

IN THE COURT OF APPEALS, STATE OF SOUTH
CAROLINA

February 5, 2019

Certiorari to York County
The Honorable Allison B. Lee, Circuit Court Judge
Appellate Case No: 2016-001553

RECEIVED

Trey Williams,

FEB 07 2019

Respondent

SC Court of Appeals

VS.

The State,

Petitioner

(Rule 9(b)) motion for South Carolina rule of civil procedure
Rule 9, pleading special matters to support
Petition for Summary Judgment in
Above Appellant case by way of SCRPC Rule 56
(a); (b), (c), (d), (e), (f), (g)

Petitioner in this case/motion for Summary Judgment and
Dismissal moves to Request this court to Dismiss this
Appeal because it is without merit and frivolous in
support of South Carolina Appellate Court Rules 269,
furthermore the state has filed many extension Request
and this Notice of Appeal on Bad Faith. South Carolina
Rules of Civil Procedure Rule 21 supports it being a
misjoinder of parties and South Carolina Rules of
Civil Procedure Rule 19 supports that a joinder of
persons are needed in this case for just Adjudication.
South Carolina Rules of Civil Procedure Rule 9 (b) Fraud
and mistake are all prejudicing, discriminating, Impeding,

Depriving and Preventing Respondent in this Appellant Case and petitioner in this motion from preserving colorable claims, obtaining equal protection and due process to meet Federal exhaustion requirements from Federal Review, preventing the incontrovertible evidence for Actual Innocence, False Imprisonment and A Fundamental miscarriage of Justice in the totality of these proceedings.

I Recently filed A motion in support of SCACR Rule 245 (a), (b), (c) in the South Carolina Supreme Court that supports the totality of this current motion At Bar. AS well AS my motion to conform to the evidence and my Final Brief of Respondent that WAS All Recently Filed In the South Carolina Court of Appeals And S.C. Supreme Court. I Request that these supporting Affidavits and other depositions, discovery etc be obtained to support this motion. I Also Filed in the S.C. Court of Appeals, A motion to obtain clerk records that support my claims, however I have heard nothing back from the courts on these matters.

The PCR Attorney General of Record J. Rutledge Johnson testified At PCR hearing that the trial Record did not reflect the requirements to Faretta for Adequate Federal Constitutional relief of

Counsel proceedings to go Prose. Start by counsel from trial testified At PCR hearing that he advised his client nothing beyond what was on the trial Record to cooperate consequently to the Application for post conviction Relief And the PCR Judge order Granting post conviction Relief. All of the prior results in All PCR parties being in Agreement of Constitutional Violations which would prevent Any meritorious Appeal, Notice of Appeal by the State After PCR hearing. Accordingly, Attorney General of PCR record left the case And Another Attorney General filed A Frivolous Notice of Appeal, The Petition for Writ of Certiorari was Fraudulent, Fraud As Attorney General erroneously manipulates, contradicts and changes PCR of record Attorney General findings, testimony in Attempts to Get A Second Bite At the PCR For the State. Up to Five diverse Attorney Generals have been on this case since the PCR hearing commenced in efforts to Commit Fraud, Deprive me Rights And violate the Law And create Actual prejudice At Second Bites At the Apple for the State All while knowing it is Subject matter Jurisdiction violations in case, it was Not indicted At jury trial waiver / prevention

nor at the time I WAS prevented from trial
counsel representation.

Last week from the date of this motion I obtained
A letter from the court of Appeals informing that
Attorney V. Henry Gunter Jr. IS not the Attorney
General on this case and Janell Gregory still
is however Mr. Gunter has filed extortion
request on bad faith to delay proceedings, and
he is getting them granted as he requested to
remove Janell Gregory and he be added on record
as Attorney General. Both extortion request was
filed on the due date deadlines of the brief which
is bad faith and undue delay exclusively and
I with due diligence on good faith and cause
mentioned the court to serve notice on the state requesting
filings for extortion request be made two weeks in
advance however because I am imprisoned, none
of my motions, request and rights are being heard
and the state is allowed to continue to prejudice
me, delay proceedings that keep me falsely imprisoned.
Lanel Carter Durant, who was direct appeal attorney, erik
Daniel Delaney, standby trial counsel, Charles Brooks,
PCR Record Attorney, J. Rutledge Johnson, PCR of
Record Attorney General, Nathan Sheldon, PCR
Attorney, John CHates III, trial Judge

Jennifer Coltin trial solicitor All should be
A party in this case to establish that I was
not indicted at time of trial, prose hearing
etc, that I attempted to correct my PCR transcripts
that are invalid missing entire issues and
testimony, I was prevented by PCR Attorneys
from cross appeals, 59 (e) Alter or Amend motion
filing, PCR application evidence for hearing all
prevented because of fraud against me. Attorney
General will show that he could not have
filed a notice to appeal PCR order because of
his testimony at hearing so he left case.

The extraordinary writ and other recent motions
I filed in the S.C. Court of Appeals and S.C.
Supreme Court support this motion and will prove
that this appeal is without merit and only is
serving to delay, manipulate, fraud intrinsic
and extrinsic fraud to continuously wrongfully
imprison a actually innocent person.

I am being ~~sent~~ sent mail from the courts
saying I have Janell Gregory as Attorney
General while another is filing fraud
documents, getting them granted and delaying
justice. I respectfully request this appellate
case 2016-001553 be dismissed.

State of South Carolina
IN the COURT OF APPEALS

Certiorari to York County
Honorable Allison R. Lee, Circuit Judge

Trey Williams,

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SC Court of Appeals

vs.

The State,

Petitioner

VERIFICATION

CERTIFICATE OF SERVICE

Trey Williams

The undersigned certifies that this petition/motion
was signed by Notary of Public A.W. and delivered
in the mail a copy to South Carolina Attorney General
Office P.O. Box 11549, Columbia S.C. 29211-1549
Addressed to Janell Gregory as the courts recently
told me who the Active Attorney General is.

Sworn to and subscribed before me this 5

day of Feb, 2019

DeDe Waldeman (L.S.)
Notary Public

my commission expires: 9-30-26

LEGAL MAIL
MAIL ROOM

IN The Court of Appeals

February 5, 2019

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SC Court of Appeals

From Trey Williams, # 341036

RE: Appellate Case No. 2016-001553

A extension Request was filed on 1-28-2019 by Attorney General v. Henry Gunter Jr. And it was the deadline of a brief date which is bad faith and delay tactics.

I filed a motion to the courts last month to serve notice to the state on delay extension filings and it was ignored, however the state keeps getting the delay request granted. I only diligently write the court and what ever clerk that hears, ignores and prejudice me or my petitions just to show due diligence, higher authority and action is needed now to protect me from this civil rights discrimination etc. I was just notified by the courts that Mr. Gunter was not the Attorney General, I have not been notified on the status of any of my other filings etc.

I am due diligent in safe guarding issues, concerns, protected rights and proplement
BART FROM ZERO FAULT OF MY OWN.

Trey Williams

LEGAL MAIL
MAIL ROOM

IN THE COURT OF APPEALS

February 5, 2019

TO: The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
~~Post Office Box~~ 1220 Senate Street
Columbia, South Carolina 29201

From: Trey Williams, # 341036
McCormick Correctional Institution
386 Redemption Way
McCormick, South Carolina

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SC Court of Appeals

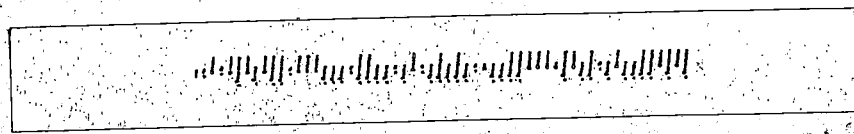
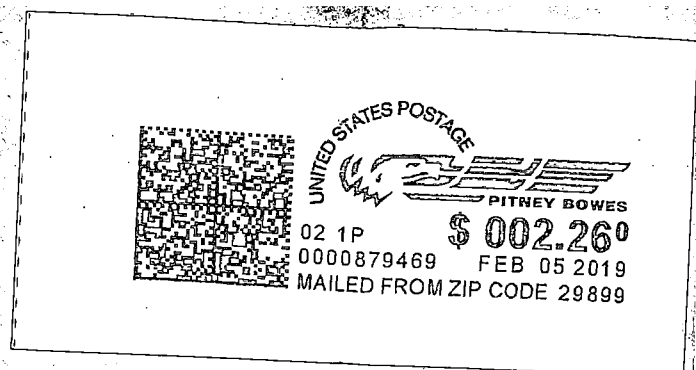
RE: Appellate Case No.: 2016-001553

Lower Court Case No.: 2013-CP-46-1797

Enclosed is a motion for the courts in support of Rule 9 (b), SCRCP and petition for summary judgment. Also last week from the above date the court of appeals wrote me telling me that Janell Gregory is still Attorney General of record. 1-28-2019 on a Monday Attorney General v. Henry Gunter Jr. files a extension request that I object to for purpose of delay exclusively and I get the extension request on 2-4-19 as the Attorney General obviously delayed mailing. To wait consistently on the deadline dates of brief filings is delay tactics of manipulation and I filed a notice to the courts about this issue a month ago that was ignored. proof of service enclosed... duffy

MAIL ROOM
LEGAL MAIL

ALEXANDER WILLIAMS # 21002
Mo. C. I. RM # 69
386 Redemption Way
McCormick, South Carolina 29899



THE South Carolina COURT OF APPEALS
1220 Senate Street
Columbia, South Carolina 29201

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