

Daniel E Shearhouse  
- Clerk of Supreme Court of South Carolina  
P.O. Box 11330  
Columbia S.C. 29211

RECEIVED

AUG 07 2015

S.C. SUPREME COURT

RE: Altony Brooks v. State of South Carolina  
Case 2011-CP-08 2266 Berkeley County Court of Common Pleas.

Dear Mr. Shearhouse,

Enclosed please find a objection to ~~notice~~ notice of Appeal and Lance S Bouzer letter to the court along with procedural history of filings of S9 E motions to alter or amend the judgement of Judge Young's order of dismissal that Joshua Thomas drew up and Judge W. Jeffrey Young allegedly signed which never was sent to Petitioner Altony Brooks showing that it was filed by the Berkeley County Court of Common Pleas, along with exhibits showing a Notice of Appeal was in deed filed with the Supreme Court, along with this ~~cover~~ cover letter and Proof of Service.

Please have these documents filed and send a copy to me.

S/ Altony Brooks  
Altony Brooks  
LCJ Rhu 152  
990 Wisbeck Hwy  
Bishopville S.C. 29010

Date August 2nd 2015

Proof of SERVICE

Altony Brooks,  
v. Petitioner,  
STATE OF SOUTH CAROLINA  
Respondent

IN THE SOUTH CAROLINA SUPREME COURT  
CASE 2011-CP-08-2266  
Appeal from Berkelet County Court of  
Common Pleas, P.C.R. Judge W. Jeffrey Young

I Altony Brooks, hereby certify that a copy of the objection to lane & Bozer letter to the honorable, Daniel E. Shearhouse dated June 23 2015 and documents showing that the notice of appeal has been served on the Supreme Court ~~and~~ and attorney General Joshua L. Thomas esq. of the South Carolina Attorney General etc was placed in the institutional mail pre-paid first class postpaid addressed to the following

South Carolina Supreme Court  
DANIEL E. SHEARHOUSE  
Clerk of Court  
PO Box 11330  
Columbia SC 29211

I swear under penalty and Perjury that the foregoing is true and correct  
this 2nd day of August 2015 in Bishopville S.C. 29201

Altony Brooks  
Altony Brooks 31300  
Lee Correctional Institute  
990 WISACKY HWY  
Bishopville SC 29201

**RECEIVED**

AUG 07 2015

S.C. SUPREME COURT

RECEIVED

THE SUPREME COURT OF SOUTH CAROLINA

AUG 07 2015

THE Honorable Daniel E Shearhouse  
Clerk Supreme Court of South Carolina

S.C. SUPREME COURT

P.O. Box 11380

Columbia S.C. 29211

RE: Anthony Brooks v. State of South Carolina  
2011-CP-08-2266.

"objections"  
AND FILING OF APPEAL

Mr. Shearhouse:

I am in receipt of your letter dated June 23 2015 from the court indicating that the motions must be accompanied by a certificate of service showing that a copy has been served on opposing counsel. Secondly you stated that a review in a post conviction relief case is commenced by serving a notice of appeal along with a proof of service and a copy of the order(s) on appeal with this court, and that the court has no pending case, and there is no need for it to act on these motions. Petitioner objects to these presumptions as, on June 2nd 2015 petitioner sent the South Carolina Supreme Court, Berkeley County clerk of court and SC Attorney General Joshua Thomas a notice of appeal and proof of service as the documents has been filed by the Berkeley County clerk on June 8 2015, as I direct the court's attention to clerk's index at Berkeley County's moreover, in my motion objecting to the proposed order and SC E motions to alter or amend the judgment I referenced for Lance S. Bozzer to file a notice of appeal.

In this instance, Lance S. Bozzer is barring presumptions that Judge Young granted my motion to relieve counsel as this is false and I object to those falsehoods, Lance S. Bozzer was relieved by the court by the court's own violation as I requested new counsel due to a conflict of interest and Lance S. Bozzer working for the Attorney General's office and being appointed to represent me by the AG's office.

Judge Young quarreled about the status of my corporation see objection to proposed order, moreover, I filed the motion to relieve counsel on April 15, 2015 <sup>twice</sup> and April 15, 2015 and stated more than substantial grounds to relieve Mr. Boozer, see motions to relieve counsel.

However, once Judge Young relieved Mr. Boozer as counsel he told Mr. Boozer to leave the court room and to not come back, however, Mr. Boozer came back in the court room and removed my witnesses Aisha Greene, Ms. Brooks and Mr. Williams and when I came back into the court after being removed my witnesses were gone.

Judge Young abused his discretion and failed to entertain my summary judgment motions motion to relieve the shackles to present my case and he in a clandestine manner dismissed my case without me presenting my cases, during this time I did not know where any of my witnesses went once I got back to Lee Correctional my Power of Attorney told me Lance Boozer removed them from the court and when they went to come back in the officers told them the case was dismissed.

The essential question is if he Lance S. Boozer was relieved as my counsel why did he remove my witnesses from the court room simple to give the judge time to dismiss the case as they planned the dismissal before the court started, As Lance S. Boozer told me Judge Young was not going to rule on none of my motions,

moreover, on 4-25-15 + 4-26-15 I filed motions of 59 E. motion to alter or amend the judgment of Judge Young verbal order of dismissal to the application, the Berkeley county clerk of court sent the 59 E motion to alter or amend the judgment back to me on April 29th 2015 and May 1st 2015, alleging that Lance S. Boozer is still my counsel, impeding and obstructing my filings,

on \_\_\_\_\_ I received a letter from Attorney General Josh L. Thomas with a proposed order for Judge Young to sign on May 5th 2015 I objected to this proposed order of dismissal in the guise of a motion to relieve counsel since the court was not accepting my filings on belief that Lance S. Boozer was still my counsel.

the Berkeley county clerk of court filed the objection to proposed order of dismissal on May 8th 2015, on May 5th 2015 the Berkeley county clerk of court filed my motion to not destroy the Tapes and objection to the validity of the transcripts on May 5th 2015.

on May 15 2015, I re sent the 59 E motion to alter or amend the judgment of the dismissal in the guise of a motion to relieve counsel because the court would not accept my motions, as I filed this motion on the presumption that the judge not sign the attorney general's order of dismissal.

on May 14th 2015 I received a signed order of dismissal from Lance S Booser that's allegedly signed by Judge W. Jeffrey Young, this order did not have a clocked date stamp copy showing it was filed by the clerk of court of Berkeley county, and I've yet to receive a clocked date stamp copy showing that the order was filed as the signed order may be fraudulent.

See.

moreover, the court Judge W. Jeffrey Young has failed to rule on my 59 E motion to alter or amend the judgment of the order of dismissal he allegedly signed, as this rule 59 E motion was timely filed, moreover I sent a 59 E motion to alter or amend the judgment of the summary judgment motion I filed along with a ~~50~~ argument brief on 5-19-15 and the Berkeley county court of common please did not file it or send it back to me as its in a state of conversion and upon information and belief that did not file it on the presumption of Daniel E ShearHouse order for then not to accept my filings since I'm represented by counsel and due to the record, and me not filing the ~~and~~ ~~and~~ so arguments and additional 59 E motion to alter or amend the judgment in the guise of a motion to relieve counsel. in these instances, Petitioner requested in his motion to alter or amend the judgment dated May 5th 2015 Filed May 14-15 that lance S. Booser file a notice of Appeal on page 14. In Pice v. State 409 SE2d, at 394-394 the court explained that every PCR Applicant is entitled to a full adjudication on the merits of the P.C.R Application - or one bite at the apple - which included the right to appeal the denial of a P.C.R application and the right to assistance of counsel in that Appeal. Thus if a P.C.R applicant requested and was denied an opportunity to seek appellate review from a P.C.R denial, or if the right to appeal

Knowingly and intelligently waived, an applicant can petition for certiorari to the South Carolina Supreme Court for a new appeal.

To effectuate an applicant's rights to appeal a P.C.R. dismissal, the Supreme Court requires P.C.R. Judges to advise pro se applicants of both their right to appeal and also their right to appellate counsel when their ~~applications~~ P.C.R. Applications are summarily dismissed. Odum v. State, 533 S.E2d 753, 756 (S.C. 1999).

As shown through due diligence petitioner has exhausted all available remedies. However, petitioner has been ~~substantially~~ impeded by arbitrary Government actions as the court did not advise petitioner on his right to appeal. Petitioner never received a clocked date stamp copy of the clerk showing that the Berkeley County clerk of court filed the alleged order of dismissal and the court has never ruled on the ~~99 E~~ motion to alter or amend the alleged order of dismissal though petitioner never received a clocked date stamp copy of the clerk showing that the alleged order of dismissal was filed.

IN these instances as provided by rule 243 S.C.A.C.R. I'm indigent and cannot afford counsel and request that the court assist in obtaining counsel from the Division of Appellate Defense of the office of Independent Defense, rule 71.1(c) of the South Carolina Rules of Civil Procedure, and to order the transcripts of the proceedings and not to deduct ANY of the proceeding taxes, moreover, petitioner indicated that he never denounces Lance S. Bozer as his counsel and requested that a new counsel be given due to a conflict of interest and that Judge Young's order ~~was~~ was not factual on state any conclusions of law as to why he received Lance S. Bozer as counsel and thus the order of dismissal is void. Se. Code Ann 17-27-80 (2003)

for the foregoing reasons, petitioner moves for a appeal in this matter, as these issues are a miscarriage of justice and a new hearing should be granted and new counsel shall file a state habeas to the Supreme Court under the Butler Standard. 377 S.E2d 87, 88 (S.C. 1990) quoting State v. Miller, 84 A2d 459, 463

W. Super Ct App Div (1987)

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

this 9<sup>th</sup> day of July 2015 in Bishopville S.C. 29010

S/ Anthony B...

Alton BIRDS 313600

LEE RHEISS

990 wisack HWY

Bishopville S.C. 29010

Altony Brooks 313000  
LCI RHU ~~40~~ 40  
990 Wisbeck Hwy  
Bishopville S.C 29010

Handwritten scribble or signature, possibly including the word "enjoy".

SC. SUPREME COURT  
Clerk of Court / DANIEL E Sheffouse  
PO Box 11330  
Columbia SC 29211