

STRITZINGER v SOUTH CAROLINA, ET ALL

IN THE COURT OF APPEALS SOUTH CAROLINA
COLUMBIA, SOUTH CAROLINA

2018-002162

On Appeal from Trial Court Cause 2018-CP4002738

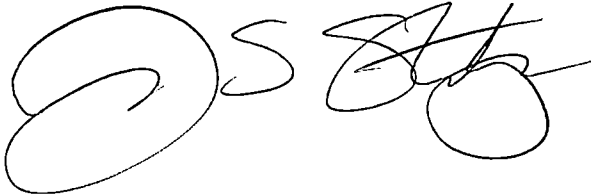
FIRST AMENDED NOTICE OF APPEAL AND REQUEST TO WAIVE FEES

Appellant, John S. Stritzinger as ordered hereby amends his appeal with the following information:

- 1) Appellant is appealing his 5th Judicial Circuit Court of South Carolina to the South Carolina Court of Appeals, Columbia, South Carolina.
- 2) Appellant is appealing three orders:
 - a) An Order by Chief Judge Hood ordering a continuance, but denying Appellants Motion to Consolidate two other circuit proceedings as an operation of law. (Exhibit A) This order was dictated from Judge Hood to Judge Burch who announced and then wrote the order from the Bench.
 - b) An Order by South Carolina Magistrate Mel Maurer(Dutch Fork), denying Movant's Motion to return to work at Verizon, for want of Jurisdiction over a Federal Claim with the United States Government. (Exhibit B). Judge Maurer denied creating a new cause for this claim, and it is consolidated with the cause 2018-CP4002738.
 - c) An Order of Dismissal by Circuit Judge Kelly on complaints for lack of service on a Writ of Certiorari following an order which went final by Probate Judge Smiley which is the second to last substantive motion in this case. (Exhibit C).
- 3) Appellant will likely have a fourth order completed following a hearing on December 20th, 2018.
- 4) Appellant has requested the court to waive fees for appeal as he has already been found insolvent by the State of Florida where he was living before making a short trip to South Carolina.

Signed this 19th day of December, 2018,

John S. Stritzinger



RECEIVED

DEC 20 2018

SC Court of Appeals

Exhibit A

FORM 4

STATE OF SOUTH CAROLINA
COUNTY OF Richland
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NO. 2018CP4002738

John Stritzinger
PLAINTIFF(S)

South Carolina
DEFENDANT(S)

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled); Other
- ACTION STRICKEN (CHECK REASON):** Rule 40(j), SCRPC; Bankruptcy; Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; Other
- STAYED DUE TO BANKRUPTCY**
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):** Affirmed; Reversed; Remanded; Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court:

Continued

ORDER INFORMATION

This order ends does not end the case.

See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 09/20/2018 .

Stritzinger John for John Stritzinger
South Carolina
John Stritzinger for Stritzinger John

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

Court Reporter:

E-Filing Note: The date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgment to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.



Richland Common Pleas

Case Caption: John Stritzinger vs South Carolina
Case Number: 2018CP4002738
Type: Order/Electronic Form 4

So Ordered

s/Paul M. Burch, Judge #2048

Exhibit B

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

DUTCH FORK
MAGISTRATE'S COURT

John S. Stritzinger

Movant

vs.

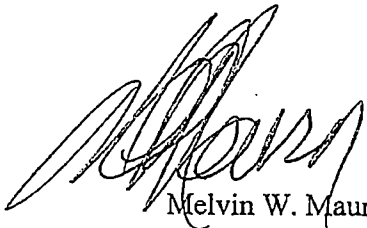
Verizon Federal and the United States Government

Respondents

2018 JUN -4 PM 3:11
DUTCH FORK MAGISTRATE

After review, there is no venue or jurisdiction for this action in a South Carolina County Court. Therefore your action is returned as a dismissal.

Be it so ordered.



Melvin W. Maurer
Magistrate

June 4, 2018

STRITZINGER v VERIZON FEDERAL

IN THE MAGISTRATIVE COURT OF SOUTH CAROLINA,
COLUMBIA, SOUTH CAROLINA

**PETITION TO ORDER VERIZON TO PROVIDE COUNSEL, MOTION TO STAY EMPLOYMENT ACTION AND
TEMPORARY RELIEF AND REQUEST TO ORDER THE US GOVERNMENT TO APPEAR**

1. **Parties**

Movant is John S. Stritzinger. Respondents are Verizon Federal – N. Charleston (Attn Adrian Murrell – Head of Security), and The United States Government.

2. **Jurisdiction**

This court has general jurisdiction over claims smaller than \$7500.00 which this Petition as its written complies.

3. **Facts**

- 1) Movant has emergency issues which impact his ability to maintain a residence and visitation with his children.
- 2) Movant was a senior employee of Verizon Federal assigned to all US Civil Accounts, representing a business greater than 4 Billion dollars annually to Verizon Enterprise Services run by John Stratton, and Susan Zeleniak. Mr. Palmieri is the Chief Patent Lawyer for Verizon. Mr. Murrell is head of Security for Verizon Wireless is N. Charleston and whom knows Movant personally.
- 3) In March of 2013, Movant was assigned to the Federal Bureau of Investigation for a large internal security program which is classified at the Departmental Level. It is therefore above the regional SAC, and local FBI field representatives which all have Top Secret clearances. (Internal Security of the Bureau).
- 4) The US Government subcontracts to Verizon to provide enhanced security in certain regions of the country including the US Navy bases in Virginia.
- 5) In March of 2013, Movant was told that he needed to physically live within 10 miles of a US Military facility. This was not possible in Ashburn, Virginia at Verizon corporate HQ's for Federal Services, but was possible in Virginia Beach, and in Charleston due to the long term commitment to Goose Creek.
- 6) In June of 2013, Movant moved to Virginia Beach County, and was assigned a military, FBI and Verizon security team which included US Secret service personnel on a joint project. That project was to handle threats across agencies for protective services.
- 7) The Solution itself is not discoverable under any state law, and requires that all information regarding his family including children be sealed.
- 8) Movant sought to have this cause heard in the US District Court in South Carolina where he is in fact a US Magistrate of general jurisdiction but effectively assigned to the US Army command. In

the Army command structure court orders to third parties are usually not entered and are unnecessary.

- 9) The US District Court has like the State of Virginia asked him to submit documents on the open docket so that they can sign an IFP, and allow the cause to proceed. Virginia after seeing the size of the dispute said it was a felony wage cause, and the US District Court simply refuses to provide him a hearing even to establish income requesting the cause be transferred by the state.
- 10) The State of South Carolina has ruled the amounts in question are greater than 75K dollars and need to be set for the circuit court of South Carolina.
- 11) Movant however under his Verizon contract has a requirement for Verizon to pay for his business expenses including issues with Verizon contracts with the US government.
- 12) Movant has been denied a trial for four years on the merits, but won a criminal cause in Maryland set by Verizon.

Movant intends to provide copies of his Verizon contracts in person which include code of conduct, intellectual property, and sales agreements which he would like to enter into evidence.

4. Relief Requested

- i. Movant requests that the court order Verizon to provide counsel to him from one of several internal Verizon Federal employees based at 22001 Loudoun County Parkway, Ashburn, VA which have no internal cost, or to provide an external retainer to a third party attorney.
- ii. Movant requests that Verizon provide him a Verizon American Express card with a limit of \$2500.00 for legal expenses.
- iii. Movant requests that Verizon provide hotel accommodations for as long as three months while any circuit proceeding is ongoing.
- iv. Movant requests the court order Adrian Murrell, and the US Attorney at Main Street in Columbia, SC to appear.
- v. Movant wants the court to stay his Verizon employee contract while the cause is proceeding.
- vi. Movant wants the court to set a deposition of Verizon, and himself, and an ADR session within seven days.
 - a) Verizon - Adrian Murrell - 7351 Rivers Ave, North Charleston, SC 29406 - (843) 569-7313
 - b) Verizon - Joseph Palmieri - One Verizon Way, Basking Ridge, NJ 072920
 - c) US Attorney - 1441 Main St, Columbia, SC 29201 - Phone: (803) 929-3000

Signed this 18th day of December 2017

John S. Stritzinger /S

John S. Stritzinger

EXHIBIT A – PAYSTUB FROM VERIZON PROVING EMPLOYMENT WITH VERIZON

Exhibit C

FORM 4

STATE OF SOUTH CAROLINA
COUNTY OF Richland
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NO. 2018CP4002738

John Stritzinger
PLAINTIFF(S)

South Carolina
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- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled);
 Other **Action was not commenced per SCRPC 3(a).**
- ACTION STRICKEN (CHECK REASON):** Rule 40(j), SCRPC; Bankruptcy;
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;
 Other
- STAYED DUE TO BANKRUPTCY**
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
 Affirmed; Reversed; Remanded;
 Other

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court:

This matter is before the Court by way of a motion seeking certain relief as set forth in the motion filed 19 June 2018. The Court denies relief as prayed for and dismisses this matter, ex mero motu.

Plaintiff filed a Petition for Writ of Certorari with the Clerk of Court for the County of Richland, State of South Carolina on 21 May 2018 and requested to file in forma pauperis. By order of the Court, Plaintiff's request was denied 22 May 2018. It is unclear to this Court as to whether or not Plaintiff thereafter paid filing fees as required. But, it is clear to this Court that all filings in this matter have been filed by Plaintiff, pro se. And, it is clear to this Court that Plaintiff has failed to commence an action in this Court by filing and serving a Summons and Complaint in accordance with Rule 3(a), SCRPC. Until an action is pending, there is nothing a Court can do. Chabek v. Nationwide Mut. Fire Ins.Co, 303 SC 26 (1990).

The Court dismisses this case.

ORDER INFORMATION

This order ends does not end the case. See Page 2 for additional information.

For Clerk of Court Office Use Only

This judgment was electronically entered by the Clerk of Court as reflected on the Electronic Time Stamp, and a copy mailed first class to any party not proceeding in the Electronic Filing System on 11/29/2018 .

Stritzinger John for John Stritzinger
South Carolina
John Stritzinger for Stritzinger John

NAMES OF TRADITIONAL FILERS SERVED BY MAIL

ELECTRONICALLY FILED - 2018 Nov 29 3:35 PM - RICHLAND - COMMON PLEAS - CASE#2018CP4002738

Court Reporter:

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Richland Common Pleas

Case Caption: John Stritzinger vs South Carolina

Case Number: 2018CP4002738

Type: Order/Electronic Form 4

It is so Ordered.

s/ R. Keith Kelly - 2165