

State of South Carolina)
County of Greenville)

In The Court of Appeals
Case No. 2:17-cv-71-RBH-MGB

Jaques J. Sullivan)
vs.)

Indictment No. 2008-GS-23-007025
Indictment No. 2008-GS-23-007026

The State of South Carolina)
Respondent)

MOTION TO SUPPRESS
S.C. Code 17-30-110

RECEIVED

JUN 18 2018

MOTION TO REVIEWING AUTHORITY

SC Court of Appeals

Now comes the above captioned appellant who would move for this Court to suppress all evidence garnered from an illegal controlled buy, and investigation by S/A Shannon Branham.

To wit, S/A Shannon Branham, in violation of S.C. Codes sections 17-30-70 and 17-30-80, did cause the appellant to be charged with Trafficking: specifically sections 44-53-370 and 16-23-0490, (possession of a weapon during the commission of a violent crime). It would appear that the extent of S/A Shannon Branham's violations in this matter should extend to the scope to include but not limited to S.C. Code sections 17-30-20 through 17-30-145. Furthermore, I was not aware, nor did my attorney make me privy to Title 17, Chapter 30 and/or the exclusive remedy for the violation of this chapter.

In addition due to S/A Shannon Branham's breach of proper procedure and/or protocol, as well as illegal actions, any and all evidence produced in this matter by this investigator should be suppressed and excluded from this case.

S/A Shannon Branham's violations should include:

(1.) S/A Shannon Branham violated my 4th amendment right to privacy.

(2.) S/A Shannon Branham illegally garnered evidence in violation of Title 17, Chapter 30 to include but not limited to subsection 70 (S.C. Code section 17-30-70, by no application being processed and/or authorizing order issuing for S.C. Code section 17-30-80).

(3.) S/A Shannon Branham illegally disclosed said evidence in violation of Title 17, Chapter 30, subsection 75.

(4.) S/A Shannon Branham also failed to report said evidence to the Administrative United States Court as outlined in 18 U.S.C. subsection 2519, and in violation of Title 17, Chapter 30, subsection 130.

(5.) S/A Shannon Branham failed to furnish and/or afford a copy of the court order authorizing such actions against appellate and/or the application that was to have been processed to obtain said court order under which interception would have been authorized, in violation of Title 17, Chapter 30, subsection 105, as is required by Federal Law: not less than ten (10) days prior

to any hearing and/or not less than thirty (30) days prior to trial.

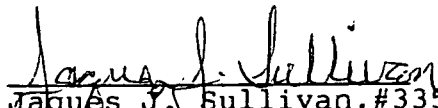
(6.) S/A Shannon Branham also acted against protocol of Federal Title III of the Omnibus Crime Control and Safe Streets Act of 1968 (Act) as is codified in U.S.C. section 2510 through 2522.

(7.) S/A Shannon Branham violated my 14th Amendment right to due process by failing to adhere to these promulgated steps to obtain such authorization.

(8.) Due to these violations and illegal acts by the S/A Shannon Branham in this matter, she could be subject to prosecution pursuant to Title 17, Chapter 30, subsection 20, prohibited acts, as a matter of law.

CONCLUSION

Therefore, the Appellant would respectfully ask this Court to suppress and exclude all garnered evidence in this case produced by S/A Shannon Branham.

S/ 
Jacques J. Sullivan, #335849
P.C.I. Q2-A-213
430 Oaklawn Road
Pelzer, S.C. 29669

Subscribed and Sworn before me
this 13 day of June 2018
Notary: Tamara Conwell
Expires:

My Commission Expires
September 25, 2023

CC: FILE

Jaques J. Sullivan, #335849
P.C.I. Q2-A-213
430 Oaklawn Road
Pelzer, S.C. 29669

South Carolina Court of Appeals
Reviewing Authority
Jenny Abbott Kitchens, Clerk
P.O. Box 11629
Columbia, S.C. 29211

June 13, 2018

RECEIVED

JUN 18 2018

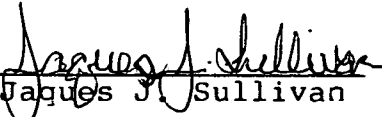
SC Court of Appeals

Re: Jaques J. Sullivan vs The State of S.C. Respondent
Case No. 2:17-cv-71-RBH-MGB

Dear Ms. Kitchens:

Please find enclosed, one self-addressed envelope, one original and one true copy of Motion to Suppress/Motion to Reviewing Authority and Certificate of Service in the above referenced case. Please return to me a copy of this motion and certificate of service, both bearing the Court's time stamp filed by way of the provided SASE.

Thank you for your assistance in this matter.

Sincerely, 
Jaques J. Sullivan

CC: FILE

State of South Carolina)
County of Greenville)

Jaques J. Sullivan)
vs)
The State of South Carolina)


In The Court of Appeals
Case No. 2:17-cv-71-RBH-MGB

Indictment No. 2008-GS-23-007025
Indictment No. 2008-GS-23-007026

CERTIFICATE OF SERVICE

THE UNDERSIGNED, Jaques J. Sullivan, does hereby certify that on this 13 day of June, 2018; I have served the within Motion to Suppress/Motion to Reviewing Authority in the above referenced action upon Jenny A. Kitchens, Clerk, by placing a copy of said motion(s) inside of a postage prepaid envelope and placing said envelope in the hands of Perry Correctional Institution mailroom personnel addressed for mailing via the United States Mail to the following address:

Jenny A. Kitchens, Clerk
Post Office Box 11629
Columbia, SC 29211


Jaques J. Sullivan, #335849
Perry Correctional Institute
430 Oaklawn Rd./Q2A-213
Pelzer, SC 29669

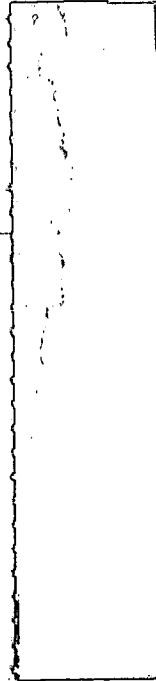
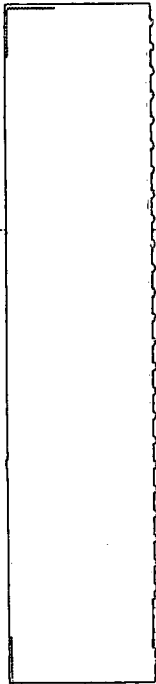
SWORN TO AND SUBSCRIBED before me, this
13 day June, 2018
Tamara Conwell

Notary Public for South Carolina

My Commission Expires: My Commission Expires
September 25, 2023

RECEIVED
JUN 18 2018
SC Court of Appeals

THE DEPARTMENT OF CORRECTIONS HAS
NOT CENSORED THIS ITEM, THEREFORE,
THE DEPARTMENT DOES NOT ASSUME
RESPONSIBILITY FOR ITS WRITTEN CONTENTS.
S.C. DEPARTMENT OF CORRECTIONS



PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

CERTIFIED MAIL[®]



7017 3380 0000 1661 0494