

IN THE SOUTH CAROLINA COURT OF APPEALS

Altony Brooks^o
v. Petitioner

State of South Carolina
Respondent

Case: 2015-001610

MOTION TO RELIEVE COUNSEL

Petitioner above moves to relieve MR. Pachak as counsel in this case and swears that MR. Pachak has not submit a true and accurate transcription of the record in this case and is in conspiracy with the State of South Carolina officers to cause petitioner to procedural default claims on appellate review. Petitioner ^{presents} that the lower court record of Berkeley County Court of Common Pleas in case 2011-CP-08-22166 shows that petitioner post-conviction relief application was amended over four times. However, MR. Pachak has not included these amendments on appeal. The lower court record will also show that petitioner went before Roger M. Young on September 12, 2013 for P.C.R. Stephanie P. McDonald on November 20, 2013, August 8th, 2014 before Judge, Thomas Cooper and April 22nd 2015 before Judge W. Jeffert Young; MR. Pachak has not ordered the transcripts of any of the hearings but the one for Judge Jeffert W. Young, submitting a inaccurate transcript of the record to the court. Petitioner requested that the Tapes not be destroyed of the proceedings and requested that the Tapes be submitted on Appeal for purpose of review. MR. Pachak did not file Plaintiff S.C.R. CP rule 60.3 motion to set aside the judgment for the Attorney Lance S. Boozer removing Plaintiff witnesses from the court without Plaintiff knowing or consent, which surprised Plaintiff in not calling them for the witness stand and Judge W. Jeffert Young dismissing the case for failure to prosecute for failing to

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call a witness. Plaintiff filed a 59 E motion to alter or amend the judgment of that order timely and Judge Young has not entertained the motion. However, Robert M. Pachak has not filed a motion to arrest the judgment on this ground with the Appellate court when he was informed and he has not filed a writ of mandamus with the court performing the performance of Judge W. Jeffery Young to rule on the 59 E motion to alter or amend the judgment of the dismissal of the action, filed May 8th 2015 by Petitioner to amend the order filed May 5th 2015 by the Berkeley County Court of Common Pleas of Judge [REDACTED] W. Jeffery Young dismissal of the action. However, Mr. Pachak files a brief that holds no merit to the situation at hand and seeks to move forward with this action when W. Jeffery Young has not ruled on Petitioner's Rule 59 E Motion to alter or amend the order of dismissal.

Plaintiff submits that a timely post trial motion including a motion to alter or amend the judgment, starts the time for filing a notice of appeal for all parties until receipt of written notice of entry of the order granting or denying the motion, U.S.A. Property and Cas Ins Co. v. Clegg (S.C. 2008) 377 SC 143, 161, SE2d 791.

In these instances the lower court has refused to rule on the motion and Mr. Pachak has not file any documents seeking the ruling on this motion. Petitioner submits that the lower court hearings would show that counsel Pamela Jeanne Polzin, Sharon Cafert and Lance S. Botzer were removed from Plaintiff case due to alleged plotted conspiracies to cover the fact of fraud on the court covering the fact that the solicitors Jackie Allen Mustantuno, James Courtney produced fraudulent testimony from D. Timothy Barton Osborn that James Warren Taylor suffered a ~~orb~~ orbital fracture, knowing there is no MRI's scans or anything to prove this, resulting into a unwarranted verdict etc. In these instances ~~and~~ Mr. Pachak is in contempt

to conceal these truths and is what he didnt present the proper motions
to the court and argued as argument the Plaintiff did not object to
or requested, Mr. Puchalk is being sued in the courts and is a conflict
of interest and shall be moved from this case at once; moreover, Plaintiff
never agreed to his representation or waived any of his rights to be treated
as a 'colorable person' and moves to have Mr. Puchalk removed from
this case.

Shawn R.
Alton Brooks 31300
MCCIE
386 Redemption Way
McCormick SC 29899

September 21, 2016

I swear under penalty and perjury that
the foregoing is true and correct

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CERTIFICATE OF SERVICE

I Alton Brooks, hereby certifies that a true copy of the motion to relieve counsel was served this 26th day of September 2016, by depositing the same in the United States Mail Box, postage pre-paid affixed thereto and addressed to the following:

South Carolina Supreme Court
PO Box 11330
Columbia SC 29211

Alton Brooks
Alton Brooks 31300
MCCB
386 Redemption way
McCormick SC 29899

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RE case 2015-001610 Appellate case
lower court 201-cr-08-2266 Berkeley county court of common pleas

TO: South Carolina Supreme Court
PO BOX 11300
Columbia SC 29211

Dear Mr. Shearman & Sterling:

Enclosed please find a copy of Plaintiff motion to
relieve counsel and have these documents filed and returned to Plaintiff

Thank You SLAUB
Antoni Brink 31300
MCE
386 Redemption Way
Mccormick SC
29899

Date September 26, 2016

RECEIVED

OCT 03 2016

S.C. SUPREME COURT

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Alton B. Baskin
McCormick Correctional Institute
386 Redemption Way
McCormick, SC 29899

SC SUPREME COURT
PO BOX 11330
Columbia SC 29211

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MCCORMICK CORRECTIONAL INST.

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