

RECEIVED

OCT 20 2017

S.C. SUPREME COURT

TO: Daniel E Shearhouse  
11330 Po Box  
Columbia SC 29211

RE: Antony Brooks v. State of South Carolina Case# 2015-001610

Dear Mr. Shearhouse,

Enclosed is a copy of petitioner's amended appeal from the PCJ court denial of 59 E motion to alter or amend. Please have this document filed and sent to defendant as SCJC will not make any copies to serve process. Petitioner recently filed a motion to relieve counsel. Petitioner requests this appeal be filed so he wouldn't default claims for appellate review by appellate counsel Robert M. Pochalk not filing or corresponding with petitioner to file this brief. Petitioner requests in the interest of justice that his brief be filed.

I swear under penalty and perjury this 15th day of October 2017

SL Antony Brooks  
Antony Brooks 313200  
PCJ  
430 Oaklaw Rd  
Peter SC 29069

October 15th 2017.

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TABLE OF AUTHORITIES

CASES

Alice v. state 409 S.E.2d [REDACTED] Supra

links v. webush 370 US 626 (1962)

mcklesky v zant 499 US 497, 466 (1991)

s.c. code of laws § 17-27-70(c)(2003)

s.c. code of laws § 9 E motion to alter or amend judgment

s.c. code rules crp 71.1 (d)

Id at 503

## ISSUE PRESENTED

1. Petitioner case should not have been dismissed with prejudice for failing to prosecute when petitioner moved for summary judgment and the PCR court dismissed petitioners' case with prejudice for failing to prosecute when petitioner did prosecute the case and was denied procedural due process to prosecute the case
2. Petitioner shall be granted a new PCR hearing to hear the issues in his 50 argument brief in which he filed as a motion to alter or amend judgment timely that the PCR court never returned or ruled on
3. PCR court erred in not granting petitioner new counsel when counsel represented a conflict of interest

## STATEMENT

Petitioner is illegally detained of Assault and Battery of a high and aggravated nature (ABHAM) and aiding escape from custody after a jury trial held before [REDACTED] Histi Lee Hamington on January 12<sup>th</sup>, 2009 in Berkeley county at a de facto court and held in a state penitentiary in South Carolina for consecutive illegal sentences of 10 years and (2) years were imposed. J. Mitchell Lanier, Esq defense counsel, Allen Mastantuno, Esq and Jim Courtral Esq were the solicitors.

Petitioner appealed his illegal convictions and that were affirmed by the court of Appeals on December 31<sup>st</sup> 2010, State v. Brooks of No. 200-UP-570 (APP-182081209

Petitioner filed an application for post-conviction relief on August 4, 2016 (APP 2016-1207). Respondent filed a return dated December 9, 2011. APP. 1208-1212. A hearing was held August 18<sup>th</sup> 2013 before Roger Young, November 20<sup>th</sup> 2013 before Stephanie P. McDonald, ~~September~~ 5<sup>th</sup> 2014 before Thomas G. Casper, April 22<sup>nd</sup> 2015 before W. Jeffery Young. At the April 22<sup>nd</sup>, 2015 hearing before W. Jeffery Young, petitioner was present and represented by Lance S. Boster, Esq and respondent Joshua Thomas, Assistant Attorney General (APP 1213 11, 2017, on May 1, 2015 Judge Young issued an order dismissing petitioner's application with prejudice for his failure to prosecute, APP 1288 - 1296.)

Petitioner filed a post trial S9 E motion of scire fac on May 14<sup>th</sup> 2015 to alter or amend the May 1<sup>st</sup> 2015 order of dismissal, on J. Petitioner counsel Robert M. Pachak petition for writ of certiorari on December 10, 2015. Respondent filed a return dated February 16, 2016, on January 26, 2017 respondent filed a return to S9 E motion of plaintiff filed May 14<sup>th</sup> 2015 in the Berkeley county court of common pleas. PCR court dismissed the S9 E motion to alter or amend judgment on April 13<sup>th</sup> 2017. Petitioner filed a appeal on June 2<sup>nd</sup> 2015 [REDACTED] and appeal of S9 E motion on September 8<sup>th</sup> 2017. This brief of petitioner follows.

## ARGUMENT

Petitioner case should not have been dismissed with prejudice for failing to prosecute when petitioner moved for summary judgment and the PCR court dismissed Petitioner's case with prejudice for failure to prosecute when petitioner did prosecute the case and was denied procedural due process to prosecute the case

On April 22nd 2015 at the 4th hearing on the matter of Petitioner's case, Petitioner was brought before William Jeffrey Young the 4th Judge to hear Petitioner's initial and amended applications for post conviction relief. Petitioner moved to relieve counsel and have another counsel appointed due to a conflict of interest of Lance S. Boozer working for the South Carolina Attorney General's office before representing the Petitioner "see motion to relieve counsel filed in April of 2015 in the Berkeley county court of common pleas and counsel not placing the plaintiff on notice of the hearing and failing to call witnesses, Archie Darby, Ann Woods, James Warren Taylor, James E. Courtney solicitor, Kristi Lea Harrington Judge Anderson Shannon, Robert Olic and Micha Greene to court upon subpoena, and petitioner's motion to alter or amend judgment filed May 14th 2015 and petitioner's objection to proposed order in the guise of motion to relieve counsel at lines 8-9 and pages 5-6 filed on May 8th 2015 with the Berkeley county court of common pleas. The PCR court denied petitioner's motion to alter or amend the judgment on February 13th 2017. Petitioner grounds  were not addressed in the order of dismissal, Petitioner objected to the validity of the transcript on 4-28-2015 and requested that the tapes not be destroyed and submitted to the appellate courts however, defendant's or the court reporter at  appellate counsel Robert M. Pachak has produced the tapes and before the appellate court we have an inaccurate transcript and incomplete record. At the hearing on April 22nd 2015, the court denied petitioner's motion to relieve counsel and made petitioner represent himself without counsel see transcript pg 12 lines 19-25. The court: Mr. Boozer, here's what I'm going to do. This is the only rational way to handle this. This gentleman wants to represent himself. He has the absolute right to represent himself. He wants you to represent some fictitious entity

which I'm not going -- as an officer of the court I'm not going to make you do. So what I'm going to do at this point in time since he does not want you, you have no further responsibility in this case. You may get your pleadings and stuff and you may leave the court room and go back to your office. He as his own person may begin this trial in five minutes. Thank you. I'll give him a minute to get his stuff together pg 13 line 1-6 of PCR transcript.

[where upon, court takes a brief recess]

See Petitioner's [redacted] objection to proposed order in the guise of motion to relieve counsel filed May 8th 2015, pg 4 paragraph (16) when Antony Brooks entered the court room after given 5 minutes to prepare and present his case. Antony Brooks moved for summary judgment on the pleadings and the court stated you may take the stand or call your first witness. See pg 4 [redacted] paragraph 17 Judge Young did not recognize applicant to call his first witness in sequence as the proposed order alleged, see pg 4 paragraph 18. Applicant never refused to call any of his witnesses as the proposed order alleged, see paragraph 19. The court voided procedure and never ruled on Antony Brooks' summary judgment, see paragraph 20 after the court "suggested that petitioner call his first witness Antony Brooks allege name of my witnesses are here, paragraph 21. Judge W. Jeffery Young allege that is your problem, see paragraph 22. Antony Brooks then filed a motion to relieve the shackles so he could present his case and Judge Jeffery Young stated I don't have to do that, see paragraph 23. Antony Brooks then stated your honor I like to move for summary judgment on the pleadings, Judge Young stated this case is dismissed see paragraph 24. Antony Brooks witnesses Aisha Greene and Shawn-Tara Brooks was removed from the court room [redacted] by Lance S. Barber when Judge Young gave Antony Brooks 5 minutes to prepare for the case and Antony Brooks did not know that where removed, see petitioner May 14th 2015 filed motion to alter or amend at pg 13 lines 1-15. Also I did not refuse to take the stand as I was speaking to Judge Young on the basis of summary judgment while trying to go through my paper work to give my opening statement if needed be if he denied my motion for summary judgment

and motion for continuance to subpoena my witnesses to prepare for court, However, Judge Young did not give me the opportunity to give a opening statement he merely voided through procedure and suggested that I take the stand or call my first witness, I had three legal boxes in the court and I needed the shackles removed so I could present my case in chief by rebriefing my documents to be submitted into evidence, Judge Young seen my legal box and I pointed to it so I could [redacted] present my case and he said I don't have to do that, I "retreated" back to the summary judgment motion and he denied the case, Judge Young gave me 5 minutes to get myself together but I still was shackled and prevented from going into my legal [redacted] work and my legal documents were still in the court room and the officers wouldn't remove the shackles or allow me to review my legal work.

Attach for the record is a letter I sent to Attorney General Ashley Rattanna Wilson requesting James Warren Taylor x-rays or ct scans certified mail as a prima facie that none exist and prosecutors [redacted] Jackie Allen mastantuno produced perjured testimony that James Warren Taylor had a orbital fracture knowing he didn't as this exhibit was to be submitted on summary judgment for prosecutorial misconduct see exhibit A, Also attach is the false subpoena Pamela Jeanne Polzin sent me obstructing justice alleging she sent the subpoena and retrieve the ct scans on a film and that no one would review the films, However, see pg 14 the subpoena's where sent to the wrong hospital as James Warren Taylor was treated at Trident medical center in moncks corner sc 29461 and this subpoena was allegedly sent to Trident hospital of Charleston sc, As Mrs Pamela Jeanne Polzin never had any ct scans as I asked her to produce them and her the attorney General Ashley Rattanna Wilson or the Berkeley county solicitors office has yet to produce the allege x-rays and ct scans of James Warren Taylor, see subpoena exhibit "B"

See pg 14 of Plaintiff's motion to alter or amend judgment filed may 14th 2015, The proposed order issue is failure to call a witness, in this instance the applicant was surprised and did not know where his witnesses went and the court dismissed the action denying applicant a procedural right to one fair bite at the apple, In rice v. state. The court explained that every applicant is entitled to a full adjudication

on the merits of the P.C.R. Application - or one bite at the apple - which includes the right to appeal the denial of a PCR application and the right to assistance of counsel in that appeal. Applicant was denied the right to call his witnesses as he was surprised of their removal as witness Aisha Greene who applicant stated in his motion to relieve counsel lance S. Booser was removed from the court and not called back without applicant control. As Governmental interference prevented the applicant from calling his witnesses, see *McKlesky v. Zant*, 499 U.S. 416 (1991) and the dismissal denied applicant a full hearing on the adjudication of the merits. Furthermore, the proposed order cites *Links vs. Wabash Railroad Co.* 370 U.S. 426 (1962) as its leading case as this pertains to counsel failing to appear at a pre-trial hearing and counsel not giving any sufficient reason for not appearing at said pre trial.

In this instance applicant stated your honor name of my witnesses are here, and the court allege that is your problem, moreover applicant was surprised and did not know where any of his witnesses went, as that where initially in court, as counsel lance S. Booser could attest that that where removed and upon the witnesses removal no one apprised them to be in court, accordingly, these events where beyond the applicants control, id at 503, as the officers of the court alleged the witnesses left, but once applicant went back at lee correctional power of attorney Aisha Greene advised she was removed from the court by court officers and while awaiting lance S. Booser was explaining to the witnesses that I was representing myself and when that went to go back into the court that where told that the case was over or this happened in 5 to 8 minutes tops.

unlike *links vs wabash*, applicant has sufficient ground. what he could not call his witnesses and request a new hearing and the dismissal of the action altered or amended as provided by rule 59 E scree, Petitioner submits that either party may move for summary judgment on the PCR application at any time. The PCR court may grant such a motion when it appears from the pleadings, depositions and admissions and agreements that there is no genuine issue of material fact and the

moving party is entitled to judgment as a matter of law, S.C. Code Ann. § 17-27-70(c) (2003) See amendment to PCR application 10. State concisely

The grounds on which you base your allegation that you are being held in custody unlawfully:

(A) Prosecutorial misconduct on behalf of the solicitors office by way of perjury and obstruction of justice.

(B) Applicant "never was indicted."

In addition to his amendment above, applicant indicated he wishes to strike from his prior application language indicating he was indicted as well as any indictment numbers and indictment dates.

Petitioner submits that exhibit A and B of his 59 E motion to alter or amend the judgment on prosecutorial misconduct and the state alleging petitioner broke the alleged victims eye causing a orbital fracture and petitioner not being indicted for any of the charges of arson or aiding escape would have showed and proved that petitioner the moving party on summary judgment was entitled to judgment as a matter of law, as the state hasn't produced any CT scans or x-rays showing that James Warren Taylor suffered a orbital fracture thus submitting perjury to the jury and has not produced any Grand Jury impanelment documents showing that petitioner was indicted.

Have the court entertained the basis of petitioner summary judgment motion, there's a reasonable doubt that summary judgment would have been granted, those violations violated procedural due process provided by the United States constitution 14th amendment and South Carolina State law article 1 section 3 of South Carolina constitution and thus petitioner case shall be vacated and petitioner released from prison.

### Argument

Petitioner case should not have been dismissed with prejudice for failure to prosecute for failing to call a witness when governmental intrusions prevented plaintiff from calling any witnesses

see PCR Transcript PG 9 lines 9-15, Just because you come into court and get a new attorney every time you ask for [redacted] one doesn't mean the case doesn't go forward, so here's what we're going to do, we're either going to go forward with Mr. Boozer or you can represent --- the court alleges the above. see TRP 9 of PCR. lines 6-7, --- [redacted] Mr. Boozer: --- I don't have a problem

going forward. see TYP 9 lines 9-14. Mr. Brooks: I do not have a problem with that at all. I would like to amend my application due to the fact that I will be impeded by arbitrary governmental intrusions and I would like to amend my application to present to present substantial claims that I have today to going forward --

The court: --- well, you can do that after today but we're going to go forward today. Are you ready to call your first witness?

See [redacted] Petitioner's motion to alter or amend the judgment filed May 14, 2015. Petitioner states that PCR counsel Lance S. Bozler removed his witness Aisha Greene and Ms. Brooks from the court room and he was surprised where they went as that where initially in court. see TYP 13 of PCR transcript lines 3-6. He was his own person may begin this trial in five minutes. Thank you, I'll give him a minute to get his stuff together. see PCR TYP 13 lines lines 7 [whereupon, court takes a brief recess]

THE COURT: All right. Mr. Brooks are you ready to proceed?

See TYP 13 lines 10-13 of PCR. Mr. Brooks, your honor, I'm trying to figure out where all my family members are ---

The court: -- do you want to call your first witness? Mr. Brooks: All my witnesses are not here. Your Honor, the court: well, that's your problem. Do you want to call a witness. Eventually the PCR court dismissed the action for failure to prosecute. See PCR TYP 14, line 1-12, petitioner moved for summary judgment on the pleading and the PCR court dismissed the cases. See Petitioner's 89 B motion to alter or amend the judgment at pg 14 lines 9- ) If necessary Applicant request that new counsel or Lance S. Bozler file a notice of Appeal to the court of Appeals if Judge Young do not grant a new hearing on the basis of the applicant being surprised and knowing where his witnesses went as the court officers removed them and did not inform where or where they went as the court and counsel Lance S. Bozler knowing what took place and refusing to say anything.

The proposed order issue is failure to call a witness, in this instance the applicant was surprised and did not know where his witnesses went and the court dismissed the action denying Applicant a procedural right to one fair bite at the apple - which included the right to call his witnesses as he was surprised and did not of their removal as witness Aisha Greene who applicant stated in his motion to relieve counsel Lance S. Bozler was removed from the court and not called back without applicant control.

As Governmental interferences prevent the applicant from calling his witnesses see  
Hochstetler v. Zant 499 US 497 466 (1991) and the dismissal denied applicant a full  
adjudication on the merits. Furthermore, the proposed order cites links v. wabash rail road  
co. 370 US 626 (1962) as its lead case as this case pertains to counsel failing to  
appear at a pre-trial and counsel not giving any sufficient reason for not appearing  
at said pre-trial. In this instance applicant stated: your honor none of my witnesses are  
here, and the court allege that is your problem, moreover, applicant was surprised  
and did not know where any of his witnesses went, as they were removed and  
upon the witnesses removal no one apprised them to be in court, Accordingly these  
events were beyond applicant's control as the officers of the court alleged  
the witnesses left but once back at Lee County Correctional Center of Attorney Asha  
Greene advised she was removed from the court by Lance S. Barzer and while describing  
Lance S. Barzer was explaining to the witnesses that is was representing myself  
and when they went to go back into court that where told the case was over,  
as this happened 5 to 8 minutes talk, unlike links v. wabash 370 US 626 (1962)  
applicant has sufficient grounds why he could not call his witnesses and request  
a ~~new~~ new hearing and the dismissal of the action altered or amended as  
provided by rule 59E S.C.R.C.P. Also see petitioner's rule 59 E motion filed May 19,  
2015, moreover, power of ~~attorney~~ Asha Greene is a critical witness and Judge  
W. Jeffery Young knew this as well as Judge Thomas Cooper Lance S. Barzer et al as  
she is the power of Attorney who sent letter of inquiries to South Carolina Attorney  
General's office addressed to Ashleigh Palanna Wilson and J. Allen Mastantuno  
requesting James Warren Taylor allege x-rats - et scans showing he suffered a  
orbital fracture, grand jury indictment documents and contracts showing that  
he asked to be treated as a colorable person under District of Columbia  
franchise state of South Carolina Rule, as these letters were sent January 10th  
2013, June 4th 2014, June 23rd 2014 and none of those agents responded  
to the certified mail request, and Judge W. Jeffery Young knew witness Asha  
Greene could attest to those letters that she sent and once she did this the  
case would have been ruled in my favor due to prosecutorial misconduct  
of presenting false evidence that James Warren Taylor suffered a orbital fracture  
producing false testimony by Dr Timothy Barton Osborn to meet the offense  
elements of sexual battery in violation of the charge of ABTAN prosecuting

charges that was never indicted and prosecuting Atlanta Brooks when there is no contract with United States Corporate Franchise State of South Carolina to be treated as a reputable corporate franchise rule. lacking personal and subject matter jurisdiction over petitioner Atlanta Brooks see exhibit. The issue is not that Atlanta Brooks refused to call witnesses because he did not refuse and rebuts any presumption that he refused to call any witnesses. The issue is that Judge Jeffery Young failed to uphold the integrity of the court and abide by South Carolina Rules of civil procedure and denied Atlanta Brooks due course of justice in state court by not entertaining the motion for summary judgment, motion to relieve shackles so I can present my case, motion to relieve and appoint new counsel, motion to interplead and and motion to intervene in a miscarriage of justice. Petitioner also stated in the Mar 14 2018 motion to alter or amend judgment that he had time sheets and check stubs to submit as evidence of proof that he was at work at the time of the rape of the video assault of Taylor at Denting Ship Yard in Charleston SC, and that the alleged incident happened in St. Stephens a hour away from where petitioner works and lives. Petitioner submits that a new hearing shall be granted and that he be allowed to call his witnesses and that the court rule that Governmental intrusions beyond applicant control prevented him from calling witnesses.

#### ARGUMENT

Petitioner shall be granted a new P. CR hearing to hear the issues in his so argument brief in which he filed as a motion to alter or amend judgment timely that the P. CR court never returned or ruled on.

See Petitioner Mar 14th 2018 filed 89 E motion to alter or amend judgment that he filed a so argument brief of grounds for relief and that the court refused to file it and sent it back to him when attorney he had counsel when counsel was relieved. Petitioner re sent the motion. However, the P. CR court has refused to file the motion and send it to petitioner and rule on the issues. Those actions has prevented petitioner from presenting his claims to the court and is beyond his control. See Governmental intrusions prevented the applicant from calling his witness see *McLeskey v. Zant* 499 US 497 497 (1991) Petitioner submits that the clerk failed to file his motion and that a new hearing shall be held to hear his so arguments

## ARGUMENT

The PCR court erred in not granting petitioner new counsel when counsel represented a conflict of interest.

See petitioner's rule 59 E motion to alter or amend judgment. Judge widefferi Young did not entertain any of the basis of the 2 filed motions to relieve counsel and lance S. Botzer representing a conflict of interest working for the Attorney General's office when this case was pending and assigned in the office with Matthew Friedman etc attorneys who represented this case with the Attorney General's office etc. Petitioner, submits that Mr Botzer failed to call his witnesses Archie Darbh Ann Wood, Timothy Barton Coban and the rest of witnesses, Mr. Botzer stated his not filing any summary judgment motion, Mr Botzer also refused to amend the ineffective assistance of appellate counsel issue concerning serious bodily injury in that appellate counsel did not argue that the trial court erred in not giving the jury a definition of serious bodily injury as a element of ABIFAN, Mr. Botzer calling applicant's witness Ms. Asha Greene and suggesting that Ms. Greene persuade petitioner to withdraw the application and informing petitioner mother false information and suggesting that his mother have petitioner withdraw the PCR application under the false notion that petitioner could receive a honor sentence if the case is overturned and then bringing a note to petitioner from his mother asking petitioner to withdraw the application and ultimately intimidating petitioner's mother valiantly smiling from testifying under the presumption that her son could catch more time if the case was overturned when petitioner is doing the maximum term on the sentence. Then ultimately remaining petitioner witnessed Asha Greene and Mrs. Brookly from the court room until the case was dismissed when he was relieved from the case, implicating petitioner's case and tampering with witnesses

See S.C.R. CIV P 71.1 (d) ("If after the state has filed its return, the application presents questions of law or fact which will require a hearing, the court shall promptly appoint counsel to assist the applicant if he is indigent")

Petitioner submits that prejudice is presume and that he shall be granted new counsel and a new hearing due to counsel representing a conflict of interest.

conclusion

petitioner's case should be remanded for an evidentiary hearing with the appointment of counsel.

Anthony Brooks  
Attorney Brooks 313006  
PCB  
430 Oakwood Rd 1  
Peter SC 29166

this 15th day of October 2017.

RECEIVED

OCT 20 2017

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

APPEAL from Berkeley County  
Honorable William Jeffery Young, circuit court judge

S.C. SUPREME COURT

ATLANTY BROOKS,

Petitioner

v.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the Brief of Petitioner in the above referenced case has been served to the State of South Carolina Supreme Court at Po Box 11330 <sup>CO</sup> Columbia SC 29211. Petitioner is unable to send defendant's Attorney Alicia Olive Esquire at the Rembert Dennis Building 1608 Assembly Street SE, Columbia SC 29201, however the Supreme Court has been sent a copy of Petitioner Brief and Petitioner submits that SCDC is refusing to make copies of the Brief to ensure service of process on defendants and request the court to send defendant's a copy.

ATLANTY BROOKS  
ATLANTY BROOKS 313506  
PCS  
435 oaklawn rd  
Peters SC 29069

I swear under penalty and perjury that I placed a copy of the same in the Permi correctional ~~is~~ mail Box pre paid addressed to the above this 15th day of October 2017, pre paid postage.

## Exhibit A

Amendments of claims by counsel lance S. Bozer that was not fully addressed concerning petitioner claims of prosecutorial misconduct by way of perjury and obstruction of justice, and applicant never being indicted and petitioner's ineffective assistance of appellate counsel claim concerning a definition of serious bodily injury and the [REDACTED] trial court erring in not giving jury a definition of serious bodily injury upon jury demand.



STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BERKELEY )  
 )  
Altony Brooks, #313000, )  
 )  
Applicant, )  
 )  
v. )  
 )  
State of South Carolina, )  
 )  
Respondent. )


IN THE COURT OF COMMON PLEAS  
NINTH JUDICIAL CIRCUIT  
C/A NO: 2011-CP-08-2266

**AMENDMENT TO PRIOR PCR  
APPLICATION**

Upon Applicant's request, appointed counsel makes the following additional claims and amendments to his prior original application for post-conviction relief filed August 4, 2011:

10. State concisely the grounds on which you base your allegation that you are being held in custody unlawfully:
  - (a) Ineffective assistance of appellate counsel.

Respectfully submitted,

  
\_\_\_\_\_  
Lance S. Boozer  
Attorney for Applicant  
807 Gervais Street, Suite 203  
Columbia, SC 29201  
Phone: (803) 608-5543  
Fax: (803) 926-3463

Columbia, South Carolina  
April 17, 2015

Lance Boozer

Attorney at law

807 Gerrard Street, Suite 203

Columbia SC 29201

RE 2011-CF-08-2266 ~~Basketball court~~ court of common pleas  
Anthony Brooks #313000 v. State of SC  
Post-conviction applicant

Dear Mr. Boozer:

Pursuant to title 18, U.S.C.A 1621 and 1622, Perjury and Subornation of Perjury along with SC codes 16-9-10 (A2) Perjury and Subornation of Perjury, Subornation of Perjury 16-9-10(B)(1) and (C) I move to have the post-conviction relief application amended. I instruct that the application be amended for "prosecutorial misconduct" on behalf of Solicitor Jackie Allen Mastantuno and James E Courthet II Perjury and Subornation of Perjury as well as obstruction of justice. these solicitors unethical conduct of ~~perjury~~ perjured testimony of Dr. Timothy Barton Osbon that James Warren Taylor suffered a orbital fracture along with their intent to produce these falsehoods to the jury knowing there are ~~no~~ et-scans and x-rays that supports their lies prejudice the entire trial. I instruct that the application be amended and that you file a motion for summary judgement on the pleadings. once you amend the application for prosecutorial misconduct, I further instruct that you amend the application on the grounds that I never was indicted and stroke from the record the alleged indictment numbers and dates of indictment as allege on my first application. I also instruct that you file a rule 60 B motion to set aside the erroneous order denying discovery on "equal protection grounds" and the order not being a final order under the post-conviction relief act. I also sense some foul play and instruct that I'm well prepared for the antics as shown its clear and convincing whats going on and that Judge Stephanie P. Cooper staled the case for a "reason" I'm well prepared for whatever that reason may be.

Date: 3-15-2015

S/ Anthony Brooks  
Anthony Brooks 313000  
C-2 ASURMISA  
990 WISACKY HWY  
Bishopville S.C. 29012

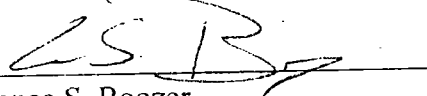
STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	NINTH JUDICIAL CIRCUIT
COUNTY OF BERKELY	)	C/A NO: 2011-CP-08-2266
	)	
Altony Brooks, #313000,	)	
	)	
Applicant,	)	
	)	<b>AMENDMENT TO PRIOR PCR</b>
v.	)	<b>APPLICATION</b>
	)	
State of South Carolina,	)	
	)	
<u>Respondent.</u>	)	

Upon Applicant's request, appointed counsel makes the following additional claims and amendments to his prior original application for post-conviction relief filed August 4, 2011:

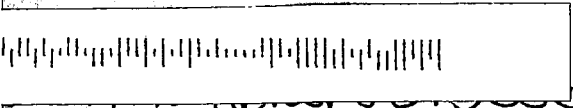
10. State concisely the grounds on which you base your allegation that you are being held in custody unlawfully:
- (a) Prosecutorial misconduct on behalf of the Solicitor's Office by way of perjury and obstruction of justice.
  - (b) Applicant "never was indicted."

*James F. ... JACKSON ... ALTONY BROOKS ... amend ... BILKINER AFFAIR*

In addition to his amendments above, Applicant indicates he wishes to strike from his prior applications language indicating he was indicted as well as any reference to indictment numbers and indictment dates.

Respectfully submitted,  
  
 Lance S. Boozer  
 Attorney for Applicant  
 807 Gervais Street, Suite 203  
 Columbia, SC 29201  
 Phone: (803) 608-5543  
 Fax: (803) 926-3463

Columbia, South Carolina  
 April 8, 2015



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430 Oaklawn Rd  
Pelzer SC 29669



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