

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON

) IN THE COURT OF GENERAL SESSIONS
) FOR THE NINTH JUDICIAL CIRCUIT
)
) Warrant No(s): 2013A1010900404; K739591
) Indictment No(s): 2013GS1004926; 2013GS1004914
) Charge(s): Attempted Murder; Failure To Stop For
) Blue Light

STATE OF SOUTH CAROLINA

vs.

MARK L. BLAKE, JR.

Defendant

ORDER DENYING DEFENDANT'S MOTION
TO DISMISS

This matter is brought before the Court by Mark L. Blake, Jr., Pro Se Defendant, requesting that the above referenced charges be dismissed. A hearing was held on April 3, 2017, with the Defendant present, along with standby counsel Jason T. King and Stephanie Linder, Managing Assistant Solicitor. After hearing arguments from both the State and the Defense, the Court

HEREBY ORDERS that the Defendant's motion is denied.

IT IS SO ORDERED.

RECEIVED

JAN 02 2018

SC Court of Appeals



The Honorable R. Markley Dennis, Jr.
Chief Administrative Judge 2017
Court of General Sessions, Ninth Judicial Circuit

Charleston, South Carolina

Dated: April 5, 2017

2017 APR -5 AM 11:33

FILED

STATE OF SOUTH CAROLINA

COUNTY OF CHARLESTON

THE STATE OF SOUTH CAROLINA

v.

MARK L. BLAKE JR.

#368687

PRO-SE DEFENDANT

RECEIVED

JAN 02 2013

SC Court of Appeals

FILED IN THE NINTH JUDICIAL CIRCUIT COURT OF GENERAL SESSIONS

2013 MAR 13 AM 11:18 WARRANT(S): 2013A1010900404; K739591

JULIE CLERK OF COURT CHARGE(S): ATTEMPTED MURDER; FAILURE TO STOP FOR BLUE LIGHT(S)/SIREN(S)

CA(S): 2013-GS-1004926; 2013-GS-1004914

MOTION TO DISMISS COMPLAINT(S)

Now comes the Pro'Se Defendant, Mark L. Blake Jr., to hereby move and request before this Honorable Court to issue an Order for Pro'Se Defendant's Motion To Dismiss Complaint(s) pursuant to The Provision of S.C. Constitution Art. V. S4; A-C. In support of this motion, the Defendant states and lists the following supporting fact(s).

Law and Argument

In pertinent part, the Defendant has been a pretrial detainee since the second day of April 2013; and from thenceforth, Defendant unambiguously declared to the prosecution that Defendant was never once interested in accepting any plea offer(s), nor bargain(s) on his behalf. Therefore it was always undisputably established within this (45) month unreasonable and deliberate trial delay based upon the prosecution being knowledgeable of the resolvment of the aforesited case(s) being brought to trial as the only alternative remedy. Furthermore, despite all prior counsel(s) of record Defendant never once contradicted his declarence, nor requested any cont-inuance(s) on the behalf of himself. Therefore, Defendant has always been more than willing to proceed with the trialing process, and in support, filing countless speedy trial motion(s) on the behalf of himself through the Clerk's Office. Therefore, this advertent negligence of case resolvment rather by heavy or less weighs, and therefore falls on the prosecution as the executive branch pursuant to (State V. K.C. Langford Headnote. 24). However, Defendant has been indicted by a Grand Jury on the aforesited case(s) since the 5th day of August 2013; and thenceforth activated the trigger mechanism pursuant to (U.S. V. McDonald) of a speedy trial which furthermore brings us to an approximate (42) month unreasonable and deliberate trial delay conducted by the state's prosecution for ill motive reasoning(s) based upon the prosecution containing constructive knowledge or possession of all discovery material(s) within the aforesited case(s) since incident date; and is furthermore suppressing Rule (6) Brady material(s) from the defense such as including but not limited to (1) Officer's Dash Camera; (2) Victim's Medical Report(s); (3) Victim's Toxicology Report(s); Etc pursuant to (Kyles V. Whitley; Brady V. Maryland). Furthermore, having the authority of discretion as the Executive Branch pursuant to Section(s) 1-7-330;

STATE OF SOUTH CAROLINA
COUNTY OF CHARLESTON
THE STATE OF SOUTH CAROLINA

V.

MARK L. BLAKE JR.

#368687

Pro-Se Defendant

) IN THE NINTH JUDICIAL CIRCUIT
) COURT OF GENERAL SESSIONS

) A/Warrant(s): 2013A1010900404;
) K739591

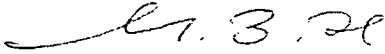
) Charge(s): Attempted Murder;
) Failure To Stop For
) Blue Light(s)/Siren(s)

) CA(S): 2013-GS-1004926;
) 2013-GS-1004914

) CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing Motion To Dismiss Complaint(s) was served this 7th day of MARCH 2017; by depositing the same in the U.S. Mail; postage prepaid and addressed to the following:

Stephanie B. Linder
Managing Assistant Solicitor
101 Meeting St. 4TH Floor
Charleston, S.C. 29401


Mark L. Blake Jr. #368687
386 Redemption Way
McCormick, S.C. 29899

FILED

2017 MAR 13 AM 11:18

JULIE J. ANDERSON
CLERK OF COURT