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SEP 09 2019

SC Court of Appeals

Date: 9-4-19

To Whom It May Concern,

My name is David Green. I'm currently being held in detention at Greenville County Detention Center. I have been here since 7-11-2017. I'm being held do to a condition of bond I am not eligible for to start with. My bond is paid but because of a G.P.S monitor the Judge would not release me. I was never eligible for the monitor to start due to me not being from this State or County, so therefore my bond was a illegal bond set which also creates a fine to go along with it. This bond is a violation of the 8<sup>th</sup> amendment. I writing you today in order to see what I can do about a appeal process that was dismissed due to me not being able to serve and file a designation of matter, as required by Rule 209 of the South Carolina Appellate Court rules. I don't know what the Rule is nor do I know designation of matter is neither. As I told the appeal court I'm not a lawyer nor do I have access to all the proper things required to do all that might be asked of me. I filed a motion to be appointed a attorney for this matter, but was denied. Due to it being a civil case I haven't been able to get help with the case. Also as I have been in this detention center for over 2 years now I can't afford a lawyer to held the case for me. My lawyer I had said that he would file a paper for me because I ~~case~~<sup>truck</sup> is part of evidence in my criminal case (I've complained about this lawyer to pall already), but he never filed any thing in my case. There is also paper work in the truck needed in my criminal case also. I was not allow to retain anything out the truck at all.

My problem is how can I have fair rights to access the court's to contest my case if there is none available for to be able to complete the task at hand. I'm not a lawyer, but I have many good point as to why my

mother's truck should not be forfeited on to start with. This county won't release me on bond so that I could work to afford a lawyer to handle this case. The Solicitor's office held back a piece of evidence that would have proved a illegal stop had happen until after the forfeiture case was already done in the circuit court of Greenville. New evidence has been brought to light after case was done by the News paper of this town. The moving of anything inside the truck is a tapering of evidence and the truck alone is evidence in my trial case because it contest to what the Deputy says he seen therefore it contest his credibility of what he saw.

How can I ~~right~~<sup>have</sup> a legally fair appeal when I can't/don't have a lawyer or even the proper law library here at Greenville to help me do my appeal correctly. I know there is a law/rule that a appellant does not need to know all the lawyer being that he's not a lawyer and doesn't have access to the proper law material need to perform the task call for". Therefore what is my next process for this appeal. What can I ~~do~~ do to be able to proceed with my appeal on this matter. Justice Ruth Bader Ginsburg on her second day back on the bench, announced the court's decision, saying the 8th amendment excessive-fines clause protects against government retribution at all levels. Justice Clarence Thomas wrote how aggressive policing tactics resulted in hundreds of millions of dollars being taken from motorists not charged with a crime. Justice Ginsburg said that excessive fines clause is incorporated to apply to state and local governments under the 14th amendment's due process clause and Justice Thomas and Neil M. Gorsuch agreed with the outcome but said they would ~~not~~ have relied on a different part of the 14th amendment. Supreme court limits power of state seize property

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rule on Feb. 2019. Now South Carolina Second bill is a comprehensive reform bill that would abolish civil forfeiture and replace it with criminal forfeiture based on a felony conviction "which I have not been convicted of any crimes nor was I ever True Bill Indicted at the time of the forfeiture hearing which therefore the State/County had no Jurisdiction over my case at the time". The News paper states: that Deputy knew who the truck belong to "incident report", I wrote 2 letters to the Solicitor letting him know that the truck wasn't mine, the Solicitor still only sent me a summons, then a month later Solicitor filed a motion asking the Judge to declare forfeiture because no one came forward" but my mother did call the Sheriff's office and the solicitor's office before this motion was filed, The Judge said no then toll him "(the Solicitor) what do" to add my mothers name as an interested party" But here the solicitor gets help from the Judge while I can't get any help with the case at all, this is a problem to me, next still My mother was not summons until April 5 because News reporter met with the solicitor Walt Wilkins about the case on April 4<sup>th</sup> 2018 then the next day a summons was mailed to my mother the owner of the truck. Newspaper date January 29 2019 update January 30, 2019 Titled The Taken investigation series. Here is a lot of new evidence that I never knew took place, but I'm being railroaded by this legal system all the way around the broad criminal and civil. Something needs to be done about this misjustice and a bullying of this South Carolina legal system. The system is fixed for the Solicitors, Judges and not the layman man who can't afford a lawyer to complete the numerous legal paper work. Please let me know how I can move forward and have access to the legal work needed to process. Oh, other problem we can get outside mail from family members so they can't send the paperwork to us either.

On the back is the case numbers for both Circuit  
2019

and Appeal

Circuit Court of Greenville County

Judge: Alex Kinlaw, Jr

Trial Court case # No. 2017CP2305529

Appellate Case # No. 2018-001462

State of South Carolina exrel. W. Walter Wilkins,  
Solicitor, 13<sup>th</sup> Judicial Circuit, Respondent,

V.

2006 Ford F-350 (Vin # 1FTWW31P86ED1140)

-and-

David Green, Interested Party, Appellant.

The dismissal filed date August 26, 2019

Yours Truly,

David Green

David Green #300923-0355

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David Green #300423-0353

Greenville County Detention Center  
20 McGee Street  
Greenville SC 29601

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SC Court of Appeals

To: South Carolina Court Administration  
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