

① = ⑩ Page 10. In the COURT OF
General Sessions
The State of S.C.

County of Saluda. Filed
5/22/2019

State of South Carolina Denial
Motion

vs.
Johnny Tyler Padgett
Defendant

Notice of motion.
motion to quash
and Dismiss Charges
2019A42010001
Failure to stop for
Blue light, 01/09/2019

To: Saluda County Chief of Police
and the mayor, W. Brett Jeng.
Charges officer, vs. Jaqueline
Robinson, and Deputy Sheriff
All of the City and County
Law Enforcement Officers
of Saluda County and City
The Agents for the Prosecution

(2)

The Defendant, Johnny Tyler
Bradsett through his under
signed names will move
before this Honorable
Court within three days
of this day after the
service of this motion or
as soon thereafter as it
may be heard for an
order to quash and dismiss
the above said charges for
WARRANT # 2019-A-4126100001.
Written by Officer "Betty"
Jacquelyn Robinson. The
ground for this motion are

① The Affidavit supporting
the issuance of the
enumerated WARRANT were
not notarized by any person's
of South Carolina - Copy of the
enumerated WARRANT together
with the supporting Affidavits
are attached hereto as exhibit
① one.

(2)

(2) That pursuant to The 9th Fourth Amendment of the Constitution of the United States as made Applicable through the 14th fourteenth Amendment of the Constitution of the United States "NO WARRANTS shall issue, But upon probable Cause, supported by OATH or AFFIRMATION....."

(3) That is Because no person sworn to the issue of the Allegations contained in the Supporting Affidavit before a South Carolina Notary Public & notarized the issues of the Allegations for the S.C. State. The enumerated WARRANT are unsupported by OATH or AFFIRMATION,"

(4) That Because the WARRANT Number # 2019A4120100001 are unsupported by OATH or AFFIRMATION," the Charge Against (1) one Johnny Tyler

②

④ J.P.

Saluda County magistrate Judge
on January 9, 2019.

"9 rounds."
for gun and
Dismissed the Charges.
See Below.

① The AFFIDAVIT supporting
the issuance of the enumerated
WARRANT # 2019A419010001 by the
Charges officer Ms. Jacquelyn
E. Robinson were not notarized.
Copy of the enumerated warrant
together with the supporting
facts which show the reasons
for dismissed all charges
against one named Defendant
Johnny Tyler Faggett, B/F
AS Et h. b. ① one.

② That pursuant to the fourth
Amendment of the Constitution
of the United States as made
Applicable through the fourteenth
Amendment to the United States

④

~~2~~ ⑤
of the Constitution of the United States, said "NO WARRANT shall issue, But upon probable Cause, Supported by OATH OR AFFIRMATION,"

③ That Because NO person swore to the Allegations Contained in the Supporting Affidavit Before a Notary Public for the State of South Carolina.

④ The enumerated warrants are unsupported by OATH OR AFFIRMATION."

⑤ That Because the warrants # Number 2019A412710001 Against Johnny Tyler Padgett are unsupported by OATH OR AFFIDAVIT, the charges Against Johnny Tyler Padgett the defendant must be "Quash" and Dismissed

And Because the Violation of the Due process Clause of the Constitution of the United States'

④

⑥⑦⑧⑨

The undersigned James Defendant
Said Johnny Tyler Padgett
will move before this Honorable
Court within five days or
on the Date of the Trial
which is May 20/2019 at 9:30
AM after the service of
this motion by hand or
as soon thereafter as it may
be heard for an order to
quash the arrest warrant
2019A2010001 failure to stop for
Blue light on the January 9,
2019. WARRANT# 2019A2010001.
Charges against me (1) Johnny
Tyler Padgett who is a Black
Defendant. age 7-6-56. (53).

"NOW" the grounds for
the reasons for quash and
dismissed the warrant
number # 2019A2010001.
Affidavit is attached to
the arrest warrant
by the charges officer
Ms. Jacquelyne Robinson
WARRANT issue on January 9, 2019.

⑥

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① JTP

① What Does "Notarized" Mean?

② Affidavits must always be "Notarized" mean that you have sworn under oath to a judge or courts that the facts in the affidavit are true to the best of your knowledge. The documents has been signed in front of a Notary public, and a Notary public has signed his or her name and put a seal on the affidavit. The Notary must see you signed in front of the Notary person.

③ In the cases of defendant Johnny Tyler Padgett the affidavit issue on January 10 2019. Was not notarized by any person. Written by the charges officer Jacquelyn E. Roberson.

④ A sworn statement given voluntarily

⑦

④ ⑤ JRP

And witnessed by an authorized person. AN AFFIDAVIT is used in Courts proceedings that do not involve cross examination.

(E) The un-supporting WARRANT 2019A41200001 written by officer Jacquelyn Robinson who did not make AN OATH that with common sense; used AN unsworn, and notary public person were never present to take the oath written into the enumerated warrant by Jacquelyn E. Robinson.

(F) The Charges Officer never ever appeared before a notary public to has those allegations notarized by a South Carolina notary public and signed and seal by the notarized person.

(G) There no evidences of were done: And the Court

⑧

Q 980

Doesn't have the jurisdiction
in this case's failure to stop
for a Blue light on January 9,
2019. It's a Constitution violation
of the 4th fourth Amendment to
the United States Constitution
4th and 14th fourteenth Amendment,
Constitution of the United States.

(H). The medieval word from
which the term "Affidavit"
is derived means "he or she
who has made an oath,"
commonly used in courtroom
proceedings throughout much
of the world. are written
statement into an Affidavit
when voluntarily and sworn
before magistrate or other
persons recognized by the
courts," often Notary public

(I). Such statements must be
signed by Affiants attesting
to the veracity of his or
her statement's in the presence
of a person authorized ~~by~~

Q

~~Q (10) 9/10~~

~~Consent~~ to Administrators in the
OATH, — such persons
must also sign the AFFIDAVIT
He or her ADMINISTRATOR OFFICIALS
Seal to such documents as well.
Both PARTIES must Be present
At the signing to assure the
Authenticity of the Signatures.

(J) The prosecutors of the
Case have full knowledge
know this Case with
the Violations of the 4th
fourth and the 14th fourteenth
Amendments Constitution of
the United States.

This Case Warrant 2019M412010001
Should Be quashed and
Dismiss.

Defendant Johnny Tyler Padgett
Asking His Attorney Bennett
Cristo to follow up on
this motion and address
these issues and make
A motion Dismiss the Charges.

(10)

Q

(11) 919

Against one (1) Johnny Tyler Padgett.

And more all charges from those magistrate courts. That is because the Proctors of the State of Louisiana of South Carolina trial a case in the magistrate courts.

Respectfully submitted

Walter Best Always

Signature

~~Signature~~
Johnny Tyler Padgett

May 06/2019.
Spartan, SC

Copy to public defender
Bennett Castro

(11) end 919