



The Supreme Court of South Carolina

DANIEL E. SHEAROUSE
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA 29211
TELEPHONE: (803) 734-1080
FAX: (803) 734-1499

June 23, 2015

Mr. Altony Brooks, #313000
Lee Correctional Institution
990 Wisacky Highway
Bishopville, SC 29010

RE: Altony Brooks v. State, 2011CP0802266

Dear Mr. Altony Brooks:

This responds to your motions seeking the appointment of counsel and to proceed *in forma pauperis*. No action will be taken on these motions for several reasons.

First, this Court cannot act on *ex parte* communications about this case. *See* Rule 240(c)(1) of the South Carolina Appellate Court Rules (SCACR) (a motion must be accompanied by a certificate of service showing that a copy has been served on opposing counsel). A copy of the SCACR should be available to you in your prison library and is also available at www.sccourts.org/courtreg.

Second, review in a post-conviction relief case is commenced by serving a notice of appeal on opposing counsel and filing a copy of the notice of appeal along with a proof of service and a copy of the order(s) on appeal with this Court. *See* Rules 243(b) and Rule 203(d)(1)(B), SCACR. Until this Court receives a notice of appeal in this case, this Court has no pending case, and there is no need for it to act on these motions.

Finally, since you are represented by counsel in this post-conviction relief case, you should contact your counsel about your desire to appeal. If an appeal is taken

in the manner specified by Rule 243, SCACR,¹ and you believe that you are indigent and cannot afford counsel, your counsel should assist you in obtaining counsel from the Division of Appellate Defense of the Office of Indigent Defense. Rule 71.1(g) of the South Carolina Rules of Civil Procedure.² If the Division of Appellate Defense determines that you are indigent, the Division of Appellate Defense will provide counsel for the appellate proceedings and will order any necessary transcripts, making a motion to appoint counsel or to proceed *in forma pauperis* unnecessary.

Since you indicate that Lance S. Boozer, Esquire, represents you in this matter, I am forwarding a copy of your motions to him.

Sincerely,

A handwritten signature in black ink, appearing to read 'Daniel E. Shearouse', with a long horizontal flourish extending to the right.

Daniel E. Shearouse

cc: Lance S. Boozer, Esquire (with enclosure)
Office of the Attorney General

¹ In your documents, you indicate that you are seeking review of interlocutory orders issued in this case. Please note an appeal can only be taken from the final decision or judgment of the circuit court in a post-conviction relief case. *Lewis v. State*, 368 S.C. 630, 630 S.E.2d 464 (2006)

² That rule states:

A final decision entered under the Act shall be reviewed according to the procedure specified by Rule 243, SCACR. If an applicant represented by counsel desires to appeal, counsel shall serve and file a Notice of Appeal as required by Rule 243, SCACR, and shall continue to represent the applicant on appeal unless automatically relieved under Rule 602, SCACR, or allowed to withdraw under Rule 264, SCACR. If the applicant is indigent, counsel shall assist the applicant in obtaining representation by the Division of Appellate Defense of the Office of Indigent Defense.



ALAN WILSON
ATTORNEY GENERAL

April 27, 2015

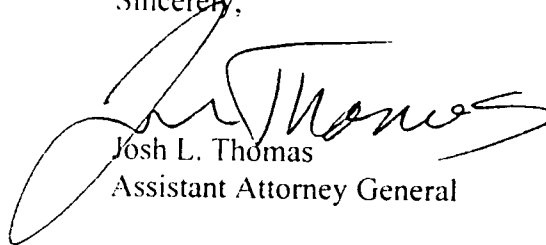
The Honorable W. Jeffrey Young
215 N. Harvin Street
Sumter, SC 29150

Re: Altony Brooks, #313000 v. State of South Carolina
2011-CP-08-2266

Dear Judge Young:

Enclosed please find a proposed original **Order of Dismissal** in the above-captioned case. If this Order meets with your approval, please sign it and return it to our office so that I can file it with the Berkeley Clerk of Court.

Sincerely,



Josh L. Thomas
Assistant Attorney General

JLT/sbm
Enclosures

cc: Lance S. Boozer, Esquire
Altony Brooks, #313000

STATE OF SOUTH CAROLINA)
COUNTY OF BERKELEY)

IN THE COURT OF COMMON PLEAS
FOR THE NINTH JUDICIAL CIRCUIT

Altony Brooks, #313000,)

Case No. 2011-CP-08-2266

Applicant,)

v.)

ORDER OF DISMISSAL

(Failure to Prosecute)

State of South Carolina,)

Respondent.)
_____)

This matter comes before the Court by way of an Application for Post-Conviction Relief filed August 4, 2011. Respondent made a timely Return on or about December 9, 2011. The Court finds as follows:

I. PROCEDURAL HISTORY

In October 2008, the Berkeley County Grand Jury indicted Applicant for assault and battery of a high and aggravated nature (2008-GS-08-1728) and aiding escape from custody of an officer (2008-GS-08-1729). J. Mitchell Lanier, Esquire, represented Applicant. Applicant proceeded to trial on January 12-13, 2009 before the Honorable Kristi L. Harrington and a jury. The jury found Applicant guilty as indicted. Judge Harrington sentenced Applicant to consecutive terms of imprisonment for ten (10) years for ABHAN and two (2) years for aiding escape from custody of an officer.

Applicant filed a timely notice of appeal, and Wanda H. Carter, Esquire, of the South Carolina Commission on Indigent Defense, represented Applicant on appeal. Following full briefing, the South Carolina Court of Appeals affirmed Applicant's conviction and sentence.

State v. Brooks, Op. No. 2010-UP-570 (S.C. Ct. App. filed December 31, 2010). The Remittitur was returned to the circuit court on January 20, 2011.

The Court convened an evidentiary hearing into the application on April 22, 2015, at the Charleston County Courthouse. Lance S. Boozer, Esquire, appeared on behalf of Applicant. Joshua L. Thomas, Esquire, of the South Carolina Attorney General's Office, represented Respondent.

II. FINDINGS OF FACT AND CONCLUSIONS OF LAW

A. Motion to Relieve Counsel

At the commencement of the evidentiary hearing, Applicant moved to relieve Mr. Boozer from representing him. In support of his motion, Applicant alleged Mr. Boozer was involved in a conspiracy with the State and merely represented the "straw man" corporate entity established in Applicant's name. The Court admonished Applicant that Mr. Brooks represented Applicant, and no such "straw man" existed. Nevertheless, Applicant insisted he would represent himself, and Mr. Boozer could represent the "straw man." After Mr. Boozer explained to Applicant the disadvantages of representing himself, Applicant again indicated his desire to represent himself, with Mr. Boozer representing his "straw man" corporation. The Court relieved Mr. Boozer from representing Applicant, and excused Mr. Boozer from the court room, as no "straw man" corporation was a party to this litigation.

B. Failure to Prosecute

The Court also admonished Applicant during his motion to relieve that the Court would not tolerate Applicant's failure to comply with the rules, and any failure to comply would result in the dismissal of his post-conviction relief action. After giving Applicant a brief recess to prepare to present his case, the Court recognized Applicant to call his first witness. In response,

Applicant refused to call any witnesses.

Applicant has the burden of prosecuting his action, and the Court may properly dismiss an action for his neglect in proceeding with his cause. See, e.g. Don Shevey & Spires, Inc. v. American Motors Realty Corp., 279 S.C. 58, 301 S.E.2d 757 (1983). The Court may dismiss an action for “failure of the plaintiff to prosecute or to comply with [the rules of civil procedure] or any order of court.” Rule 41(b), SCRPC. Furthermore, the Court has the inherent authority to dismiss an action for failing to prosecute the action or otherwise comply with the Court’s orders. See Collins v. Sigmon, 299 S.C. 464, 468, 385 S.E.2d 835, 837 (1989) (citing Link v. Wabash Railroad Co., 370 U.S. 626 (1962)). Because Applicant refused to call any witnesses when directed to do so, he has failed to prosecute his action and failed to comply with the rules of court. Accordingly, the Court finds it proper to dismiss this action for Applicant’s refusal to prosecute his action.

IT IS THEREFORE ORDERED:

1. The above captioned application is **DISMISSED WITH PREJUDICE** for failure of the Applicant to prosecute.

AND IT IS SO ORDERED this _____ day of _____, 2015.

THE HONORABLE W. JEFFREY YOUNG
Presiding Judge
Ninth Judicial Circuit

_____, South Carolina

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
Division of Inmate Services

AGREEMENT TO DEBIT E.H. COOPER ACCOUNT

Inmate's Name: <i>Albany Escobedo</i>	SCDC #: <i>313000</i>	Housing Unit: <i>ASURH183</i>	Date: <i>6-2-15</i>
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** Inmate must have the fi

Item	Cost
Envelope	
Pen	
Paper	
Postage	
Tape	
Box	
Electronic Repair	
Other	
Sub-Total:	

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL U.S. RECEIPT

Postage: \$ *48*
Certified Fee: *3.30*
Return Receipt Fee (Endorsement Required):
Restricted Delivery Fee (Endorsement Required):
Total Postage & Fees: \$ *3.78*

Sent To: *Albany General*
Street, Apt. No., or PO Box No.: *POB 11549*
City, State, ZIP+4: *Cola, SC 29211*

PS Form 3800, August 2006 See Reverse for Instructions

976 9701 5976
2101 0101 2101
0000 0101 2101
0000 0101 2101

RECEIVED
JUN 4 2015
MAIL ROOM

LEGAL MATERIAL

** Inmate is not required to have the funds in his/her account to pay for the materials; however, his/her account must be debited for all materials s/he elects to receive.

Item	Amount	Cost
Envelope		
Pen		
Paper		
Postage	<i>4</i>	
Other	<i>1</i>	
Sub-Total:		<i>6.71</i>

New school Clerk of Court
123 S. Main St
Bishopville SC 29010

 Supreme Court of SC
1135 E. 8th St
Columbia SC 29201

 Court of Common Pleas
300 E. Main St
Columbia SC 29201
 Notice of Appeal
 Notice of Appeal

To be completed by SCDC staff: *1-agency*
 1-378
1-48
1-245

you don't have funds for return receipt

** Inmate may be required to have funds in his/her account. See SCDC Procedure GA-01.03(OP), "Inmate Access to the Courts," to determine if inmate may receive copies with/without funds.

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

Item	Amount	Cost
Photocopies		
Sub-Total:		<i>6.71</i>
TOTAL		

Inmate's Signature: _____
 Mailroom/Canteen Signature (Request filled by): _____

Date: *6/4/15*

Mary P. Brown
300 California Ave
Hollis corner S.C. 29461

RE: case 2011-CP-08-2266, Notice of Appeal ALTONY BROOKS, ALTONY BROOKS V.
STATE OF SOUTH CAROLINA.

DEAR MS. BROWN:

Enclosed is a copy of the Notice of Appeal that
has been served on Joshua Littoner attorney General of South Carolina
and the South Carolina Supreme Court. Please have these documents
filed and send a clocked date stamp copy to me.

S/ Altony Brooks
Altony Brooks
LGE ASURMISA
998 WISACKY HWY
BISHOPVILLE SC 29010

DATE JUNE 2nd 2015

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

APPEAL FROM BERKELEY COUNTY
COURT OF COMMON PLEAS

Case 2011-CP-08 2260

Anthony Brooks
ANTHONY BROOKS

~~Anthony Brooks~~ Appellant

v _____

STATE OF SOUTH CAROLINA

Respondent

NOTICE OF APPEAL

MAINT F. BROWN
CLERK OF COURT
BERKELEY COUNTY, SC

2015 JUN -8 PM 3:20

FILED

Anthony Brooks' appeals the order of Judge W. Jeffrey Yancy dated May 1st 2015
Appellant received written notice of the order on May 14 2015 from Lance
S. Bosser esquire

June 2nd 2015
DATE

Anthony Brooks

Anthony Brooks
CLERK OF COURT
990 WISACK BLVD
BISTOBUILLE SC 29016

other counsel of record
Joshua L Thomas
Assistant Attorney General
Office of Attorney General
Post Office Box 11547
Columbia SC 29211
Attorney For Respondent
(803) 734-3737

THE STATE OF SOUTH CAROLINA
IN THE Supreme Court

APPEAL FROM BERKELEY COUNTY
COURT OF COMMON PLEAS

W. Jeffrey Young, Circuit Court Judge

Case 2011-CP-08-2206

NOTICE OF APPEAL

Altony Brooks,
ALTONY BROOKS,

Appellant,

v.

STATE OF SOUTH CAROLINA

Respondent,

PROOF OF SERVICE

Altony Brooks, appeals the order and hereby certifies that a copy of the notice of appeal has been served on counsel of record by depositing a copy of it in the United States mail, postage pre-paid on ~~June 2nd~~ ^{June 2nd} 2015 addressed to its attorney of record, Joshua L Thomas esquire office of the Attorney General, Post office Box 11549, Columbia, South Carolina 29211.

~~June~~ ^{June} 2nd 2015

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

Altony Brooks
Altony Brooks 313000
LE EN 152
990 Wisaukt Hwy
Bishopville SC 29010

MAJIE F. BROWN
CLERK OF COURT
BERKELEY COUNTY, SC

2015 JUN -8 PM 3:10

FILED

Marl P. Brown
Clerk of Court
300 Cal. Africa Ave.
North's corner SC 29761

RE: Anthony Brooks v. State of South Carolina, PCK 2011-CP-082266.

Dear Ms. Brown

Enclosed please find a notice to Appeal to the Supreme Court
Proof of service and notice to Appeal for writ of certiorari in the
South Carolina Supreme Court. I've received written notice of dismissal
of Lawrence Buzer on March 28th, he has not filed a appeal and I'm
confronted to file the Appeal. SCDC officials are failing to make
copies or complete forms for supplies and their computers has been down
since April 22nd 2015 when I came back from court, speaking
of their law computer as its ironic their computer has shut down
when its time to file appeals

Please send Joshua Thomas of the SC Attorney General a copy and
the South Carolina Supreme Court. I'm unable to comply with the rule
as I lack paper to file the Appeal to send to each of the Parties.
Please have these documents filed clocked date stamped copied and
sent to me Thank you all

Anthony Brooks
LCT RHU 152
990 Wicksack Hwy
Bishopville SC 29010

May 30 2015

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

APPEAL FROM BERKELEY COUNTY
COURT OF COMMON PLEAS

CASE NO. 2011-CF-08-2266

Anthony Brooks,

Appellant

v.

STATE OF SOUTH CAROLINA

Respondent

2015 JUN -5 PM 1:38
MARY P. BROWN
CLERK OF COURT
BERKELEY COUNTY, SC

FILED

NOTICE OF APPEAL

Anthony Brooks appeals the orders of the Honorable W. Jeffrey Young dated May 1st 2015. Appellant received verbal notice of Entry of this order on April 22nd, 2015 and written notice on May 14, 2015.

Anthony Brooks
Anthony Brooks
LCI ASU RM152
470 W. Sixth Street
Bishopville SC 29010

Other counsel of record
Ashleigh R. Wilson, Esquire, JOSH THOMAS
Office of Attorney General
Post Office Box 11849
Columbia SC 29211
Attorney for Respondent
(803) 734-3737

MAY 30 2015

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

APPEAL FROM BERKELEY COUNTY
COURT OF COMMON PLEAS

CASE NO 2011-CP-08-2266

2015 JUN -5 PM 1:38
MARY P. BROWN
CLERK OF COURT
BERKELEY COUNTY, SC

FILED
M

Anthony Branks,

Appellant,

v.

STATE OF SOUTH CAROLINA,

Respondent,

~~PROOF OF SERVICE~~
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, Postaged Pre Paid, on 6/30/2015, addressed to its attorney of record, Ashleigh Rayanna Wilson, Esquire, Office of Attorney General, Post Office Box 11549, Columbia S.C. 29211 and Josh Thomas, Mail P. Brown 360 Columbia Ave. Moncks Corner S.C. 29568 to be sent to SC Supreme Court and SC Attorney General. I swear under Penalty and Perjury the foregoing is true and correct this 1st day of 30th 2015 in Bishopville S.C. 29010

SI Allen Brown
Anthony Branks 36360
L.E. ASU RMISA
990 Wisacky Hwy
Bishopville SC 29010

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
Division of Inmate Services

AGREEMENT TO DEBIT E.H. COOPER ACCOUNT

Inmate's Name: <i>Anthony Brooks</i>	SCDC #: <i>313000</i>	Housing Unit: <i>RSU R4152</i>	Date: <i>4-28-15</i>
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GENERAL MATERIAL

** Inmate must have the funds in his/her account to pay for the materials.

To be completed by SCDC staff:

Item	Amount	Cost
Envelope		
Pen		
Paper		
Postage		
Tape		
Box		
Electronic Repair		
Other		
Sub-Total:		

RECEIVED
APR 28 2015
~~RECEIVED~~
APR 28 2015
LEE CI MAIL ROOM

LEGAL MATERIAL

** Inmate is not required to have the funds in his/her account to pay for the materials; however, his/her account must be debited for all materials s/he elects to receive.

To be completed by SCDC staff:

Item	Amount	Cost
Envelope		
Pen		
Paper		
Postage	<i>1</i>	
Other		
Sub-Total:		<i>287</i>

*2011-CPO8 2766
Berkeley Court comm
pleas
Alter or amend the
judgment of summary
108 judgment
TINLEY BROWN
CLERK OF COURT
300 CALIFORNIA AVE
DORSET CORNER SC
29461*

I swear under penalty and perjury that the foregoing is true and correct this 28th day of April 2015 at Beaufort

PHOTOCOPIES

** Inmate may be required to have funds in his/her account. See SCDC Procedure GA-01.03(OP), "Inmate Access to the Courts," to determine if inmate may receive copies with/without funds.

To be completed by SCDC staff:

Item	Amount	Cost
Photocopies		
TOTAL		<i>287</i>

Anthony Brooks
Inmate's Signature

[Signature]
Mailroom/Canteen Signature (Request filled by)

4/28/15
Date

White - Inmate
Canary - Mailroom/Canteen Employee

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
Division of Inmate Services

AGREEMENT TO DEBIT E.H. COOPER ACCOUNT

Inmate's Name: <i>Altony Bruster</i>	SCDC #: <i>513005</i>	Housing Unit: <i>RHU 157</i>	Date: <i>5-5-15</i>
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GENERAL MATERIAL

** Inmate must have the funds in his/her account to pay for the materials.

To be completed by
SCDC staff:

Item	Amount	Cost
Envelope		
Pen		
Paper		
Postage		
Tape		
Box		
Electronic Repair		
Other		
Sub-Total:		

RECEIVED
MAY 7 2015
MAIL PICK UP
LEE CI MAIL ROOM

LEGAL MATERIAL

** Inmate is not required to have the funds in his/her account to pay for the materials; however, his/her account must be debited for all materials s/he elects to receive.

To be completed by
SCDC staff:

Item	Amount	Cost
Envelope		
Pen		
Paper		
Postage	<i>1</i>	
Other		
Sub-Total:		<i>2.93</i>

*Call CP 082260
PCR
MARY P BREW
CLERK OF COURT
300 CALIFORNIA BLVD
NORFOLK COLLEGE SC 29466
NOTION TO ATTORNEY
ANNOUNCE SUBJECT
RELEASE COUNSEL
COURT # 15-1074
US DISTRICT COURT
CLERK OF COURT
PO BOX 835
CHARLESTON SC 29402*

I swear under Penalty and Perjury that
the foregoing is true and correct this
5th day of *MAY* 2015 at *LR*

PHOTOCOPIES

** Inmate may be required to have funds in his/her account. See SCDC Procedure GA-01.03(OP), "Inmate Access to the Courts," to determine if inmate may receive copies with/without funds.

To be completed by
SCDC staff:

Item	Amount	Cost
Photocopies		
Sub-Total:		<i>2.93</i>
		TOTAL

Al Bruster
Inmate's Signature

[Signature]
Mailroom/Canteen Signature (Request filled by)

5/7/15
Date

White - Inmate
Canary - Mailroom/Canteen Employee

MARY P. BROWN
Clerk of Court, Berkeley County
P.O. Box 219
Moncks Corner, SC 29461-0219

Return Service Requested

RECEIVED

MAY 14 2015

LEE CI MAIL ROOM

Altony Brooks #313000
LCI ASU RM 152
990 Wisacky Hwy.
Bishopville, SC 29010

RHU 152

Presort
First Class Mail
CombAsPrice



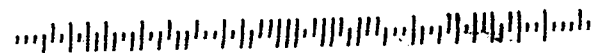
U.S. POSTAGE >> PITNEY BOWES



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0001398857 MAY 11 2015

CP-GS

29010\$1775 0002



The Supreme Court of South Carolina

DANIEL E. SHEAROUSE, CLERK OF COURT

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA 29211

RECEIVED

JUN 25 2015

LEE CI MAIL ROOM

COLUMBIA
SC 290
24 JUN '15
PM 11

Hasler

06/24/2015

US POSTAGE

FIRST-CLASS MAIL

\$00.70



ZIP 29201
011D12602628

Mr. Altony Brooks #313000
Lee Correctional Institution
900 Wisacky Highway
Bishopville, South Carolina 29010

RHU 152

MARY P. BROWN

Clerk of Court, Berkeley County

P.O. Box 219

Moncks Corner, SC 29461-0219

Return Service Requested

Altony Brooks SCDC # 313000
Lee Correctional Institution
ASU RM 152
990 Wisacky Highway
Bishopville, SC 29010

RECEIVED
MAY 1994
LEE CI MAIL ROOM

The Supreme Court of South Carolina

DANIEL E. SHEAROUSE, CLERK OF COURT
POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA 29211

COLUMBIA
SC 290
14 JUL '15
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FIRST-CLASS MAIL

07/14/2015

US POSTAGE

\$00.48⁵



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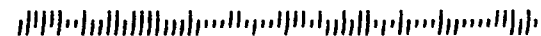
JUL 16 2015

LEE CI MAIL ROOM,

Mr. Altony Brooks #313000
Lee Correctional Inst.
990 Wisacky Highway
Bishopville, SC 29010

RHUIS2

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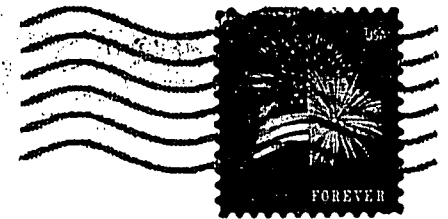


THE BOOZER LAW FIRM, LLC

807 Gervais Street, Suite 203
Columbia, SC 29201

COLUMBIA SC 290

17 APR 2015 PM 3 11



RECEIVED

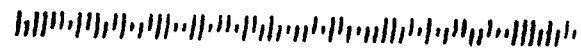
APR 20 2015

LEE CI MAIL ROOM

152

Altony Brooks, #313000
Lee Correctional
990 Wisacky Hwy.
Bishopville, SC 29010

29010177590



THE BOOZER LAW FIRM, LLC

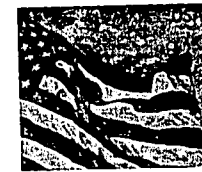
807 Gervais Street, Suite 203
Columbia, SC 29201

COLUMBIA
SC 292
JUN 15
PM 4 L



B 164506 19 1444

FOREVER



RECEIVED

JUL 07 2015

LEE CI MAIL ROOM

RHUISZ

Altony Brooks, #313000
Lee Correctional
990 Wisacky Hwy.
Bishopville, SC 29010

29010177590



THE BOOZER LAW FIRM, LLC

Lance S. Boozer, Esq.*
*Also admitted in Florida

807 Gervais Street, Suite 203
Columbia, SC 29201

Telephone: 803-608-5543
Fax: 803-926-3463

Email: lsb@boozerslawfirm.com
Website: www.boozerslawfirm.com

May 11, 2015

Mr. Altony Brooks
#313000
Lee Correctional Institution
990 Wisacky Highway
Bishopville, SC 29010

**RE: Altony Brooks, #313000, v. State of South Carolina
2011-CP-08-2266**

Dear Mr. Brooks:

Enclosed, please find a signed Order dismissing your PCR application. As I was relieved as counsel at your request at your hearing and am no longer your attorney, I was not sure whether you had received a copy, however, I am enclosing a courtesy copy. It is important to note that you have 30 days to file any appeal you may wish to file after receiving notice of entry of the Order denying your application.

Yours very truly,



Lance S. Boozer

THE BOOZER LAW FIRM, LLC

Lance S. Boozer, Esq.*

*Also admitted in Florida

807 Gervais Street, Suite 203
Columbia, SC 29201

Telephone: 803-608-5543
Fax: 803-926-3463

Email: lsb@boozerlawfirm.com
Website: www.boozerlawfirm.com

June 30, 2015

The Honorable Daniel E. Shearouse
Clerk, Supreme Court of South Carolina
P.O. Box 11330
Columbia, SC 29211

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

Dear Mr. Shearouse:

I am in receipt of a letter dated June 23, 2015, from the Court to Mr. Brooks regarding the above-referenced matter. In the letter, there is reference that I am currently counsel for Mr. Brooks. I was appointed to represent Mr. Brooks, however, on April 22, 2015, the Honorable W. Jeffrey Young granted the Applicant's Motion to Relieve me as counsel. Subsequently, Judge Young issued an Order dated May 1, 2015, to that effect and also dismissed the Applicant's PCR application. I was provided a copy of the Order and forwarded a copy to the Applicant as a courtesy and reiterated to him I was no longer his attorney and that he would have 30 days to appeal the Order.

If any I can be of any further assistance, please do not hesitate to contact me.

Yours very truly,



Lance S. Boozer

cc: Rutledge Johnson AAG
Altony Brooks, #313000



The Supreme Court of South Carolina

DANIEL E. SHEAROUSE
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA 29211
TELEPHONE: (803) 734-1080
FAX: (803) 734-1499

July 14, 2015

Mr. Altony Brooks, #313000
Lee Correctional Institution
990 Wisacky Highway
Bishopville, SC 29010

RE: *Altony Brooks v. State*, 2011CP0802266

Dear Mr. Altony Brooks:

In response to my letter of June 23, 2015, Mr. Boozer has advised this office that he was relieved as your counsel by the circuit court. While the public case index for Berkeley County continues to show that he is your counsel in this matter, we have obtained a copy of the order of May 1, 2015, which relieved him as your counsel.

I note that this Court has still not received a notice of appeal in this matter. If a notice of appeal has been served in this matter, then you will need to provide this Court with a copy of that notice of appeal along with a proof of service showing that the notice of appeal has been served on the counsel representing the State.

Sincerely,

Daniel E. Shearouse

cc: Lance S. Boozer, Esquire
Office of the Attorney General

Daniel E Shearhouse
Clerk of court
Post office box 11330
Columbia S.C 29211

RE: Altony Brooks v. State, 2011-CP-0802266

Dear Mr. Shearhouse,

its clear and blatant as to whats going on and im sure youve heard and see that im titled to relief as I've been written the Supreme court on these issues. The bottom line is that Jackie Allen mastantuno and James E courtneil produced false testimony that the allege victim James warren Taylor had a orbital fracture to the jury to meet the element of serious bodily injury of A.B.H.A.W. Dr Timothy Barton OSBORN produced this false testimony as a favor to the court and the jury believed James warren Taylor had a orbital fracture and I was found guilty and sentence to 12 years not being indicted. I've sent letter of inquiries to the Berkeley county solicitors office and the south Carolina Attorney Generals office to Ashleigh Raitanias wilson requesting the x-rays and nr ct scans so I can have a Doctor review them and no agent of the state responded. Judge mcdonald granted Discovery on this issue and when she realized no ct scans or x-rays where present she denied the same discovery she granted. Judge w. Jeffery Young denied and signed a erroneous order of dismissal as a stalling tactic and never ruled on my S9E motion to alter or amend his allege order of dismissal of the PCR actions. I never recieved a clocked date stamp copy showing the clerk of court filed this dismissal order and Judge w. Jeffery Young attempts is to cause me to procedural default, moreover, im not a colorable person and is false imprisoned, and Judge Young, lance S. Broser and the Attorney Generals office is attempting to sabotage the case to prevent liability. I should not have to go through these motions as conspiracy is abroad

A lot of my filings to the court has not been filed due to your instruction to the lower court to not accept my filings if I'm represented by counsel. The Berkeley court clerk of court took this order and never returned any of my filings or sent them to my Attorney of record. Judge Young's order of dismissal is not a final order under the P.C.R. act and we have a miscarriage of justice. I'm being appointed lawyers by the state who's in no-hurry to deny me relief. I've done more than preserve the issues at all 3 P.C.R. hearings and conspiracy to obstruct justice in a state court proceeding is clear.

I request that you issue an order immediately to have me released as I've served 7 years on falsehoods and the S.C. Attorney General's office knows. As I've filed a writ of mandamus on these issues and due to counsel issues you did not file it.

I'm being impeded by arbitrary counsel and they are representing the state in a clandestine manner. There is no excuse for these actions and as a superior to these individuals your insight would ~~reveal~~ reveal what's been done by the dial of a call. As the Butler standard applied in this case, as the adversary attorney General's office appointed conflicting counsel to sabotage the case, but yet truth stands firm. S.C.D.C. Policies and Procedures of not copying documents to the court, denial of notarial service and delay in mail, impeding of mail reading of mail and lost of mail by Debra Eastman of S.C.D.C. Law court continues to delay and impede litigation.

S.C.D.C. custom on S.M.U. is for surmeter to send documents through the mail to be sent to the education dept to be copied. However, hand made copies will not be made. The ambiguity in the Policy has officers thinking that anything hard written can not be copied no matter where it goes.

I sent the Notice of Appeal on June 2nd 2015 and I had to individually copy each proof of service and notice of Appeal and I did exactly that because I was refused copies. I'm not allowed to have a title writer

and I'm given so sheets a week to order and at times I can't order due to
the correctional short of staff and not filling the orders. No I'm prevented to order
and pay for my own supplies and the supplies I'm given are extremely limited
these issues are 1986, 1985 (2) (3) actions as private conduct

A state habeas corpus is to be filed and I should not have to wait in prison
until it goes through, this has and continues to suspend my employment
and denial of my liberty, as 1986 also applies as it pertains to converting
real and personal property

Lance S. Bozzer is in conflict as he worked for the S.C. Attorney General's office
he's not to represent me as his in violation of 1985 (2) (3) for conspiracy
to obstruct justice in a state court proceeding and is why he failed to file
the 59 E motion to alter or amend or the notice of appeal called with him
failing to file a voluntary motion to relieve his self due to working for the
South Carolina Attorney General's office, as prejudice is presumed

moreover, this case got so out of hand the Attorney General's office had no
where to turn but to one of their advocates lance S. Bozzer to aid in
their cases I spotted and exploited every avenue that I could and I know
there next step is to sabotage the record, its why I wrote everything in my
motions that I could remember, as I've been through the transcript with
the transcripts and is why I filed a motion for the ~~transcripts~~ and tapes
not to be destroyed before transcription

As Joyce C. Rueter, Sharon Uzer and Amanda Haffendoll ~~transcripts~~ ~~have~~
were the court reporters of these hearings. I wrote court administration
to send these court reporters letters advising them not to destroy the tapes
and not one of these individuals replied and said they will not destroy
the tapes I been through these issues with ~~the~~ violation of cross with the
Bond revocation hearing and she's being sued and shall get her summons
Mr. Moreau of S.C. court administration sent these request to not destroy
the tapes to Joyce C. Rueter, Sharon Uzer and Amanda Haffendoll.

its belief that the counsel issues would try to impede the actions of
the tapes not being produced on appeal.

IF You've seen the Public Index You would see that I filed a appeal and served Joshua Thomas of SC Attorney General's office, SC Supreme Court and the Berkeley countl clerk of court on June 2nd 2015 as the Berkeley countl clerk of court filed it.

~~moreover~~ moreover, Judge Stephanie P McDonald stole my civil complaint off of the records Alton Brooks v. Wilburburg countl sheriff's office etal from the charleston countl court of common pleas for a favor for Berkeley countl sheriff's office as that are being sued as well as she done this once I advised her of the law suit at a PCR hearing she alleges we are not worried about your law suit

this lawsuit was granted *in forma pauperis*? I sent it to the charleston countl court of common pleas and I have Judge Young clerk via voice mail and all mail disk seperated out the state as those documents are seperated all over and out of the state for protective measures, read my mobius and you would see Judge McDonald actions, of civil conspiracy as she lost

Bist v. Berkeley County and owed a favor for this lost and now she attempted to sabotage this cases

all documents have been forwarded to Barack Obama and many other lawiers? churches etc, AS I have over 100 copies of all my documents at least the important ones? though Lee corroboral doubt make copies.

moreover, I move for expedited relief to be release from prison also I move for bail in this proceedings as bond is govern by contract also I request that you order S.C.D.C to make copies of my debit future showing I filed a notice of appeals as it's a custom for counsels to not file for Bond Proceedings and I'm not going through all that conspired no more. AS your issue may be that you have not received a notice of appeal so you can't entertain this issues

I'm aware of all the mobius, so I direct you to lee countl as I sent Joshua Thomas AG certified mail a appeals however, once you get the appeal it's common that a direct mail be sent to appellate counsel I rebuke that this letter serves as a prima facie showing that I filed a appeal and I move for an appeal bond and expedited release

I have copies of the notice of Appeal sent to AG Joshua Thomas of South Carolina Attorney General's office as well as proof of service however I have a receipt certified mail as well as a debit form showing I sent the mail to address to You S.C.C. is in conspiracy not to file my documents and has stole my civil suit as well so its no telling whi you didnt get the notice of Appeal. I'll resend it but its no guarantee you'll get it, unless you come to ~~me~~ ^{their} cell and I hand it to You S.C.C. has forcefully took my blood and stuck ~~with~~ me with a needle as I'm charged with non violent offenses and warden Davis allege David tutusky of General counsel said to take my blood I was threatened to give up my own blood and I'm being shot with needles as I believe S.C.C. has injected me with cancer and is whi I'm being falsely charged and road time is being taken away when my original max out was March 2015 and now its 2018, I'm being held all locked up arbitrarily in a discriminatory manner. As Michael McCall ordered my blood to be taken as I request my blood and DNA back and all records destroyed, as shown these people are trying to prevent liability and is doing anything they can to stop it and is begging you to aid in helping them. I trust none of these people and request expedite release as I'm in danger.

Stallion B
Atkin Brooks
LIT
790 Wiscusky Hwy
Bishopville SC 29010

August 2nd 2015

THE SUPREME COURT OF SOUTH CAROLINA

ALTONY BROOKS, secured party, ALTONY BROOKS, debtor VS STATE OF SOUTH CAROLINA Respondent.)))))	<p style="text-align: center; margin-bottom: 0;">MOTION</p> Discharging Bond and Memorandum of Law from warrants and case GS-08-1729- GS-08-1728 in the Berkeley county court. and indictment Discharging Bond on Surrender of or disclosure as to Property, Insolvent Debtors Act.
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As provided by rule 22 of South Carolina rules of civil procedure the secured party has claims against the defendant ALTONY BROOKS debtor, straw man corporation as defined in 15 U.S.C.A section 44.

and moves to release all liability as provided by S.C.R.C.P rule 22(B), Any party seeking interpleader, as provided in subdivision (a) of this rule, may deposit with the court the amount claimed, or deliver to the court or as otherwise directed by the court the property claimed, or give bond payable to the clerk of the court in such amount and with surety as the court may deem proper, conditioned upon the compliance by the plaintiff with the further order of judgment of the court with respect to the subject matter of the controversy. The court may thereupon order such party discharged from liability as to such claims, and the action continued as between claimants of such money or property.

This rule 22(a) is the same as the federal rule, Federal rule 22(b) is deleted because it refers to the federal Interpleader act which is inapplicable in state procedure. rule 22(a) broadens the remedy of interpleader permitted under code § 15-5-200. First the "remedy" is of "right" and not in the discretion of the court, second, interpleader may be brought by the applicant whether or not he is a party to the pending action.

The remedy is not limited to defensive interpleader. Third the traditional the traditional requirement that the same debt or property be claimed by the competing claimants gave rise to many technical and unjust

decisions and has been abolished. fourth, the Plaintiff may aver that he is not liable in whole or in part to any or all the claimants, and remain in the litigation as a party. fifth, there is no requirement that the applicant file an affidavit denying collusion. Thus, the historical common law requirements of bills of interpleader or bills in the nature of interpleader are abolished.

This rule 27 is new, and not in the federal rule. It is added to provide expressly for payment into court and discharge from liability as is now provided by code § 15-5-200.

"Subject matter of action". The St. Stephen Police Dept issued warrants for ABHAM code ordinance Sec 17-25-30 as the prosecuting agency and Aidn. escape from custody of officers code ordinance see 16-9-420 both misdemeanor offenses on the debtor ALTONY BROOKS, warrants H-924125 and H-924132, The state of South Carolina Bonded the agency on these warrants and the living Breathing man Altony Brooks secured Part I was arrested and held as a attachment for the attachment held issued by the STATE OF SOUTH CAROLINA. see warrants exhibit _____.

The Debtor ALTONY BROOKS @ SSN-24761-~~XXXX~~^{XXXX} and DOB 3-20-85 has been sued for debt collection and the state of South Carolina has the living Breathing ^{man} held in prison as a attachment for the alleged debt collection. As the living Breathing man "Altony Brooks" is unlawfully held for this debt collection and moves the court to discharge all liability on the debtor ALTONY BROOKS, and have Altony Brooks secured Part I release from prison immediately.

As there is no "contract" in existence that states Altony Brooks has agreed to be treated as a colorable ~~person~~^{Person} of the District of Columbia corporate franchise state of SOUTH CAROLINA ~~rule~~ military rule. I've sent letter of inquiries to the STATE OF SOUTH CAROLINA Attorney General's office see exhibit _____ and no agent of the state has yet to produce those documents. Moreover, the state of South Carolina has committed Perjury on the debtor

ALTONY BROOKS, and has allege that James warren Taylor suffered a orbital fracture by Producing a doctor to allege such at a trial and never having valid indictments on the doctor as a grand jury never convened see exhibit

committing Perjury on the debtor ALTONY BROOKS, and Altony Brooks secured part of ALTONY BROOKS debtors was an unincorporated corporation which was sued fraudulently and perjury has been committed on both parties. in violation of title 18 U.S.C. § 1621.

As sovereign free man ALTONY BROOKS, I move to release my living breathing walking body from the fraudulent attachment lien the state has on my living body for debt collection of ALTONY BROOKS debtor.

The right to interplead depends merely upon the stakeholders good faith fear of adverse claims. First Union Bank of South Carolina v. F.C.U.S. Communications (S.C. App 1976) 321, S.C. 426, 469. SE2d 613 rehearing denied certiorari granted reversed in part 328 S.C. 290, 494 SE2d 429 interpleader.

In this instance fraud, perjury and conspiracy claims are applicable due to suspension of the debtor's employment on fraudulent indictments.

See, 42 USC. 1985 (2) see Huddle v. Garrison 528 US. 121, 125, 119 S.Ct 489 (1998) interference with witness employment could violate 1985(2)

"the gist of the wrong at which 1985(2) is directed is not deprivation of property but intimidation or retaliation against witnesses in federal court proceedings" accord Kimsey v. Weaver 367. F.Sd 337, 353 (5th Cir 2004)

moreover, 42 U.S.C.A 1982 is applicable as well which prohibits racial discrimination with respect to the right to inherit, purchase, sell, lease, hold and convey real and personal property

As you a white male and I'm black as its presumed that you are bias and have a discriminatory intent to deprive me the right to convey real and personal property and release myself from the fraudulent attachment lien etc As public policy confer no jurisdiction on the sovereign.

and you've failed to release me on January 26, 2013 when I brought these issues. as inductious and federal forum has been pursued upon you and as you know you have no limitabul defenses when defrauding the united states federal government

See Statute of limitations for a conspiracy to defraud the united states to obstruct Justice, and to commit Perjury is indefinitely extended
U.S. v Bonaiuto, S.D.N.Y. 1989, 177 F.Supp 106 on subsequent appeal 285 F.2d 408.

I highly reconrod you send the remainder of the balance of this rose so I could pay the amount if reasonable or simply discharge the public debt.

See CBOCS West Inc v. Humphries 128 S.Ct at 1985. Pertaining to 42 USC. 1982

moreover 42 U.S.C. 1985(2) and a discriminatory animus as provided by Griffen v. Breckendridge 403 U.S. 88, 91 S.Ct. 1790 (1971) applies to the obstruction of Justice in a state court proceeding.

and could be shown through a chain of conspiracy and arbitrary Public Policy that holds no standing to the Sovereign Man Altony Brooks.

As the state has no personal or subject matter jurisdiction to hold me Altony Brooks in their prison

I declare that I'm not subject to the territorial... limited exclusive legislative and its "foreign" jurisdiction mandated for Washington District of Columbia Art. 1-8-17-18 US Const) including the foreign "internal Governments organizations therein or by contract adhesion (news) thereto intertwined throughout our land including any states of "I therefore lawfully "squarely challenge" the fraudulent jurisdiction / authority that does not apply to me Main v. TH Bourtus, 100 S.Ct 2502, 1980,

Hogan v. Levine 418 US. 528, 533 and that jurisdiction / authority, that Does not challenge at any time Basso v. Utah Power and Light, 495 F.2d, 906, 910 and where there is absence of jurisdiction.

All administrative and judicial proceedings are a nullity and confer no right, offer no justification, Thompson v. Tolme 7 Fed 381 (1891) Griffith v. Frazier 31 Fed 471, 12 US 9, 1914 Title U.S.C § 558(B) and with the "supreme law" of the land upholding the sovereign American in that all laws that are repugnant to the constitution are null void Marbury v. Madison 5 US 137 (1803)

I hereby give notice that I by my status appears in law by my status of sovereign American all as foreign as a non resident Alien to the US constitution Art 1-8-17-18 District of Columbia's Federal Government and or any state of "likewise to Russia

I hereby give lawful notice and declarations that I am not subject, citizen, president, voter, taxpayer, servant, slave, person, nor chattel or property to any government nor equal under the [color of law] with corporations or politicians, insidiously created by some firm of Government to, Deceive, Dominate, U.S. & P the sovereign American People as created by the 13th and 14 articles and amendments to the National constitution.

I am sovereign as the people over the instruments of our creation, namely our limited forms of Government, created for the protection of natural rights and liberties, constitution of the state of South Carolina republic Article 1-1 as declared we [the Indians] people and under your color of law and respect only my creator as sovereign to me and whom the people trust.

I Alton Brooks, A living breathing man being first duly sworn Depose say and declare by my signature that the following facts are true correct to the best of my knowledge and belief and that affiant's rights "existed by law of the land antecedent to the organization of the state

Hule v. Henkel 20 US 43"

That the affiant's rights exist in light of the US Constitution

Furthermore in your letter dated January 28 2013, you stated that further to my question about SC code ann § 17-25-30, you have no information about Bonds under that section, and that indeed that section does not make no mention of any bond. Again, if you have legal questions or concerns, you should discuss them with your counsel.

You also allege that as to the request to be released that you have included to your letter no action will be taken on it. Miller supra, Jones supra and Foster supra, you stated I suggest that you discuss any concerns that you have with your counsel see exhibit _____.

In this instance you're totally ignored my sovereign right which is inalienable that can not be transferred and acknowledge a public liability over a private party as this is blatant conspiracy, moreover, you know or should know that Bonds are issued with warrants.

See Miller and General outdoor Advertising company, Co, 3:0.117, 1963
223 F. Supp 790, As word warrant may broadly include a right to subscribe but includes more since usual warrant is issued with Bonds and shares of stock. see SC code Ann. 15-69-10, § 15-69-50, 15-69-30, 15-69-140, 15-69-130 - 15-69-200, as these codes define in more detail concerning a corporation and fictitious persons,

more over the General Service Administration provide the forms for these Bonds, such as bid bonds, performance bond and payment Bonds, and I Altony Brooks is being used as a transmitted utility for the fictitious corporation ALTONY BROOKS that was created by the STATE OF SOUTH CAROLINA at MUSC the Hospital I was born,

moreover, All these bonds have a penal sum attached to it, so your act of acting like you don't know what Bonds I'm talking about is purely obstruction of justice, As the default judgment was sold to the federal court which is 90% slavery and sale into slavery.

In violation of international laws, read. How United States is violating its international agreements to combat slavery § Emory Intl Rev. 215, 1974)

As the financial office of the District court has all the optional bids in their financial Dept, see admin office if you need any directory or ignorance of the law is no excuse.

Moreover the legislature statutes suspend commerce and the Secretary of STATE OF SOUTH CAROLINA Does not file UCC 1 filings which list the debtor and secured party at the same names though one is private and the other is public. South Carolina statute suspends commerce, with ambiguity, at all caps is sue and all caps and lower case in a name if another.

As, I've sent the Attorney General Alan Wilson a criminal complaint and affidavit on Solicitor Jackie Allen Mastertano on these issues the North of and Has yet to receive a response, a ~~commercial~~ commercial legal will be next and filed with a UCC 1 ~~financial~~ financial statement.

As this is where controversy comes in at, at the gist of my employment to discharge debt from the straw man corporation or contracts, as South Carolina suspends commerce, but not files UCC filings? though other public institutions do.

and exist a class based animus as you've failed to order the release of Anthony Brooks the sovereign from false imprisonment, indulging in public sector and class based animus views, and thus your habeas under ~~the~~ USCA 1985(2) in these instances as no such contract exist saying that in a colorable person, this serves that in a black man who's seeking to contract and your white and you have all the privileges afforded to you.

As provided by 42. U.S.C.A §§ 1981 and 1982 claims, as section 1981 provides that all persons must have the same rights "To make and enforce contracts, to sue, be parties, give evidence, and to full and equal benefit of all laws and proceedings for the security of persons and property as is enjoyed by white citizens and shall be subject to like punishment, pains, and penalties ~~and~~ taxes, licenses, and exactions of every kind and to no other" It adds that the term make and enforce contracts include the making, performance, modifications and termination of contracts and the enjoyment of all benefits, privileges, terms

and conditions of the contractual relationship, unlike 42 U.S.C. 1983 & 1981 applied to private ~~persons~~ persons in addition to persons acting under color of law.

As this document is a prima facie evidence that if you do not discharge the debt of ALTON BROOKS @ debtor and release the sovereign man Alton Brooks expediently from prison you are indulging in racism and do not respect Alton Brooks' sovereign as a living breathing man and considers him public liability and is denying him the right to inherit, purchase, lease, sell, hold, and convey, real, and personal property, ~~as~~ as defined in 42 USC 1982.

In these instances nothing can function without bonding, and the criminal complaint will be forwarded to the INSURANCE commissioner in the state which will instantly put a lien against the bond, moreover, I move to release all liability, attach is the sentencing sheet, As shown the sovereign never signed or agreed to the conviction and is in prison due to arbitrary military war power see exhibit _____

~~See~~ ~~discharge~~ ~~of~~ ~~a~~ ~~convicted~~ ~~person~~ See discharge Bond. A Bond that permits a defendant to regain possession of attached property and release the property from the attachment lien (cases: Attachment 261, C.J.S Attachment §§ 247-251, 258)

for the foregoing reasons I move ~~to~~ to discharge and regain possession of my living breathing body from the states attachment lien.

under Hamilton v. Hamilton 11 reh 351, 1888 WL 366 SCAPP 1000, (1858), Prisoner bond act and insolvent debtors act., Hibler v. Hammond 2, Strab, 106, Harbo v. Stribling 2 SP 107, Caldwell vs. Metts 2 SP 95. discharge on surrender of or disclosure of property.

I declare under penalty and perjury that the foregoing is true and correct this 14 day of July 2018, in Bishopville S.C 29010

Alton Brooks
Alton Brooks
LCI RHU182
970 wisack Hwy
Bishopville SC 29010

Witness and subscribe before me this
14th
day of July 2018
I James D. Digger
NOTARY OF PUBLIC

my commission Expires

11-05-2019

THE SUPREME COURT OF SOUTH CAROLINA

Altony Brooks, secured Party, Sec Juris, creditor)
ALTONY BROOKS debtor)

AFFIDAVIT OF TRUTH

v.)

CASE 2011-CP08-2266

STATE OF SOUTH CAROLINA)
Respondent)

I Altony Brooks, A living breathing man having first duly sworn Depose and Say and declare by my signature that the following facts are true correct and complete to the best of my knowledge and belief.

That affiant's rights existed by law of the land antecedent to the organization of ~~the~~ the state

Hale v. Henkel, 201 U.S. 43"

That the affiant rights exist in light of the US. Bankruptcy A.K.A National Emergenc and that includes the right to redemption, that under article 1 Section 1 of SOUTH CAROLINA constitution "The People Have all Power and the affiant is of the People and is above the corporate government called STATE OF SOUTH CAROLINA / STATE OF SOUTH CAROLINA: operating in a defacto Bankrupt/ capacity / status, that affiant has been kidnapped by the STATE OF SOUTH CAROLINA under the use of fraud indictments which does not confer Jurisdiction upon the trial court to convict and sentence affiant thus the Judgment is void.

That affiant's criminal Jur trials were held when the case was never brought before a legal grand Jury and the prosecutor Jackie Allen mustanteno fraudulently drew up indictment and brought Affiant before the court when the case was never on the General docket and moved to the trial docket, that affiant's criminal Jur trial failed to provide the proper authority to hold such trials, thus the Judgment is voids

That Jackie Allen Mustanteno knowingly produced fraudulent indictments as shown in exhibit — to convict affiant at a trial.

and that Jackie Allen Mastanturo and Jim Courtney produced perjured testimony from Dr. Timothy Barton Osborn that James Warren Taylor suffered a orbital fracture knowing that he did not and the prosecution was never in possession of CT-Scans or X-rays showing that James Warren Taylor suffered a orbital fracture and this testimony was produced to deceive the jury that the state meet their burden of proof on the element of serious bodily injury of ABHAW that was fraudulently drawn up by Jackie Allen Mastanturo, See exhibit A

Jackie Allen Mastanturo drew the fraudulent indictments up and put a fatal variance in the indictment alleging James Warren Taylor suffered a serious bodily injury in his face knowing that he was going to constructively impermissibly amend the indictment through the testimony of Dr. Timothy Barton Osborn that James Warren Taylor suffered a orbital fracture knowing the testimony would be false to deceive the jury.

that the Attorney General office of South Carolina more Berkeley County solicitors have X-rays or CT-Scans showing James Warren Taylor had a orbital fracture and thus Jackie Allen Mastanturo and James Courtney knowingly produced this false testimony and committed perjury on Anthony Brooks secured party and debtor ANTHONY BROOKS @ straw man corporation exhibit A and that this affidavit is not rebutted point for point by any man or woman representing the state of South Carolina at any level in any manner or matter within (7) days upon receipt. these facts stand as true in both the Public and Private sector, record as true

Done this 14th day of July 2015 AD

James J. Rogers
Notary of Public for South Carolina

11-05-2019

My Commission Expires

I swear under Penalty and perjury that the foregoing is true and correct this 14th day of July 2015
Anthony Brooks secured party
Secured Party
Affiant, creditor
Holder in due course

STATE OF SOUTH CAROLINA
Supreme Court of South Carolina

ALTONY BROOKS,)	Case 2011-CP-082266
ALTONY BROOKS,)	Petition for Bail Pending
Petitioner,)	Appellate Review
VS.)	
STATE OF SOUTH CAROLINA)	
Respondent,)	

Your Honor as provided by rule 243A of South Carolina Appellate Court rules, petitioner Altony Brooks petitions the court for bail on the above case, petitioner has received the maximum sentence on the case and has been sentenced to 10 years for A.B.H.A.N, 17-25-30 of the common law and 2 years for aiding escape from the custody of officers, petitioner has served 7 years and counting on these offenses more than 1/2 of the sentence.

As those offenses are misdemeanor offenses and from the vantage point the 2 year aided escape of custody of officers has been served though petitioner is innocent of the offenses petitioner has substantial grounds to prevail on appellate review. As the Berkeley County prosecution has failed to disclose Brady v. Harland documents and has presented false evidence that the alleged victim James Warren Taylor suffered a orbital fracture by a doctor Timothy Bartow Osborn. As Dr. Osborn presented these falsehoods to a jury to meet the element of serious bodily injury of A.B.H.A.N to meet their burden of proof though there was no valid indictments.

petitioner sent the Berkeley County solicitors office and the S.C Attorney General's office letter of inquires certified mail requesting the ct-scans and x-rays under disclosure laws and no agent has yet to respond see exhibit. As this is a prima facie evidence that none exist, as the x-rays and ct-scans were requested so I could have

a doctor give a indepent study However I also requested the grand jury indictment documents and no one has responded as I filed a rule 59 E motion to alter or amend these claims on a Summary Judgment motion dated 4-27-15, ⁴⁻²⁸⁻¹⁵ and the court did not file my documents or send them back to me and they are in a state of conversion.

I've also filed a 59 E motion to alter or amend the judgement of dismissal and included a 505 Argument brief to include these claims under prosecutorial misconducts 14 Armed and dangerous violations and Probative value being outweighed by prejudice however the court of Berkeley county did not file it or send it back to me I sent it on 5-19-15 and they have it in a state of conversion.

See Debt firm I request that the supreme court have the Berkeley county clerks office compel these documents. As Petitioner will file a state habeas ^{corpus} in this manner as the actions in all meet the Butler standard as denial of due Administration of Justice rings off as I've preserved the record very clear. In these instances and more Petitioner shall be admitted to bail as bail is governed by contract and this case does not exceed over 10 years as Petitioner Max out date is 2018. as it was 2015 and in the interest of justice a conflicting counsel issues as articulated in the motions to relieve counsel Petitioner is entitled to bail to perfect this appeal.

SI Attorney Fees

Attorney Brooks
CCL Rule 152
990 W. Sockal Hwy
Bishopville S.C 29010

7-8-15

SENDER: COMPLETE THIS SECTION

- 1. Using the return address and the return address of the Restricted Delivery addressee, verify that the address is correct on the outside of the envelope.
- 2. Add postage to the envelope.
- 3. Add a return address to the envelope.

Honorable Judge
Stephanie McDonald
300 California Ave.
Moncks Corner, SC 29461

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X *Janet W. Tipton*
 Janet W. Tipton 7-24-14

- B. Service Type
- Certified Mail
 - Registered
 - Insured Mail
 - Signature Required
 - Express Mail
 - Return Receipt for Merchandise
 - C.O.D.
 - Yes

2. Amount Due: \$0.00
 3. From: 300 California Ave

SENDER: COMPLETE THIS SECTION

- 1. Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- 2. Add postage to the envelope on the outside of the envelope.
- 3. Add a return address to the envelope.

SC Attorney General
Ashleigh Wilson
PO Box 11549
Columbia, SC 29211

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X *James M. Allen*
 James M. Allen 7-25-14

- B. Service Type
- Certified Mail
 - Registered
 - Insured Mail
 - Signature Required
 - Express Mail
 - Return Receipt for Merchandise
 - C.O.D.
 - Yes

2. Amount Due: \$0.00
 3. From: 300 California Ave

SOUTH CAROLINA Attorney General
Ashleigh R. Wilson
P.O. Box 11549 Columbia S.C. 29211

RE: disclosure of documents and tangible objects
in relation to Berkeley County Prosecution of Anthony Brooks of case
08-GS-08-1729 and 08-GS-08-1728 General sessions held on 1-12-09
by Judge Kristi Lea Harrington as well as relation to case 2011-CP-08-
2266 in the Berkeley County court of Common Pleas.

DEAR MS. Ashleigh R. Wilson,

Enclosed, please find a letter of inquiry
requesting disclosure of James Warren Taylor's alleged x-rays and
or ct-scan showing the alleged orbital fracture as presented thru
testimony by J. Allen Mastantuno and Jim Courtney of DR. Timothy
Barton ASBOW along with a request of the grand jury impanelled
documents and documents showing petitioner ever gave up
his unalienable rights. Please have these documents filed and respond
promptly

Sincerely ~~Anthony Brooks~~
Anthony Brooks
LCI ASU RM 2 N-side
990 Wisacky Hwy
Bishopville S.C. 29010

Power of Attorney
Aisha A Greene

1610 Greentown Rd.
St. Stephen S.C. 29479

S / Aisha Greene
AISHA GREENE

Certified Mail Number 7014 1200 0002 2340 1438

Executed this 23rd day of July 2014 AD

This request is further made pursuant to S.C. Code Ann. § 14-7-1770 (Supp 2003) and South Carolina freedom of information request and act act 30-4-15 to 30-4-1615 (1991 and Supp 2003 as a whole,

The aggrieved Party request the grand jury impanelment document including the state of S.C. Petition, Supporting materials, Judges order in compliance with S.C. Code ANN 14-7-1630 Supp 2003, as the aggrieved party has the right to obtain documents pertaining to the impanelment of the state grand jury which indicted defendant ~~and~~ to ensure the grand jury was properly impaneled pursuant to S.C. Code Ann 14-7-1630 Supp 2003

Pursuant to S.C. Code Ann 14-7-1770 (Supp 2003) A defendant has a right to obtain documents pertaining to the impanelment of the state grand jury which indicted him, impanelment documents including The State of South Carolina supporting materials and impaneling Judges order may be released to a defendant prior to trial upon a timely request, or an applicant on post-conviction relief proceeding.

The aggrieved Party is currently on post-conviction relief case 2011 CP-08-2266 in the Berkeley County Court of Common Pleas, Judge Stephanie P. McDonald has granted discovery and to the contrary of the order of Judge Stephanie P. McDonald, the aggrieved party move to disclose all documents listed in this letter of inquiry

on January of 2013 I sent a letter of inquiry to the Berkeley County Solicitors office to Jackie Allen Mastantuno requesting James Warren Taylor's medical file of x-rays, and the Solicitors office failed to produce the documents,

on June 4th 2014 the aggrieved Party sent a letter of Inquiry to the ~~the~~ Berkeley County Solicitors office Allen Mastantuno requesting James Warren Taylor's x-rays and or ct scan that was allegedly broken at the Month's corner medical center in Month's corner S.C. 29461, and has yet to receive a response certified mail number 7014 0150 0002 0022 9146

Moreover, on January of 2014 the aggrieved Party contacted Bryan A Alfaro of the Berkeley County Solicitors office and he called and left a message via voice mail that he's not coming off of the x-rays of James Warren Taylor,

on June 11th 2014 Post-conviction Counsel Pamela Joanna Polzin has informed that the prosecution does not have the x-rays and or ct scan as she searched their file and she allege she will have to subpoena

UNITED STATES OF AMERICA

LETTER OF INQUIRY

Certified Mail Number _____

To: SOUTH CAROLINA

Assistant Attorney General Ashleigh R. Wilson

P.O. Box 11549, Columbia S.C. 29211

RE: STATE OF SOUTH CAROLINA V. Altony Brooks, and Altony Brooks V. STATE OF SOUTH

Case No: (2011-CP-08-2266 post conviction) and (08-GS-08-1729, and 08-GS-08-17
BERKELEY COUNTY Common Pleas Court. General Sessions Conviction
Jan 12-13 2009, Berkeley County

DEAR, MS. Ashleigh R. Wilson,

Please Provide the following information pursuant to the States Public disclosure laws to Altony Brooks, hereafter "Aggrieved Party" in respect to the right to the redress of grievance as stipulated in the constitution for the united states of America.

This request is further made pursuant to title 42 U.S.C.A. § 1986, 1985 & 1983 and Title 18. U.S.C § 1621 as it applied via oath of office of each officer of oath / Affirmation who comes to know of this request

Please provide certified copies of the instruments upon which you rely in the STATE OF SOUTH CAROLINA'S prosecution of Altony Brooks,

Please provide certified copies of any contracts, bonds, chattel encumbrances, real property or any contract upon which you rely in your presumption that Altony Brooks, ever waived his unalienable rights and agreed with full disclosure and knowledge that Altony Brooks, ever agreed to be treated as a colorable person under military rule of District of Columbia's corporate franchise "STATE OF SOUTH CAROLINA"

This request includes James warren Taylor x-rays and or CT-scan that was allegedly taken at the Monks Corner medical center in Monks Corner S.C 29461. by Steven Ciabottini, radiologist and DR. Timothy Barton Osbon, as the Berkeley County Prosecutors Jackie Allen Mastantuno and Jim Courthet presented testimony of DR. Timothy Barton Osbon that James warren Taylor suffered a orbital fracture at trial.

Moreover, a letter of Inquiry requesting James warren Taylors allege x-rays and ct scans showing his alledge orbital fracture was sent to you and the Attorney Generals office on June 4th 2014, certified mail number 70140150000200229054 and you or any agent or officer of the office responded not.

THE SUPREME COURT OF SOUTH CAROLINA

Berkeley County clerk of court

H. Kristi Lea Harrington

300 California Ave

Monks corner SC 29461

RE: SETTLEMENT AND FORECLOSURE

of case GS-08-1728-GS-08-1729

in the Berkeley County court

Dear Your Honor, Daniel E. Shearhouse:

I, Antony Brooks, secured Partis sui juris, sovereign, A man presumed surety to ALTONY BROOKS SS# 247-61-7858. Debtor request all Bonds from the committee on uniform securities identification Procedures (C.U.S.I.P.) on debtor ALTONY BROOKS SS# 247-61-7858, for acceptance UCC § 3-410-3-419 settlement for sentencing and foreclosure.

respectfull/ submitted

Antony Brooks

ALTONY BROOKS UCC § 3-407-SEC 3)

secured Partil holder in due course

Subscribed before me this 14th

day of July 2015

Paul J. Diggers
Notary of Public of South Carolina

11-05-2019

MY COMMISSION EXPIRES

THE SUPREME COURT OF SOUTH CAROLINA

Berkelley County Solicitors Office
Bryan Alfaro
J. Allen Mastantuno
300 B California Ave.
Mouks Corner SC 29461

RE: CASE ACCOUNTANTS

Dear Mr. Alfaro or any agent who comes to know of this document, please send me a complete account for the remaining amount due for the following case of Altony Brooks? please forward the Supreme Court of South Carolina Daniel E Shearhouse and I Altony Brooks this information at your earliest convenience, here is a list of the cases numbers, indictments and warrant numbers:

A copy attached is a discharging bond to set off all liability and motion under rule 72 of South Carolina rules of civil procedure to release from liability. Petitioner request you say any disposition you may have to this matter in controversy and as conditioned upon the compliance of the state of South Carolina concerning this matter, failure to respond or rebut stands that the state of South Carolina agrees with discharging of the public debt of ALTONY BROOKS debtor.

Subscribed and sworn before me this 14th day of July 2018

Robert J. Duggan
Notary of Public for South Carolina

11-05-2019
MY COMMISSION EXPIRES

respectfully submitted

Altony Brooks

Altony Brooks & 3-407 CB

secured party holder in due course

SOUTH CAROLINA SUPREME COURT

TO: WILLIAM D BILTON
COMMISSION ON PROSECUTION
COORDINATION
603 BERNARD ST
PO BOX 11561
Columbia S.C 29211-1561

RE SETTLEMENT AND FORECLOSURE

DEAR WILLIAM D. BILTON

I Altony Brooks, Secured Party, A man presumed security
to ALTONY BROOKS SS# 247-61-7858 Debtor request, all Bonds from the
committee on uniform securities identification procedures (CUSIP) on Debtor
ALTONY BROOKS SS# 247-61-7858 for acceptance [UCC 3-410-3-419]

settlement and foreclosure

Respectfully submitted



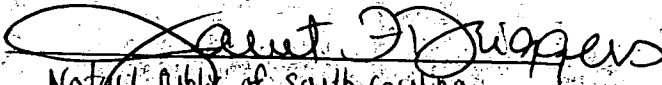
Altony Brooks UCC § 3-407 sec 3

Secured Party

Subscribed and sworn to before me this

14th

day of July 2015


Brent D. Duggins

Notary Public of South Carolina

my commission expires

11-05-2019

SOUTH CAROLINA SUPREME COURT

Altony Brooks, secured Partl, sovereign sui Juris)
ALTONY BROOKS)
Debtor)
Petitioner)

JURISDICTION
Case, BS-08-1729-6508-1728.

v.
STATE OF SOUTH CAROLINA.

FOR THE RECORD

Your Honor, may it please the court, I was allegedly issued presentment by warrants ABHAN and aiding escape from custody of officers _____ my name is Altony Brooks that is spelled capital A lower case L, t, o, n, y, capital B lower case r, o, o, k, s. my name is not ALTONY BROOKS all capital letters, I AM a Christian Aboriginal Indigenous African American National, my law is the Holy Bible, my flag is the South Carolina Republic flag, I am a man on the land of Berkeley county South Carolina, I am visiting this court under ministerial power as a representative of his "original jurisdiction"
For the record I AM who I say I am and who Altony Brooks says I am further I sayeth ~~noted~~ and stand mute

Subscribed and sworn before me this 14th Day of July 2015

David J. Driggers
Notary Public of South Carolina
11-05-2019
My Commission Expires

Altony Brooks
Altony Brooks sui Juris
Sovereign Free man
Secured Partl creditor
Holder in Due Course
Trade Name owner
record owner.

THE SUPREME COURT OF SOUTH CAROLINA

Altony Brooks, sui Juris, secured party creditor)
ALTONY BROOKS) MOTION TO INTERPLEAD
debtor)
V.)
STATE OF SOUTH CAROLINA)
Respondent.)

Your Honor, Altony Brooks sui Juris, secured party creditor, moves to interplead in this action as provided by S.C.R.C.P. 22 as the secured party has claims against the debtor and a high stake in the interests of debtor ALTONY BROOKS the straw man corporations and moves to release all liability as provided by S.C.R.C.P. 22 as it states (a) Interpleader may be required. Persons claiming claims against the plaintiff may be joined as defendants and required to interplead when their claims are such that the plaintiff is or may be exposed to double or multiple liability. It is not ground for objection to the joinder that the claims depend do not have a common origin or are not identical but are adverse to an independent of one another, or that the plaintiff avers that he is not liable in whole or in part to any or all of the claimants. A defendant exposed to similar liability may obtain such interpleader by way of cross-claim or counter claim. The provisions of this rule supplement and do not in any way limit the joinder of parties permitted in Rule 20

(b) release from liability. Depositor Deliver or Bond. Any person party seeking interpleader as provided in subdivision (a) of this rule, may deposit with the court the amount claimed or otherwise directed by the court the property claimed, or give bond payable to the clerk of the court in such ~~amount~~ surety as the court may deem proper, conditioned upon the compliance by the plaintiff with the further order of the judgment of the court with respect to the subject matter of the controversy. The court may thereupon order such party discharged from liability as to such claims and the action continued as between claimants on such money or property.

Altony Brooks Suiduris moves this court to interplead in this action as provided by S.C.R.C.P. 22 as the discharging Bond and memorandum of law is attach. to release Altony Brooks from prison and to seize the suspension of ALTONY BROOKS debtor employment that the state of South Carolina through its employees have done.

I swear under Penalti and Perjury that the foregoing is true and correct this

14 day of July 2018 in Bishoerville SC 29010

sworn to and subscribe before me this 14th day of July 2018

Robert J. Diggins

NOTARY OF PUBLIC

11-05-2019

MY COMMISSION EXPIRES

Altony Brooks Suiduris

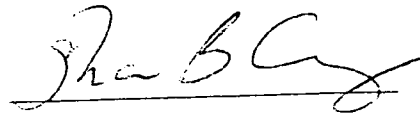
Altony Brooks Suiduris
Secured Part 1 creditor
Holder in Due course
record holder.

STATE OF SOUTH CAROLINA)	IN THE COURT OF COMMON PLEAS
)	NINTH JUDICIAL CIRCUIT
COUNTY OF BERKELEY)	CASE NO: 2011-CP-080-226
ALTONY BROOKS,)	
PLAINTIFF,)	
VS.)	MOTION TO WITHDRAW AS COUNSEL
STATE OF SOUTH CAROLINA,)	
<u>DEFENDANT.</u>)	

COMES NOW the undersigned attorney of record for the defendant, Altony Brooks, and prays this Court to enter its order granting leave to withdraw as counsel for the Plaintiff herein and as grounds therefore would show the Court:

1. That I, Sharon B. Capers, was previously employed by Plaintiff's trial counsel, J. Mitchell Lanier and was an Assistant Solicitor with Berkeley County where Judge Kristi Harrington, who presided over his trial was also formerly employed by the Berkeley County Solicitor's office but not at the same time as Plaintiff's counsel.
2. That I disclosed my relationship with Plaintiff's trial counsel to the Plaintiff after discussions alleging conspiracies against him by the system. I believe that representation would be impossible given his beliefs about inherent biases within the entire system, me included.
3. That counsel did not work with The Honorable Kristi Harrington however it has been perceived and alleged that counsel is biased in favor of the Judge and Mr. Lanier and will not represent Plaintiff's interest.
4. That there have arisen irreconcilable differences between the Plaintiff and Counsel and that Plaintiff does not believe that Counsel will handle his case fairly.
5. Due to the irreconcilable differences and Plaintiffs' perceived bias Counsel will be unable to effectively and properly continue representing the Plaintiff.

WHEREFORE, upon hearing hereof, the undersigned prays that this Court enter its order allowing withdrawal herein.



Sharon Capers
Attorney for Plaintiff

Charleston, SC
Dated: 3/27/12

STATE OF SOUTH CAROLINA)
COUNTY OF BERKELEY)
ALTONY BROOKS,)
PLAINTIFF,)
VS.)
STATE OF SOUTH CAROLINA,)
DEFENDANT.)

IN THE COURT OF COMMON PLEAS
NINTH JUDICIAL CIRCUIT
CASE NO: 2011-CP-080-2264

ORDER ALLOWING WITHDRAWAL AS COUNSEL

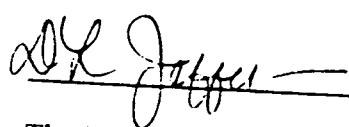
2012 APR -5 PM 1:40
BERKELEY COUNTY, N.C.

THIS MATTER CAME BEFORE me pursuant to a Motion by Sharon Capers to withdraw as Counsel for Plaintiff.

After reviewing the Motion to Withdraw, there appears good cause for the withdrawal, it is

HEREBY ORDERED that Sharon Capers, be relieved as counsel for the Plaintiff and further that new counsel be appointed to represent the Plaintiff.

AND IT IS SO ORDERED!


The Honorable Deadra Jefferson
Chief Administrative Judge

Applicant and State consent to this relief.

STATE OF SOUTH CAROLINA

County of Charleston Berkeley

COURT OF COMMON PLEAS

Case # 2011-CP-08-2266

Altony Brooks

Applicant / Petitioner

vs.

State of South Carolina,
Respondent.

ORDER

FILED
2013 NOV 27 AM 10:45
CLERK OF COURT
BERKELEY COUNTY, SC

This post-conviction relief case came before the court for a hearing. Having now heard this matter, the court orders as indicated herein.

1. The application for post-conviction relief is hereby: denied granted under advisement; a formal order will be filed (see below - No.6)

2. Motion(s) was/were heard in this case and the court orders:
 The motion to dismiss and/or for summary judgment is hereby granted denied under advisement based upon the statute of limitations and/or the successive nature of the application or other reason as follows:

3. A conditional order of dismissal was previously filed in this case. Upon review of the matter, the court finds:
 Good cause as to why the case should not be dismissed has been shown in response to the order of dismissal; therefore, a hearing on the merits of the application shall be scheduled.
 The court has considered the response to the conditional order of dismissal and finds that good cause has not been shown or no response has been filed to the conditional order of dismissal; therefore, the application is hereby dismissed.

4. The application was freely, voluntarily, and intelligently withdrawn as indicated on the record; therefore, this case is dismissed with prejudice without prejudice.

5. Other: Continued, Judge McDonald shall retain jurisdiction. Brooks shall submit a list of requested discovery to this court and the court will rule on what he has or has not been provided. If Brooks does not submit a list, his right shall

6. The court further orders: be waived.
 The Attorney General Applicant's counsel is directed to submit to the court a proposed order and to serve the order on opposing counsel within days.

Both sides are directed to submit proposed orders to the court and to serve the orders on each other within days.

The court does not request proposed orders.

IT IS SO ORDERED.

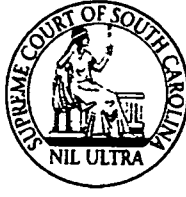
Date: 11/20/2013
Charleston, S.C.

[Signature]
Presiding Judge
[Signature]
2163

Court Reporter Sharon Vizer
Attorney for Applicant Pamela J. Polzin
Attorney for Respondent Ashleigh Wilson

12/3/13
email:
PJP
AW

[Handwritten initials]



The Supreme Court of South Carolina

DANIEL E. SHEAROUSE
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA 29211
TELEPHONE: (803) 734-1080
FAX: (803) 734-1499

TO: Mr. Altony Brooks #323000

FROM: Daniel E. Shearouse, Clerk ^{PES}_{ES}

DATE: December 30, 2013

This Court has received your Petition for Writ of Mandamus.

This Court cannot provide legal advice or assistance. Therefore, we will not be able to provide legal advice and you should consult an attorney.

Since you are represented by counsel in this matter, no action will be taken on your pro se filing. Miller v. State, 388 S.C. 347, 697 S.E.2d 527 (2010); Jones v. State, 348 S.C. 13, 558 S.E.2d 517 (2002); State v. Stuckey, 333 S.C. 56, 508 S.E.2d 564 (1998); Foster v. State, 298 S.C. 306, 379 S.E.2d 907 (1989).

If you believe you have good cause to seek to have your current counsel relieved then you should file a motion in the lower court in which this matter is pending.

Since you are represented by counsel in this matter, we are forwarding a copy of your letter to counsel for any assistance he/she can give you.

Your remedy is in the lower court where this matter is pending.

CC: Pamela Jeanne Polzin, Esquire (with enclosure)

Exhibit 36 AB

PAMELA J. POLZIN
ATTORNEY AT LAW
Post Office Box 62255
North Charleston, South Carolina 29419-2255

1495 Remount Road
North Charleston, SC 29406

Telephone: (843) 744-0043
Facsimile: (843) 744-4163
E Mail: pjpolzin@hotmail.com

December 12, 2013

PERSONAL AND CONFIDENTIAL LEGAL MAIL

Altony Brooks # 313000
Lee Correctional Institute
990 Wisacky Highway
Bishopville, SC 29010

RE: Post Conviction Relief Hearing set : 1-9-214 at 2:00 PM
Berkeley County Case No. 2012-CP-08-2266
Berkeley County GS Cases: 2008-GS-08-1728 and -1729

Dear Mr. Brooks:

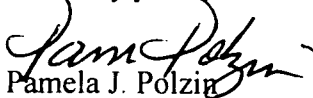
This letter is to advise you again that your PCR Hearing has been reset for January 9, 2014 at 2:00 PM in the Charleston County Courthouse, copy of letter and schedule enclosed.

Please tell me in detail in a letter any additional issues or concerns that you want to present at your hearing. I have not received any further letters from you.

When we appear for the hearing, you will be sworn and take the witness stand. I will ask you to explain the issues in the amended PCR application, one by one when you testify under oath at your hearing. I will offer the medical records package to the Judge for her review as a sealed document. They will be a part of your PCR file.

Please write to me immediately if you have any questions or concerns.

Sincerely yours,


Pamela J. Polzin

PJP/pp

Enclosure: letter and PCR schedule



State of South Carolina
The Circuit Court of the Fifth Judicial Circuit

G. Thomas Cooper, Jr.
Judge

Post Office Box 192
1701 Main Street, Room 323
Columbia, SC 29202-0192
Phone: (803) 576-1783
Fax: (803) 576-1741
gcooperj@sccourts.org

October 8, 2014

The Honorable Mary P. Brown
Berkeley County Clerk of Court
PO Box 219
Moncks Corner, South Carolina 29461

Re: Altony Brooks #313000 v. State of South Carolina, C/A No: 2011-CP-08-2266

Dear Ms. Brown:

Please find enclosed for filing an Order in the above-captioned case. I have included a copy, and if possible, please timestamp and return it to Judge Cooper's chambers for our records.

Very truly yours,

A handwritten signature in black ink, appearing to read "AAO".

Alicia Olive
Law Clerk to the Honorable G. Thomas
Cooper, Jr., Judge for the Fifth Judicial
Circuit

GTC|r.:aao

Enclosure



State of South Carolina
The Circuit Court of the Ninth Judicial Circuit

Stephanie P. McDonald
Judge

Charleston County Judicial Center
100 Broad Street, Suite 427
Charleston, SC 29401
Phone: (843) 958-5102
Fax: (843) 958-5107
smcdonaldt@sccourts.org

August 11, 2014

Berkeley County Clerk of Court
Court of Common Pleas
P.O. Box 219
Moncks Corner, SC 29461

Re: CP Order(s)

To Whom It May Concern:

Enclosed please find the following Orders:

1. Order of Dismissal for Temp. Restr. Order (2014-CP-08-0838)
2. Discovery Request Packet and copy of letter (2011-CP-08-2266)

Thank you!!!

With kind regards, I am

Sincerely Yours,

A handwritten signature in black ink that reads "Elyse Clark".

Elyse Clark
Administrative Assistant

Enclosure(s)



State of South Carolina
The Circuit Court of the Ninth Judicial Circuit

Stephanie P. McDonald
Judge

Charleston County Judicial Center
100 Broad Street, Suite 427
Charleston, SC 29401

July 30, 2014

Altony Brooks #313000
L.C.I. A.S.U.RM2 N-Side
990 Wisacky Hwy.
Bishopville, SC 29010

Re: Discovery Request packet dated July 23, 2014

Dear Mr. Brooks,

Enclosed please find a copy of your Discovery Request packet dated July 23, 2014, and received in our office on July 28, 2014. I must advise you that judicial ethics do not allow a judge to have any form of communication with a party in an action outside of the courtroom unless all of the necessary parties are present. However, I have reviewed your packet and forwarded a copy of my correspondence and your enclosures to the Berkeley County Clerk of Court; Ashleigh Wilson, the Assistant Attorney General handling your file; and your attorney, Pamela Polzin. To the extent that any of the requested items have already been provided to your counsel, your request is denied, as Ms. Polzin can provide copies to you.

If you or your counsel are already in possession of the reports generated by the physician(s) or radiology techs who reviewed any relevant x-rays or CT scans, it is not necessary for you to obtain the X-ray and CT Scan images themselves. In challenging your conviction, you may use the reports and/or any testimony that may have been presented in relation to them.

Your request for an *in camera* hearing is denied. Now that Ms. Polzin and AG Wilson have the list that you were ordered to prepare, they can address the requests accordingly, as it appears that a number of the listed items either do not exist or are irrelevant to your petition.

Please direct all future correspondence to your attorney.

Sincerely,


Stephanie P. McDonald

Enclosure(s)

cc: Mary Brown (via U.S. mail), Ashleigh Wilson (via email), and Pamela Polzin (via email)

STATE OF SOUTH CAROLINA)

COUNTY OF BERKELEY)

Altony Brooks, #313000,)

Applicant,)

v.)

State of South Carolina,)

Respondent.)

IN THE COURT OF COMMON PLEAS
9th JUDICIAL CIRCUIT

2011-CP-08-2266

**ORDER RELIEVING COUNSEL WITH
APPOINTMENT OF NEW COUNSEL**

This matter comes before the Court by way of an application for post-conviction relief. A hearing into the matter was scheduled for September 8, 2014, at the Charleston County Courthouse. At the hearing the Applicant was present, along with his appointed attorney, Pamela Polzin, Esquire. Counsel for the Applicant made a motion to be relieved as counsel at the request of the Applicant.¹ Based upon the information provided to the Court by the Applicant and his counsel, this Court finds that it is just and proper that Pamela Polzin, Esquire, be relieved from representing the Applicant in this post-conviction relief matter.

This Court finds that the Berkeley County Clerk of Court's office shall appoint new counsel to represent the Applicant in this matter. However, this Court also instructs the Applicant he **MUST** work with the new attorney who is appointed to represent him or be prepared to represent himself *pro se*. This Court **WILL NOT** appoint additional counsel after this time.

IT IS THEREFORE ORDERED:

1. That this post-conviction relief matter shall be continued until the next appropriate post-conviction relief term of court for the 9th Circuit;

MARY E. BROOKS
CLERK OF COURT
BERKELEY COUNTY, SC

14 OCT 10 AM 10:56

FILED

¹ The Court notes the Applicant also moved to relieve Sharon Capers, Esquire, who was appointed to represent him prior to Ms. Polzin.

mailed
AB

email
AW