

RECEIVED

JUL 29 2021

2019-001852

S.C. SUPREME COURT

MOTION TO CLARIFY THIS COURTS ORDER & NOTICE OF CHANGE OF ADDRESS

Petitioner received an order from this court enforcing South Carolina Probate Judge Belton's order granting my brother James R. Stritzinger JR the right to decide if legal proceedings occurred in the State of South Carolina, despite the fact that Judge Newman, the Chief Judge of the 5th Judicial Circuit and her senior in Superior Court ordered an appeal/new trial on the Circuit Court Docket which is pending.

Petitioner notes that Judge Belton did not let him proceed as a PRO-SE litigant in the lower, court despite having more experience than court appointed counsel Bart Bartlett with more than ten years of litigation experience in the Texas District, and Appellate Courts. Mr. Bartlett did not mark a single document in support of his client into the record, did not call a single witness in defense, has no direct testimony on the record from either side, and made no effort to do his job in the lower court of which there is NO TRIAL TRANSCRIPT. Furthermore the Probate Court refuses to provide to the Circuit Court a copy of the Audio Transcript so that an appeal can be set.

Petitioner notes that he has never had any adverse business issues while his brother has filed three bankruptcy petitions in the State and Federal courts, lost all of his money, and has his property seized in Hilton Head/Bluffton County. Furthermore, James R. Stritzinger was fired by a State Agency for cause for having inappropriate relationships with his corporate secretary which he admitted which was the catalyst for his bankruptcy. Furthermore, James R. Stritzinger received treatment and medication for a mental health condition prior to his first visit to South Carolina in 2013 so that he could try a case in the US District Court. James R. Stritzinger told the State Magistrate in Dutch Fork, I was ranting about the Central Agency, and threatened him, and instead I simply took him out to dinner on St. Patricks Day three years ago. He simply filed a perjured complaint in the Magistrates Court, which the State never made an effort to validate, and all of Petitioner's property was seized including assets in Texas, and Pennsylvania and for two C. Corporations none of which James R. Stritzinger knows anything about.

Petitioner has a right to a fair trial, a right to confront my accusers, and a right to a competent defense all three which have been denied by Judges Belton, Manning and Smiley who simply do not like people of the opposite color, and who are all friends. Furthermore Petitioner doesn't believe that it is possible for an appeal to be set fairly on the same floor of the same courthouse where the original order was set obviously.

Since this court's order, the Clerk of the Circuit court refuses to set my appeal and has parked it for almost three years, and told Petitioner their average interval for a Civil Case was 18 months to two years(and that's without any pre-trial orders) while in Texas the standard interval is 90 days, or 60 days from the point that expert opinions are available to opposing counsel whichever comes first.

MOTION TO CLARIFY

Petitioner asks this court to clarify if he can proceed on the original Appeal which was based on Judge Belton's invalid order(in his opinion) against a Virginia resident. Petitioner believes that the State of South Carolina had no jurisdiction over the proceeding in the first place as he was only visiting after leaving Florida after his home was sold. Petitioner had filed this process before this court's order.

In Support, Petitioner notes that Judge Newman has already found sufficient cause to grant a new trial, and Petitioner notes lack of a Transcript is basis for immediate retrial in Texas.

Petitioner notes that Federal Classified Documents which are the property of Verizon Federal have no basis to be tried here in South Carolina except by an attempt by local law enforcement to commit grant larceny against the corporation to proceed on illegal surveillance warrants signed by magistrates which have no security clearances. **In fact Chief Judge Wooten of the US District Court told Petitioner that not even he had Top Secret Clearance for National Security Programs, and didn't think he could request it either. US Court's personnel have to submit only to an bi-annual FBI screening. I am quite certain that Judges Smiley, Belton, and Newman have no need to discuss Verizon Federal contracting issues other than to determine if Petitioner had completed his work tasks on time, and in a professional manner. Petitioner won 3 of the 4 bids he worked while at Verizon, and he believes that the South Carolina Magistrates office should simply order him back to work which doesn't involve any money, or any divulgence of classified materials.**

PRAYER

- 1) Petitioner therefore prays that this court will allow the Circuit Court Clerk to schedule his Appeal not in Richland county but in a neighboring county either in Florence, Lexington, or Horry county at this courts discretion. Petitioner doesn't know any law enforcement or legal professional in any of those locations except the Circuit Judge in Florence who has already heard opening arguments in his case, and whom he believes should try this case.
- 2) Petitioner prays the court will appoint him an attorney for his appeal, or order the probate court to provide 10K dollars for a retainer for the attorney of his choice, and an additional 5K dollars for transcripts which have already been completed in deposition.
- 3) Petitioner prays that this court will enter an ORDER to the PROBATE COURT OF SOUTH CAROLINA TO PREPARE THE REPORTERS RECORD FOR APPEAL ON AN ORDER TO COMPEL THE REPORTERS RECORD.
- 4) Petitioner prays that the court will order the clerk to change the setting of the Circuit Court action as an EVIDENTIARY RECORD, as there is some question of whether he will be able to present any evidence on appeal either, and a remand to a Judge who didn't allow him to present any evidence isn't likely to result in a change of circumstance.
- 5) Petitioner prays the court order the West Columbia Police Department to validate his whereabouts prior to James R. Stritzinger's filing, as Petitioner never entered Richland County except for a few hours at a time to do legal work, and legal research at the University of South Carolina library. Petitioner believes that when this is done this court will see James R. Stritzinger simply committed perjury which resulted in over 600K dollars in damage to the State, and him personally including 130K dollars in medical bills invoiced to the US Government improperly by Sherriff Lott who made no effort to validate his brothers claims.
- 6) Petitioner notifies this court he believes this court should be transferred to federal Jurisdiction as all of the material facts James R. Stritzinger Jr. is claiming require Federal Witnesses for

rebuttal and under 28 USC 1331 the amounts in question are over 75K dollars on the Palmetto Health bill alone.

- 7) Petitioner is asking for 1.2M dollars in damage including the original 600K dollars, and double damages due to three lost years of litigation.

Signed this 28th day of July, 2021

John S. Stritzinger
1800 Washington Street
Columbia, SC 29201
843-352-3459

LEGAL REFERENCES – SOUTH CAROLINA CONSTITUTION

Petitioner believes that Judges Belton, Smiley and Manning have breached the following SC Statutes among others.

SECTION 2. Religious freedom; freedom of speech; right of assembly and petition.

The General Assembly shall make no law respecting an establishment of religion or prohibiting the free exercise thereof, or abridging the freedom of speech or of the press; or the right of the people peaceably to assemble and to petition the government or any department thereof for a redress of grievances.

Petitioner doesn't believe this court, nor Judge Belton has the right to suspend someone's right to petition the court, as the cases Petitioner filed were in the Circuit Court, and were not in her power to suspend. Petitioner did not make an error in any of the Petitions he filed. They were timely, and required which the State has already established.

SECTION 3. Privileges and immunities; due process; equal protection of laws.

The privileges and immunities of citizens of this State and of the United States under this Constitution shall not be abridged, nor shall any person be deprived of life, liberty, or property without due process of law, nor shall any person be denied the equal protection of the laws.

Petitioner has been denied competent counsel in this case. Competent counsel presents arguments to benefit their clients, marks documents in support of his arguments, and calls witnesses in support. Mr. Bartlett didn't do anything at all, other than call the FBI to record his intake at his office.

SECTION 4. Attainder; ex post facto laws; impairment of contracts; titles; effect of conviction.

No bill of attainder, ex post facto law, law impairing the obligation of contracts, nor law granting any title of nobility or hereditary emolument, shall be passed, and no conviction shall work corruption of blood or forfeiture of estate. (1970 (56) 2684; 1971 (57) 315.)

Judge Belton passed her own laws... ordering him a citizen of this state, ordering all of his property to his brother who committed felony perjury, and ceased his drivers license so he couldn't obtain employment, none of which she has the power to do and is not within her discretion.

SECTION 7. Suspension of laws.

The power to suspend the laws shall be exercised only by the General Assembly or by its authority in particular cases expressly provided for by it.

Petitioner does not believe Judge Belton has the power to suspend his legal rights in a high court under the South Carolina Constitution as is clear in this document.

SECTION 9. Courts; speedy remedy.

All courts shall be public, and every person shall have speedy remedy therein for wrongs sustained.

The State has a Constitutional provision for speedy remedies, yet has denied him a trial on the merits in front of a competent jury with evidence for three years. Furthermore the clerk has said that they have so few circuit judges for civil cases in south Carolina that the average interval is 18months. Clearly the Richland County Clerk, and Governor's office is not providing sufficient resources for the courts to do their job.

To put things in perspective the capitol city of Austin Texas has a separate circuit court for Criminal trials, and more than 35 State Judges in Two Courthouses, versus only 5 here in south Carolina, 3 of which are rotating circuit judges.

SECTION 12. Double jeopardy; self-incrimination.

No person shall be subject for the same offense to be twice put in jeopardy of life or liberty, nor shall any person be compelled in any criminal case to be a witness against himself.

This case is trying to retry a case which has already been tried in Delaware, three times in Virginia, and twice in Texas all of which put his life and liberty in jeopardy. Petitioner notes that under Article IV of the US Constitution states have to have full faith and credit in their peers under the law which was ratified by this state as one of the original 13 signers of the Constitution.

SECTION 13. Taking private property; economic development; remedy of blight.

(A) Except as otherwise provided in this Constitution, private property shall not be taken for private use without the consent of the owner, nor for public use without just compensation being first made for the property. Private property must not be condemned by eminent domain for any purpose or benefit including, but not limited to, the purpose or benefit of economic development, unless the condemnation is for public use.

(B) For the limited purpose of the remedy of blight, the General Assembly may provide by law that private property constituting a danger to the safety and health of the community by reason of lack of ventilation, light, and sanitary facilities, dilapidation, deleterious land use, or any combination of these factors may be condemned by eminent domain without the consent of the owner and put to a public use or private use if just compensation is first made for the property. (1970 (56) 2684; 1971 (57) 315; 2007 Act No. 15.)

This court has taken private property in the form of intellectual property from himself, and two companies without having any jurisdiction in the first place. Petitioner was not a resident of South Carolina and was only visiting the US District Court while living in West Columbia/Lexington County.

Sherriff Lot had no basis to even listen to a heresy complaint on someone who had no knowledge of the statements he made to the court which are not admissible in any court of law in any state.

Petitioner believes to a lesser extent that Judges Belton and Smiley violated 14-24 of the State Constitution although listing them all out is not likely to be fruitful in this form. Petitioner also notes that Judge Manning has such an inappropriate visage on appeal cases from his own lower courts, that its pretty clear that litigants might have 5 minutes to argue outside of a brief.

Petitioner notes that Gregory Parker in a case involving more than 1M dollars of property spoke to his client for less than 15mins before going to court not to defend him, but simply to call Dr. Jeffrey Raynor as HIS WITNESS. He called no defense witnesses nor presented any evidence. Nor did he depose James R. Stritzinger Jr about the nature of his complaint or how and why it was filed.

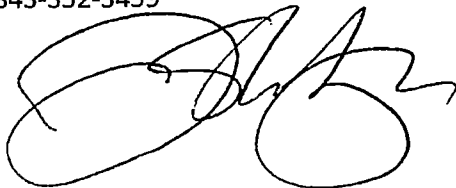
CERTIFICATE OF SERVICE

This document was served to the parties in the manner they have set as their preference for receiving documents and therefore has been served by agreement.

David Crain(On Behalf of Verizon), The County Attorney's Office(Smith, Parker), and James R. Stritzinger Jr have been served.

Sincerely,

John S. Stritzinger
1800 Washington Street
Columbia, SC 29201
843-352-3459

A handwritten signature in black ink, appearing to read 'John S. Stritzinger', with a large, stylized flourish at the end.

STATE OF SOUTH CAROLINA,
COUNTY OF _____

IN THE COURT OF COMMON PLEAS

5th JUDICIAL CIRCUIT

Stritzengel

Plaintiff

**MOTION AND AFFIDAVIT TO
PROCEED IN FORMA PAUPERIS**

vs.

Stritzengel

Defendant.

FILE NO. _____

Appellant

Admitted to
Practice Law
& Notary
Public

I, John Stritzengel being duly sworn, state that I am the Plaintiff and that

I do not have the funds available to pay the costs of filing and service in the present matter

hereby request that the complaint be filed and service made without costs, or with to probate balances

Sworn to and Subscribed before me
this 3 day of July, 2019

[Signature]

Notary Public for South Carolina

My Commission expires May 18 2022

[Signature]

Signature of Plaintiff or
Person Filing Complaint on Behalf of
Plaintiff

JEANETTE W. McBRIDE
C.C.P., G.S., & F.C.

2019 JUL 31 PM 4:40

RICHLAND COUNTY
FILED

ORDER

Leave is granted to proceed in forma pauperis without payment of the filing fee.

Therefore, no order for distribution of funds is necessary.

Leave is granted to proceed in forma pauperis without payment of the service cost.

Leave is denied to proceed in forma pauperis.

Dated: August 8, 2019
Columbia, South Carolina

[Signature]
JUDGE/CLERK OF COURT

JEANETTE W. McBRIDE
C.C.P., G.S., & F.C.

2019 AUG 12 AM 10:54

RICHLAND COUNTY
FILED

NOTICE TO PLAINTIFF: The Court may assess costs against either party at hearing.

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

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 2019CP4004271

Stritzinger

Stritzinger

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: _____

Attorney for : Plaintiff Defendant or Self-Represented Litigant

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 _____
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
 Affirmed; Reversed; Remanded; Other _____

JEANETTE W. BRIDGE
 C.C.P., C.S. & F.C.
 2019 AUG 12 AM 11:01
 FILED
 RICHLAND COUNTY

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 Court

ORDER INFORMATION

This order ends does not end the case.
Additional Information for the Clerk : _____

INFORMATION FOR THE PUBLIC INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled
		\$
		\$
		\$

If applicable, describe the property, including tax map information and address, referenced in the order: _____

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

Circuit Court Judge _____ Judge Code _____ Date _____

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this 12 August 2019 to attorneys of record or to parties (when appearing pro se) as follows:

John Stritzinger

John Stritzinger

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Court Reporter _____

Clerk of Court _____

Jeanette W. Bridge