

FORM 18
PETITION FOR A WRIT OF CERTIORARI TO THE
COURT OR APPEALS

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM CHARLESTON COUNTY
Court of General Sessions

Roger L. Couch, Circuit Court Judge

Opinion No. 2017-001589 (S.C. Ct. App. filed Nov. 29, 2017)

The State of South Carolina,

Respondent,

v.

Glynndeavin von Fox,

Petitioner.

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DEC 27 2017

S.C. SUPREME COURT

PETITION FOR A WRIT OF CERTIORARI

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CERTIFICATE OF COUNSEL

The *Pro Se* Petitioner for the case certifies that the Reinstatement was heard and decided by the South Carolina Court of Appeals on the 29th of November, 2017.

QUESTIONS PRESENTED

1. Did the Court of Appeals err in holding that this action is not barred by res judicata?
2. Did the Court of Appeals err in holding that petitioner had failed to timely object to the trial judge's charge on the burden of proof?

STATEMENT OF THE CASE

The trial of Case No. 2013A1010200095-96 started on the 17th of July, 2017 and ended on the 18th of July, 2017 in the Charleston County Judicial Center on Broad Street in the Carolina Wren and Yellow Jessamine State of South Carolina. The issue of the opening statements of the 9th Circuit Asst. Solicitor Charles W. Patrick mimicked the same pre-trial violations as the trial under the Hon. Judge Couch. The case was argued with the result by jury to be guilty, and sentencing to have taken place shortly after the jury verdict. The petitioner was placed in the Kirkland R & E Center with filings of appeal done before transfer at the Charleston County Detention Center under *Non-Violent* Classification with Mental Review by the State of South Carolina Department of Mental Health for the third review of no *Mental Illness/Non-Violent Status*, and served required access with current probation requirements of the State of South Carolina. The Writ of Certiorari is made while awaiting departure under United Nations Charter Treaty for Political Asylum under federal training from the United States of America's United States Air Force for downed aircraft pilots Domestic or International after probation.

ARGUMENT

1. THE COURT OF APPEALS SHOULD HAVE HELD THAT THIS ACTION IS BARRED BY RES JUDICATA.

The South Carolina Court of Appeals should have held that this action barred by Res Judicata by violation of the South Carolina Const. Art. 1, Sec. 3, in evidence, pre-trial, and federal law sought in a State of South Carolina Lower Court.

- The pre-trial use of documents contained within printed emails of a licensed psychologist in Dr. Susan Knight as hearing fact without actual psychological tests like the Minnesota Battery, MacArthur Battery & The records from the Japanese country regarding actual medical diagnosis of a foreign citizen travelling in that country for business & tourism under Japanese Law allowance with no criminal record in Japan or prison stay in Japan regarding Glynndeavin von Fox.
- The Trial procedures of Hon. Judge Couch to allow exhibits into the court proceedings from Japan, documents from the Charleston Police Department given under Rule 5 by the 9th Circuit Solicitor's Office, and to allow the manipulation of federal law by the 9th Circuit Solicitor's Office to convince a jury on federal question in a State of South Carolina Lower Court that has no ratification ability to hear such.
- The allowance of material already decided by the Charleston Municipal Judge, a one Hon. Judge Mendelsohn, in order to "Paint a Picture" for the jury, from decisions that were in favor of Glynndeavin von Fox regarding Dismissed/Not Guilty verdict by the very employment court of the Charleston Police Department was a *Res Judicata* action that should have been barred by the South Carolina Court of Appeals regarding witness testimony.

2. PETITIONER DID TIMELY OBJECT TO THE TRIAL JUDGE'S ERRONEOUS CHARGE ON THE BURDEN OF PROOF.

The petitioner did timely object to the trial judge's erroneous court movements to damage jury verdict on the Burden of Proof. The pre-trial and trial are riddled with issue of federal law in a State of South Carolina Lower Court, evidence violation under S.C. Const. Art. 1, Sec. 3, Witness Testimony that was violated under S.C. Const. Art. 1, Sec. 3, and were in constant objection during pre-trial and the actual trial of *The State of South Carolina vs. Glynndeavin von Fox* (2013A101200095-96) within Jurisprudence of every aspect of the trial.

CONCLUSION

For the reasons stated, petitioner asks the Court to grant the petition for a writ of certiorari.

Respectfully submitted,

December, 19th 2017

~~S/n. Glyndeavin von Fox~~

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**FORM 7
PROOF OF SERVICE OF A NOTICE OF APPEAL**

THE STATE OF SOUTH CAROLINA
In The Supreme Court

S.C. SUPREME COURT

APPEAL FROM CHARLESTON COUNTY
Court of General Sessions

Roger L. Couch, Circuit Court Judge

Case No. 2017-001589

The State of South Carolina,

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v.

Glynndeavin von Fox,

Petitioner.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on The State of South Carolina by depositing a copy of it in the United States Mail, postage prepaid, on December 23rd, 2017, addressed to the Charleston County Clerk of Court & The 9th Circuit Solicitor's Office at 100 Broad St., Ste. 106, Charleston, South Carolina 29401 & 101 Meeting Street, Charleston S.C. 29401.

December 19th, 2017

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