2-5-15) convictions will be overturned + can't be retried; or Audek + S.C. Ct. of Appeals judges will face arrests + disbarments, for allowing him to stay on Appeals; +

6. Proof Deps. Davidson + Briggs + judges Deps. Lockney, Keesley, took bribes, Deps. have not said one word about U.S. Attys. Beth Drake + others forging Fed. Ct. 3:11-646 + 3:16-3731-JFA + 3:17-344-TLW + 1:17-414-NCF-J.E. Peake, orders, nor have they reported it, 16-9-340(2)(a) (2002) comes into play + their oaths of office, all-Attys. + judges swear to report felony acts, + Audek + S.C. Ct. of Appeals are also committing felony acts by No. #5 above ones; on 2015-002340 Appeals +

7. Prose objects, to Deps. Davidson, say Deps. have (absolute immunity for felonies) there's no such laws, Deps. stepped out side + crawled under Solicitors + Judges duties not to join into any conspiracy, crimes + to refrain from such conducts, + by joining Deps. to frame Prose, they willingly gave up their immunities, + have no more than the ones they joined, which is none; see; In Re Kenyon, 559 S.E. 2d 590 (S.C. 2002) Atty. Anderson, in Anderson Cty. S.C. got life for 2

murders, money laundering, wire fraud, & racketeering enterprise & acts & gun without serial numbers & a Mafia member enforcer) &

8. Prose states, Def. Kesley, knew not to order Clerk to unfile Lexington Cty. suits, or he & his law clerk? did it without Clerk's knowledge? & if it wasn't properly filed, "Well why was" Richland 17-CP-40-1181, & Blasty 17-CP-28-131 by Judge A.R. Lee filed, & Fed. Courts 3:17-344-TW P59- filed?, as the depts. Attys. said they are the same; meaning Lexington were properly filed, but Defs. D.V. Myers served (3-20-17), & S. Mayes, & S. Samellas, & T.E. Shealy, served at his office on (3-20-17) pgs 93 & 100 of (7-24-17) but they kept their summonses & destroyed them & Blasty has copies Prose sent her if & unless Beth Brabe & Marshals intercepted them, by law, *Higgins*, 273 F.3d 1220 (9th Cir. 2001) (once in box), they are filed & served, doesn't matter they did those felonies; & Defs Davidson & Briggs have failed on purpose not even said-argued one word for these Defs Myers, Shealy, Lexington, Richland, Kershaw Sheriff's mer-DSS & others of 70-plus defts, but removed parts of depts. names & theirs, see (7-24-17) (pgs 52 to 60) - And are Davidson & Briggs, saying Judge A.R. Lee, J. St. Anderson, J.K. Wooten, & P.G. Hassell, are stupid when they had above filed?, even the forgers filed these suits & 1:17-414-NCF-J.E. Peake; so court knows Davidson took a bribe to file such a argument, & saying Manning doesn't know what he was doing (7-24-17); there would have never been a hearing if suits weren't properly filed-served & attys. would not have been hired. *Prince*, 185 F.3d 33 (S.C. 1893) Defs can't contradict or deny they were served summons 15-9-80 & (15-9-70 Motion-walking Briggs & Davidson-Defts were), & 15-9-100 & F.S. Potts-Def. the one (SFAA) & pay's claims, 15-9-90 shall serve Defs. Attys. & mer Defs.), &

9. Prose objects to Fraud-Perjury-misleading-arguments No VI of Defs (pgs 9-10) saying there are pending suits in Richland & Fed. courts, when conspiracy-felony acts of Defs. had those dismissed & Davidson only put up pieces of Prose's filings, see No. 42, above as proof to trick-fool Judge Manning; See Prose's 176 pgs (7-24-17) of (pgs. 3 to 10), Motion to set aside Defs McGaddin (6-8-17) illegal void order, & also Hassell's (pgs. 30 to 32) to set aside forged orders & of J.K. Wooten (7-21-17) by Beth Brabe; & wonder why Defs. Attys. refuse to turn over (6-8-17) transcript, they had 30 days to get a 20 min. one; McGaddin, did felony acts, or did not follow procedures, & Prose had 10 days to reply to Briggs (6-8-17) uncertificated Motion & did (6-10-17) see (10 to 20 of 176 pgs), & Blasty filed it (7-19-17) & see proof USPS-tracker used (pg. 20 of 176) every def. served; why Davidson, removed from his Motion Memorandum (7-24-17) See; *McMillian*, 88 F.3d 1554, 1570 (11th Cir. 1996) No immunity when state officials knowingly used perjury or false evid. testimony to convict or frame a person viols. their Constal. rights) &

10. & Prose states & objects again to Defs. No. VII, on (pgs. 10 to 11) of (7-24-17) saying Prose failed

to name the agencies & depts. are improperly named; when Prose did both, & Prose points out the agencies office buildings can't commit felony acts, only named depts. can do crimes - Conspiracy acts, that's why all Summones I served Depts. disappeared! See Prose's (6-8-17) Oral Arguments put up in writing (pgs. 52 to 60 of 176 pgs.) (7-24-17) look at Depts. on (pg. 56) all these defaulted, & Briggs got it (6-8-17) & again (7-21-17); 100's of pages & never defended - disputed those felony acts of Depts, nor L.H. Caggiola criminal acts, & Depts. Davidson & Briggs let D. J. Trump, default to, we all know what he'll do once he finds out to these lawyers - imprison them, or hang them, or have them shot or use the (mosquito-bait) heart attack drug on them; once he goes off, & Trump was served (4-12-17 & 158 Exhibits) & these suits are Fed. suits - look at 119 to 147 of (7-24-17), & have to be transferred to Fed. jurisd., by law as raised; & U.S. Atty. Beth Araks - forger were served for all U.S. Gov. depts. to; see Affid. of Services (pgs. 96 to 107 of 176 pgs.), & (pgs. 78 to 82) why Keesley & Lockney Summones were served & (pgs. 74 to 77) no one is defending suits & Keesley names on those for conspiracy - criminal acts, & so why is depts. lawyers lying to court, saying Depts. are improper parties & haven't been served properly? (to cover up they were is reason & that's fraud upon the court & misleading & aiding in felonies, depts. committed; & Davidson & John Jay - Depts. felony acts in 1995 to 98 - forging & putting up forged - false Affid. of Beatty III. Herard mag. of Seneca, S.C. Fed. 9/4 8/93-12/93 & spin off 12/74-21-AJ-WBT-RSCorr. & these facts - crimes were not disputed once Prose served Davidson & Jay & again (6-8-17) of 125 pgs. at hearing now (pgs. 33-160); Roche, 504 S.F.2d 311 (S.C. 1998) (Depts. willingly default & admit facts to & liable 15-13-80) Applies & 16-9-340(2)(a) (2003) also & 15-55-10 to felony by officials - lawyers - judges - state employees. See (pgs. 83 to 89 of 176 pgs. 7-24-17) of felonies being concealed of Lock & A-K raised & depts. plotted to kill of Lock & hold him in kidnap status, see (pgs. 161 to 167 of 176 pgs) Prose's written Arguments for Judge A.R. Lee to handle. 14-cv-40-05372 & 05222 & 03-43284-10-cv-37-1446 - Felony acts & release of Lock moved out by 144 yrs. \$25.00 fine 8183, Davidson & Jay, were involved in concealing 95-98 yrs. forwards, & he was served (7-24-17) by Prose & Close Hasty filed it & Manning has courts copy.

See; Jones, 275 F.3d 648 (7th Cir. 2001) Multiple conspiracies exist & no statute of limitations exists until it's stopped - ends). also; Bailey, 235 F.3d 1069 (8th Cir. 2000) At. Piedmont, 328 U.S. 640 (1946) each member of a conspiracy are held criminally liable for all acts, no matter when they join or how small their parts - acts)).

(Conclusion)

- 11. Prose has sham depts. by their lawyers have committed fraud - conspiracy - felony acts upon the courts, & aided in concealing crimes & frauds upon other Cts. (pgs. 10-20 of 176) & prays Ct. will set aside Depts. Sham - Fraud - Felony - Motion for Dismissal & enter defaults in Prose's favor & grant all reliefs; he's entitled to by (see pgs. 3-9 of 176)
- See; Savage, 30 S.E.2d 70 (S.C. 1944) No consideration is given to party who willingly defaults)

also *Burch*, 81 S.E.2d 898 (S.C. 1954) same - none)).
See; *INA Com. Comm.*, 106 F.3d 1146 (4th Cir. 1997) *Q.t. Testa*, 330 U.S. 386 (1997) State Cts. may not
refuse to enforce Fed. laws similar to theirs nor their own, mandatory, *Q.t. Mississippi*,
456 U.S. 742 (1982) same))))); Prose incorporates all 176 pgs. of 7-24-17 into this Motion-
Mand. reply to support reliefs sought + all Hasty's records also of Prose's. ✓

12. + Prose just rec. J.H. Wooten 6 pg. order of (7-21, 17) Beth Drake forged, + Deps. Davidson
left 4 pgs. out of his 7-24-17 Memorandum, reason (his name is number 66 + all
others) see proof below pages (910) he knew to get Fed. filings + those 133 pages with
122 summonses therein, by S.C. Code § 15-13-230, he was again committing fraud-
upon the courts - to manipulate proceedings for a big buck pay off from Ins. Car-
riers + under the table from Beth Drake + Hor. to make judges Manning + McGaddin
look like a fool if they issue orders in depts. favor as McGaddin-Dep. did (6-8-17);

But now Judge Manning can now seek to expose these Big Officials + bring it
to g. Pascoe - Sol. + State Grand Juries knowledge + get all Deps. removed + arrested,
even SLEO is involved over 6,000 conspirators.

See; *Hunter*, 366 S.E.2d 44, 46 (Cl. App. 1988) we hold fraud which does or attempts to sub-
vert the integrity of the Court itself by an officer of the Ct. so the judicial machinery
cannot perform it's duty; allows setting aside judgments;

See; *Smith*, 459 S.E.2d 1201, 1203, N2 (4th Cir. 1991) Motion to Dismiss not a responsive plead-
ing nor summary judgment.)

See; *Brakaw*, 235 F.3d 1000 (7th Cir. 2000) *Q.t. Waco*, 502 U.S. 9 (1991) judge liable in suit if
they act without jurisd. or join a conspiracy or aid or do crimes);

See; *Sawkins*, 377 S.E.2d 298 (S.C. 1987) + *Berger*, 295 U.S. 78 (1985) the Solicitor has to re-
frain from improper methods calculated to procure a wrongfully conviction, +
he is not at liberty to frame nor use false evidence.);

See; *O'Laughlin*, 498 S.E.2d 689, 692 (Cl. App. 1998) *Q.t. Stump*, 435 U.S. 349 (1978) there are except-
ions to absolute immunity when Solo. or judges commits felonies);

13. And Judges Keeley + Lockney, + S.C. Ct. of Appeals + S.C. Sup. Judges, + Dennis + Reed +
McGaddin, all entered in + aided in Fed. Criminal Conspiracies, see Prose's 176 pgs.
Oral Written Arguments + Clerks files + Blume 3:17-344-TW, Prose served copies to +
deps. were named + Maxwell, 106 F.3d 215 (7th Cir. 1997) Party becomes Dep. not when served,
but once named) Forgers never served Davidson 3:17-344-TW as required), ✓

14. Prose notes each suits above had to be filed in each Lexington, Kershaw, + Richland
Counties where depts. live, + committed their felony-conspiracy acts so they cannot be
dismissed being the same, each depts. get served properly, + 133 pgs. in 3:17-344-TW

(17-CP-23-B1 et al)

Summonses Davidson concealed, I.C. Code 15-13-230 applies & he had to get them as
hired counsels &

Prose seeks speedy hearings & reliefs & judgts. paid

Respectfully Submitted,

August B. Kreis, III, #365998

Dated, July 24, 2017,

Perry Corr. Inst. AU-193A | 430 Oaklawn Road | Pelzer, South Carolina 29669-9363

"Certificate of Services"

15. Prose certifies he served Reps. Citys. USA Davidson @ P.O. Box 8568 Colo, SC 29201 &
Hasty-Chen @ Kershaw Cty. SC. P.O. Box 1707 Camden, SC 29020, on (7-27-17) Copy of
Motion-Mandamus to reply & objections to (7-24-17) Reps. Memorandum to Niemiss,
by Ms. Merchant-Mail Air, & sworn to under penalty of perjury as true by
(18 USC-1621-1622-1623-1746) from above address. of 12 pgs.

Respectfully Submitted,

August B. Kreis, III, #365998

Dated, 7-24, 2017,

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
COLUMBIA DIVISION

August B. Kreis, III,)	
)	
Plaintiff,)	
)	
vs.)	C/A No.: 3:17-cv-0344-TLW
)	
David Ross, <i>Head Sol. over all So. Car.</i>)	
<i>Sols, et.al.,</i>)	ORDER
)	
Defendants.)	
)	

Plaintiff August B. Kreis, III, proceeding *pro se*, filed this action alleging violations of his Constitutional rights pursuant to 42 U.S.C. §§ 1983, 1985(3), and 1988. ECF No. 1. He also seeks damages for various state causes of action. *Id.* This matter now comes before this Court for review of the Report and Recommendation (“the Report”) filed on June 14, 2017, by United States Magistrate Judge Paige J. Gossett, to whom this case was previously assigned pursuant to 28 U.S.C. § 636(b) and Local Civil Rule 73.02(B)(2)(d), (D.S.C.). In the Report, the Magistrate Judge recommends dismissing Plaintiff’s Complaint without prejudice and without issuance and service of process. ECF No. 30. Plaintiff filed Objections to the Report on June 26, 2017. ECF No. 33. This matter is now ripe for disposition.

In conducting its review, the Court applies the following standard:

The magistrate judge makes only a recommendation to the Court, to which any party may file written objections.... The Court is not bound by the recommendation of the magistrate judge but, instead, retains responsibility for the final determination. The Court is required to make a *de novo* determination of those portions of the report or specified findings or recommendation as to which an objection is made. However, the Court is not required to review, under a *de novo* or any other standard, the factual or legal conclusions of the magistrate judge as to

Exhibits,
7-12

20-29

20
29

12
A

94.13
A7
131

those portions of the report and recommendation to which no objections are addressed. While the level of scrutiny entailed by the Court's review of the Report thus depends on whether or not objections have been filed, in either case the Court is free, after review, to accept, reject, or modify any of the magistrate judge's findings or recommendations.

Wallace v. Housing Auth. of the City of Columbia, 791 F. Supp. 137, 138 (D.S.C. 1992) (citations omitted).

In light of the standard set forth in *Wallace*, the Court has reviewed, *de novo*, the Report and the Objections. The Court notes that Plaintiff's objections do not state a factual or legal basis upon which the Court should not accept the Report. Accordingly, the Court **ACCEPTS** the Report, ECF No. 30, and Plaintiff's Objections, ECF No. 33, are hereby **OVERRULED**. For the reasons stated in the Report, Plaintiff's Motion for Preliminary Injunction, ECF No. 16, is **DENIED**, and Plaintiff's Complaint, ECF No. 1, is **DISMISSED** without prejudice and without issuance and service of process.¹ In light of the Court's dismissal of the case, Plaintiff's motions, ECF Nos. 11, 18, 22, 26, are deemed **MOOT**.

IT IS SO ORDERED.

s/Terry L. Wooten
Chief United States District Judge

July 21, 2017
Columbia, South Carolina

¹ As recommended in the Report, the Court declines to exercise supplemental jurisdiction over Plaintiff's state law claims. See ECF Nos. 1, 30.

8-12

27-33

27
38

11
A

UNITED STATES DISTRICT COURT

for the

District of South Carolina

August B. Kreis, III, 504/ADA - Pro Se,

Plaintiff

v.

Civil Action No. 3:17-cv-00344-TLW

David Ross, Head Sol. over all So. Car. Sols.; David Johnson, Sol.- Richland Co.; Van Johnson, Sol.- Kershaw Co.; S. Mayes, Sol. - Assist., Lexington Co.; C. Samellas, A. Sol., Lexington; Head Sol., Lexington; Sheriff Lexington; Leon Lott, Sheriff - Cola.; Sheriff Kershaw; Mark Keel, SLED - Dir.; Dicker Adv. Center, West Cola.; Shannon Dykes, Detective for SLED & U.S. Marshals, Lexington Sheriff Dept.; Brooke Wymer, Social Worker, Dickerson Center; Erica Hrojas, interns; Colleen Corbin, Child Advoc.; Bruke Metz, deputy Richland Co.; Gaile Heath, SLED Agent; Heather M. Smith, L.P.C., Cola; Brandon Hudson, Kershaw Co. Sheriff Dept.; Michael Morris, Kershaw Co. Sheriff Dept.; Traci Bolt, Sergeant Lexington Co. Sheriff Dept.; Steve Knafele, Lt. Kershaw Co. Sheriff Dept.; Alvin S. Glen Center Jail; R.M. Dudek, Appel. Atty.; Robert Bank, Jr., Atty.; Alan B. Burnside, F. Pub. Atty.; J.K. DuBose, Atty. for Kershaw Co.; Beth Drake, Acting US Atty.; Robert F. Daley, A. US Atty.; L. Lynch, US Atty. General; A.J. Morgan, Jr., Assist. Atty. for Kershaw Co.; D.J. Miller & Wilson & Carson; Li H. Gunter, Jr., A.A. Gen.; U.S. Postal Dirs.; U.S. Marshals Dirs.; FBI-CIA-Homeland Dirs.; A.M. Wilson, A. Gen.; B. Stirling, Dir.; S. Lewis, Warden; N.R. Haley, Gov. Ex.; H.D. McMaster, Lt. Gov. & Ex. A. Gen.; B. Obama, Ex president; W.N. Nettles, U.S. Atty.; All Defs. Bad Carriers; All Defs. Personal Insurance Carriers; All Unknown defs., 5000; Franks S. Potts, (SFAA) Atty.; Thomas E. Shealy, Atty.; Mary Eubanks, Victims Advocate, Kershaw Cty. Sheriff's Dept.; Tila Johnson, ALPHA Ctr. Staff; Shallia Belton, Kershaw DSS; Laradine Harrison, Kershaw DSS; Amanda S. Mueller, Esq.-Atty. for DSS; John Adams, (GAL) DSS; Thomas Neal, Esq. - Atty. for (GAL); Cahoon Blakey, Esq.-Pro Se's Atty.; Michael Visel, Kershaw DSS; Deanene P. Thornwell, Esq.- Atty. For Kershaw DSS; William D. Corbett, Mag. Judge Family Ct, Kershaw; I.A. Morris, Judge(14-DR-28-575); Colby Bryan, ALPHA Ctr. Staff; Donald Trump, U.S. President; J. Comey, F.B.I. Dir.; Leslie M. Coggiola, Discip. Counsel & Staff; William H. Davidson, Atty. & Firm; Sheila Farber, Kershaw DSS,

Defendants

9-12 22 78 10
~~28-38~~ 38 A

JUDGMENT IN A CIVIL ACTION

The court has ordered that (check one):

the plaintiff (name) _____ recover from the defendant (name) _____ the amount of _____ dollars (\$___), which includes prejudgment interest at the rate of ___ %, plus postjudgment interest at the rate of ___ %, along with costs.

The plaintiff, August B. Kreis, III, 504/ADA - Pro Se, shall take nothing of the defendants, David Ross, Head Sol. over all So. Car. Sols.; David Johnson, Sol.- Richland Co.; Van Johnson, Sol.- Kershaw Co.; S. Mayes, Sol. - Assist., Lexington Co.; C. Samellas, A. Sol., Lexington; Head Sol., Lexington; Sheriff Lexington; Leon Lott, Sheriff - Cola.; Sheriff Kershaw; Mark Keel, SLED - Dir.; Dicker Advo. Center, West Cola.; Shannon Dykes, Detective for SLED & U.S. Marshals, Lexington Sheriff Dept.; Brooke Wymer, Social Worker, Dickerson Center; Erica Hrojas, interns; Colleen Corbin, Child Advoc.; Bruke Metz, deputy Richland Co.; Gaile Heath, SLED Agent; Heather M. Smith, L.P.C., Cola; Brandon Hudson, Kershaw Co. Sheriff Dept.; Michael Morris, Kershaw Co. Sheriff Dept.; Traci Bolt, Sergeant Lexington Co. Sheriff Dept.; Steve Knafele, Lt. Kershaw Co. Sheriff Dept.; Alvin S. Glen Center Jail; R.M. Dudek, Appel. Atty.; Robert Bank, Jr., Atty.; Alan B. Burnside, F. Pub. Atty.; J.K. DuBose, Atty. for Kershaw Co.; Beth Drake, Acting US Atty.; Robert F. Daley, A. US Atty.; L. Lynch, US Atty. General; A.J. Morgan, Jr., Assist. Atty. for Kershaw Co.; D.J. Miller & Wilson & Carson; Li H. Gunter, Jr., A.A. Gen.; U.S. Postal Dirs.; U.S. Marshals Dirs.; FBI-CIA-Homeland Dirs; A.M. Wilson, A. Gen.; B. Stirling, Dir.; S. Lewis, Warden; N.R. Haley, Gov. Ex.; H.D. McMaster, Lt. Gov. & Ex. A. Gen.; B. Obama, Ex president; W.N. Nettles, U.S. Atty.; All Defs. Bad Carriers; All Defs. Personal Insurance Carriers; All Unknown defs., 5000; Franks S. Potts, (SFAA) Atty.; Thomas E. Shealy, Atty.; Mary Eubanks, Victims Advocate, Kershaw Cty. Sheriff's Dept.; Tila Johnson, ALPHA Ctr. Staff; Shallia Belton, Kershaw DSS; Laradine Harrison, Kershaw DSS; Amanda S. Mueller, Esq.-Atty. for DSS; John Adams,(GAL) DSS; Thomas Neal, Esq. - Atty. for (GAL); Cahoon Blakey, Esq.-Pro Se's Atty.; Michael Visel, Kershaw DSS; Deanene P. Thornwell, Esq.- Atty. For Kershaw DSS; William D. Corbett, Mag. Judge Family Ct, Kershaw; I.A. Morris, Judge(14-DR-28-575); Colby Bryan, ALPHA Ctr. Staff; Donald Trump, U.S. President; J. Comey, F.B.I. Dir.; Leslie M. Coggiola, Discip. Counsel & Staff; William H. Davidson, Atty. & Firm; Sheila Farber, Kershaw DSS, and this action is dismissed without prejudice.

This action was (check one):

tried by a jury, the Honorable _____ presiding, and the jury has rendered a verdict.

tried by the Honorable _____ presiding, without a jury and the above decision was reached.

decided by the Honorable Terry L. Wooten, Chief United States District Judge, presiding, adopting the Report and Recommendation of the Honorable Paige J. Gossett, United States Magistrate Judge, which recommended dismissing the action without prejudice.

Date: July 21, 2017

ROBIN L. BLUME, CLERK OF COURT

s/B. Goodman

Signature of Clerk or Deputy Clerk

10-12

23-28

23
23

13
A

5/16
A10 131

MIME-Version:1.0 From:SCDEFilingstat@scd.uscourts.gov To:scd_ecf_nef@localhost.localdomain
Bcc: Message-Id:<7955930@scd.uscourts.gov>Subject:Activity in Case 3:17-cv-00344-TLW Kreis v.
Ross et al Judgment Content-Type: text/html

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

**U.S. District Court
District of South Carolina**

Notice of Electronic Filing

The following transaction was entered on 7/21/2017 at 12:18 PM EDT and filed on 7/21/2017

Case Name: Kreis v. Ross et al
Case Number: 3:17-cv-00344-TLW
Filer:
WARNING: CASE CLOSED on 07/21/2017
Document Number: 37

Docket Text:

JUDGMENT dismissing the action without prejudice. (bgoo)

**3:17-cv-00344-TLW Notice has been electronically mailed to:
3:17-cv-00344-TLW Notice will not be electronically mailed to:**

August B. Kreis, III
365998
Perry Correctional Institution
430 Oaklawn Road
Pelzer, SC 29669

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1091130295 [Date=7/21/2017] [FileNumber=7955928-0
] [5697f725ff235fe00e1449f6749b94a9d70c271c171e32735d87daa0941751d582d
e79472e56d23f5382226baf73667fea5b95e553bb0bce5f1a04d11189d7b0]]

11-12

24-38

24
38

14
A

MIME-Version: 1.0 From: SCDEFilingstat@scd.uscourts.gov To: scd_ecf_nef@localhost.localdomain
Bcc: Message-Id: <7955778@scd.uscourts.gov> Subject: Activity in Case 3:17-cv-00344-TLW Kreis v.
Ross et al Order Ruling on Report and Recommendation Content-Type: text/html

5921
131
All

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.
*****NOTE TO PUBLIC ACCESS USERS*** There is no charge for viewing opinions.**

U.S. District Court

District of South Carolina

Notice of Electronic Filing

The following transaction was entered on 7/21/2017 at 11:32 AM EDT and filed on 7/21/2017

Case Name: Kreis v. Ross et al
Case Number: 3:17-cv-00344-TLW
Filer:
Document Number: 36

Docket Text:

ORDER accepting the [30] Report and Recommendation, overruling Plaintiff's [33] Objections, denying Plaintiff's [16] Motion for a Preliminary Injunction, dismissing Plaintiff's action without prejudice and without issuance and service of process, and deeming Plaintiff's remaining motions [11], [18], [22], and [26] moot. Signed by Chief Judge Terry L. Wooten on 7/21/2017. (bgoo)

3:17-cv-00344-TLW Notice has been electronically mailed to:
3:17-cv-00344-TLW Notice will not be electronically mailed to:
August B. Kreis, III
365998
Perry Correctional Institution
430 Oaklawn Road
Pelzer, SC 29669

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1091130295 [Date=7/21/2017] [FileNumber=7955776-0] [139167c91a460933bbe45e4a39ff1adac906994368d0bf27ede1363b7474dba85495db0aeb22332358f5468301e6f42e1aa3f50b41e89f2a5693a282f6709ea3]].

12-12

25-33

25
33

15
A

State of South Carolina Counties of Kershaw & Richland, et al.

August B. Kreis, III, 365998) A/Ko. 17-CP-28-131 & 17-CP-40-1181, et al. &
 Prose 504/ADA-double amputee) 3:19-344-TW & 3:11-646 & 3:16-3731-JFA forged.
 -VS-) A Suppl-Amend. to all cases Motion-Mend. to get Richland County
 Dan Johnson, et al. 5,000) Grand jury docket true bill for (from Jan. 1, 14 to Nov. 2-5, 2015),
 Conspirators-Aiders) minutes; by F.R.C. Proc. 5, 8, 36, 37 & 26(b)(i).
 Defendants:)

1. Prose ^{504/ADA} demands by "Clerk J.W. McBride" to turn over the Grand Jury minutes on true billing indictment from (Jan. 1, 14 to Nov. 2-5, 2015), to prove Prose was indicted before (Nov. 2-5, 15) Lexington trial, at no cost to Prose, because Dep. U.H. Davidson, is trying to say Prose A-K was indicted in Richland, when Clerk McBride (Jan. 13, 17) said he wasn't, that's pg. 134 of 176-Prose's written Argument (7-24-17), &

2. For McBride to send right away to Prose or have whomever has them, to send them, & for Clerk J. Hasty to FAX this to her, because she refuses to reply to any filings nor letters, Fed. Rules 5, 8, 34, 37, & 26(b)(i) F.R.C. Proc.; Brady, 378 U.S. 83 (1963) who has to turnover discovery.

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

Dated: July 24, 2017,

"Certificate of Services"

3. Prose certifies he served dep. U.H. Davidson, @ P.O. Box 8568 Colo, SC 29201 & Hasty-Clerk to FAX J.W. McBride a copy to ensure she can't refuse, one page of Motion to get Grand Jury minutes, & sworn to under penalty of perjury as true by Mr. Merchant-Mail Air (18 USC-1621-1622-1623-1746) on 7-26-17 from address above.

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

Dated: July 24, 2017,

Dear Clerk Hasty; 7-24-17

17-CP-28-131 & 17-CP-40-1181, et al
 1. Please FAX this to Clerk McBride, & send me a copy filed, so she will have to act & send these ind. Grand Jury minutes on true bill Indicta., thanks.

Respectfully,
 August B. Kreis, III, 365998

The Supreme Court of South Carolina, Columbia, S.C.
Anderson Divisions

August B. Kren, III, 365998

Prose, 504/ADA Double Amputee

-VS-

L.C. Manning - Judge Def. of
6,011 conspirators - leaders - kidnapers

) 9A No:

) 9A No: 17-CP-40-1181-McBrides Ct., 17-CP-28-131-

) Hasty's Ct., 3:17-344-T.L.W.-P.J.G.-Blume Ct., et al.

) Prose seeks a Declaratory Remedial Writ of Man-
damus to remove Def. Judge L.C. Manning ill-
legal order of (9-2-17) or any other he tried to
issue in these cases by S.C. Code 15-57-120 & 57.

Defendants:

1.) Prose seeks a Declaratory-Remedial Emergency Mandamus to remove Def. Judge
L.C. Manning (9-2-17) rec. the 20th, illegal order & any other he may issue & (7-24-17) &
(17) two in 17-131 & 17-1181 cases, he's a Def. conspirator therein, & ones raised
therein to of J-Rock 171519, -in 14-CP-40-05372 & 03-4328 he was involved in same
conspiracy acts with Defs. & took bribes;

2.) Prose filed (6-8-17) 125 pgs. with Recusal Motion therein 17-CP-40-1181 suits, & Def. Judge
G.M. McFaddin got rid of as he was ordered to (6-8-17), & served Briggs of Davidson
Firm, & (7-24-17) served Davidson & Manning 17-CP-28-131 of 176 pgs. with his Recusal
therein & Manning refused to recuse self &

3.) Then K. McMahon - Def. - conspirator since (7-21-08 & 9-2-08) was ordered to block
again 17-CP-40-1181 - on Sol. & 6,011 conspirators - aiders Defs. & Prose filed another 18 pgs.
recusal (9-6-17) & Def. Manning came right back on (9-12-17) & got rid of it as McFaddin
did (6-8-17) as ordered to protect Defs. & selves from arrest & stop Prose from collecting
his defaulted suits judge's 575 millions, which Defs. hired Defs. W.H. Davidson & Briggs &
Firm, & allowed them to file pieces of Motions & Sham-Grand-Jury - ones to dismiss &
granted them right off by bribes paid out by them & insurance carriers &

4. Prose now seeks a Remedial Emergency Mandamus from Court, an order to void
Def. Manning's & McFaddin's (6-8-17 & 7-24 & 9-2-17) & any order yet to come from Def. Judges
listed in Recusal - pgs. & order these cases reopened & vacate Sham illegal orders (6),
& appoint Judges G.R. Lee or J.F. Kinard or E.W. Miller to handle these defaulted ca-
ses & order Impeach - Disbarment proceedings & invests, & for Clerks to notify Sheriff
Shad McBride of Anderson Cty., to do invests. & to see Prose & J-Rock to go over felony
acts & crimes being done toward Prose's.

See; Raby, 594 S.F. 2d 478 (S.C. 2004) Courts have inherent power to set aside Judge's.

(9-26-17 AK)

gotten by fraud or conspiracy or bribed or Def. judge or sham order replies at any time.

See; Evans, 529 S.E. 2d 44 (S.C. App 1978) (Fraud by officers or judge of Court allows setting aside judgments at any time thereafter to restore integrity of Ct. proceedings);

See; Knox, 530 S.E. 2d 887 (S.C. 2000) if Ct. lack jurisd. judgment is void & sub. matter may be raised at any time to restore integrity of courts);

See; Quick, 257 F. Supp. 252 (D.S.C. 1966) declaratory reliefs granted to stop constal. or illegal acts - harms & doesn't matter if there are other remedies available by 15-57-130 & 57 & Fed. Rule 65);

See; Liteky, 510 U.S. 540 (1994) 455(b)(5)(i) it's mandatory judge who's Def., or bias, or prejudice, has interest cases, or join into Defs. parties felonies to recuse & then transfer to neutral judge & jurisd.);

See; Zabelle, 243 F. Supp. 2d 508 (D.S.C. 2001) A conspiracy exists once 2 or more join or agree with intent to do an unlawful act or do one that's lawful by unlawful means, to injure-harm a person, is proof of civil-criminal conspiracy);

See; Weasley, 609 S.E. 2d 286 (S.C. 2006) transfer of venue must be granted to ensure justice will be served 157-100 & 110 allows it);

"Conclusion"

5.) Court should grant reliefs & void Mannings' & McJeddin's orders & any yet to be done by them & appoint Judges A.R. Lee & J.F. Kinard or E.W. Miller to handle defaulted suits & order cases reopened & waive any fees & apply them to Defs. & judges for their misconducts & felonies acts & have Shad McBride - Sheriff of Anderson to see Prose's speedy & process speedy to cure harms, by Prose is indigent & 504/ADA & costs were waived - grant in above cases.

Respectfully Submitted,

August B. Kreis, III,

#365998

Dated, Sept 26, 2017.

"Certificate of Services"

(9-26-17)

6.) Prose certifies he served Defs. & Defs. Davidson & Priggs, Firm @ P.O. Box 8568 Colo, S.C. 29201, where A.M. Wilson, Hunter, R.M. Sudek & S.C.D.C. All Defs. hired on (9-27-17 of 7 pgs.) one copy of Mandamus to set-aside Mannings & McJeddin's 6 others, by Ms. Merchand-H-Div. by U.S. Mail from below address & sworn to under penalty of perjury as true by (18 USC 1621-1622-1623-1746).

Respectfully Submitted

August B. Kreis, III,

#365998

Dear Clerk Shearson & Davidson Atty., et al,

Please file & place before the Ct. for speedy action my Mandamus of 7 pgs. to get Mannings' & McJeddin's (6) orders set-aside, thanks.

Respectfully, August B. Kreis, III, 365998

2017
9-20-17
541.5
1181

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

FORM 4

JUDGMENT IN A CIVIL CASE

August B Kreis #365998 III

CASE NUMBER: 2017CP4001181

Dan Johnson

David Johnson

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: _____

Attorney for : Plaintiff Defendant or 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.
- 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 _____

JEANETTE W. BRIDE
2017 SEP 12 PM 12:00
RICHLAND COUNTY
FILED

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:

Denied

ORDER INFORMATION

This order ends does not end the case. Additional Information for the Clerk : _____

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
		\$
		\$
		\$

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

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 computed 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.

Circuit Court Judge _____

Judge Code 2759

Date _____

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of Sept, 2017 and a copy mailed first class or placed in the appropriate attorney's box on this 12 day of Sept, 2017 to attorneys of record or to parties (when appearing pro se) as follows:

August B Kreis #365998 III

William H. Davidson II

August B Kreis #365998 III

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Court Reporter _____

Clerk of Court Jeanette W. Bride

SCRPC Form 4C (10/2011)

Exhibits

37-38

34
33

The State of South Carolina Judicial Misconduct over Judges Judicial Ethics Complaints (9-26-18) (17-CP-28-131 1657)

to Judicial Conduct over judges - C. Simmons or one there now?

1.) ProSe August B. Kreis, III, 365998, double amputee, files Judicial Complaints upon L.C. Manning Def. Conspirator Judge for conspiracy-felony-acts on his own law suits & crimes he committed since (7-24-17 + 9-12-17th Oct Nov & Dec 2003) upon J. Hasty-Clerk 9A17-CP-28-131 & J. W. McBride 9A17-CP-40-1181, & for ethics violations & cover up felonies of Deps. on his to stop arrests & removal, & he did knowingly & willingly enter back into his & dep's conspiracies, to conceal ProSe's raised issues on dep's Dan & David Johnson - Sol. of now 6,011 conspirators, which (he was one of these), & refused (7-24-17) to recuse himself once ProSe served him 176 pgs (ProSe Oral Argument put up in writing) at Kershaw Cty hearing, & Davidson a copy, & he read the Motion to Recuse (7-24-17) still issued illegal orders to protect himself & dep's, on (7-24, 17th & 8-14 2017) two;

2.) Then Def. judge K. McMahon conspirator set hearing on 17-1181 cases & ProSe served 18 pgs on him & Davidson & McBride, to recuse himself on (9-6-17), & he Manning reentered that case & dismissed it of himself, & Dan & David Johnson & R. M. Sudek & A. H. Wilson, Briggs, Hunter, et al. on (9-12-17) by judge sheet & voided the (9-21-17) & he Mr McMahon allowed Judges A. H. Lee, or J. E. Kinard, or E. W. Miller, to handle these related Kershaw & Richland & Lexington suits served in counties where felonies took place as required by law I do all 3-suits were one & the same & 3:17-344-TLW-RFB Forged by Beth Drake-U.S. Atty, on 7:17-413 & 414-J.E. Peake Nov. Car. cases to transfer, which dep's, W.H. Davidson & A.H. Wilson & R.M. Sudek & judges J.H. McFadden, & J.A. Teal, & McMahon, got Manning to do these criminal acts again as he did on 03-CP-40-4328 (Nov & Dec 2003) for dep's, he took bribes & protected his races main reason in J. Roc's cases.

3.) Manning has violated his oath of office & 455(b)(5)(i) & 15-55-10 & 16-17-100 & 410 & 16-9-340(2)(a) (2003) & 16-3-910 & Deps. therein joined in his & judges & Davidson & Briggs & R.M. Sudek & Wilson & Hunter - A-Hems & Sol. Dep. felonies.

See: *Hunt*, 681 F.2d 246 (4th Cir. 1982) 18-USC-1341 it's a felony to send false orders or documents by mail or by a conspiracy act to harm someone & cover up felonies or deprive someone of their monies;

See: *Labelle*, 243 F. Supp 2d 508 (D.S.C. 2001) Conspiracy exists when 2 or more join & agree with intent to do unlawful act or do one that's lawful by unlawful means, to injure a person & is proof of civil or criminal conspiracy.

See: *Litkey*, 510 U.S. 540 (1994) Mandatory-mandated judge recuse if bias, Dep. Rac-

ists, join into a felony or conspiracy even if it appears there might be bias or a conflict & S.C. Code 144 rules of Judicial Conduct Appellate Court Rules, Re-
 ceused when prejudice or has interest in case related to parties);
 4) Prose notices L.M. Coggiola - judicial is defr, & needs to transfer to neutral
 Judge to handle not involved, would be judges Simmons, & A. P. Lee & G. E.
 Kinard, & C. W. Miller, that are not involved in Aff. # 107 Judges cover-ups;
 See felony acts of H.B. Richardson & Coggiola on No# 13-DE-L-1767 hid others in these
 numbers Coggiola & G. Richardson & 16-DE-J-0252 & 0253 & 17-DE-L-0273 to 0282 (ten)
 & 17-DE-L-0241 to 0251 (Eleven) got rid of, & G. H. Toal ordered Shearouse to destroy
 78 pgs. (8-24-04) off herself & judges & Sol. & magistrates, & Richardson did the same
 with 72 pgs. copy (11-2-6-04) which Clerk Rietch S.C. Ct. of Appeals had stamped
 filed, & Toal & Shearouse & Coggiola & his staff destroyed over 200 Complaints,
 that SLED agent Michael Anderson said (12-9-05) was a felony, but these defr.
 & H. Sanford & B.N. McMaster & others threatened to fire him & have him arrested
 IF he investigated these crimes & Prose's J-Rock 171519 Kidnap status & ones
 A. Kreis raises to, in his suit Argument 21 attached to Recusal (6-8-17) of 276 pgs.
 of 125 pgs, & (7-24-17) of pgs of 176 pages in 17-CP-40-1181 & 17-CP-28-131 & 6-17-344
 TLW-PJG, cases &

5) Prose seeks Full Impeachment & Investigations & Removal of Defr. & Manning
 & arrests & for S.C. State Grand jury & Sol. Pearce to be notified & Shael McBride
 Anderson Cty. Sheriff to come see Prose & J-Rock to go over these felonies & ones
 we have in above cases & 10-CP-37-1446 & 17-CP-40-05372 & 05222 & 03-4328 that
 Defr. & Manning are involved in blocking to cover up felonies & these felonies-
 conspiracy acts are facts are sworn to under penalty of perjury as true &
 happening daily by (18 USC-1621-1622-1623-1746) on Sep. 27, 2017, & served upon
 all Defr. to ensure others have knowledge & for warrants & funds later, &
 transfer judges above to do investigations, & order McBride-Sheriff to do it!

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

Dated: Sept 26, 2017,

Perry Corr. Inst. A11-193A / 430 Oaklawn Rd. / Pelya, South Carolina 29669-9363

August B. Kreis, III, # 365998

Harry Carr. Smt. AU-193A

430 Oaklawn Road

Pelzer, South Carolina 29669-9363

RECEIVED

OCT 18 2017

88 Court of Appeals

J. A. Kitchings - Clerk
The South Carolina Court of Appeals
P.O. Box 11629
Columbia, South Carolina 29211

RECEIVED

OCT 11 2017

P.C.I. MAILROOM