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SC Court of Appeals

FORM 13  
BRIEF OF APPELLANT\*

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals  
[In The Supreme Court]

APPEAL FROM: *York County*

The Honorable *Daniel Dewitt* Hall

Case No. *2020 - 001225*

*Haven at Regent Park*  
*& Esquire Brownlee Pratt* Respondent,

v.

*Timothy J Saj* Appellant.

[INITIAL] BRIEF OF APPELLANT

*Timothy J Saj*  
*3108 Coolbridge Circle 103*  
*Forestburg SC 29715*  
Attorney for  
*Pro Se*

Appeals # 2020-001225

Timothy SWS 704992 7640

Reason for appeal of case # CV46/04/01820 is as follows. At 790 hearing a clear and substantiated lack of capacity perpetrated by the court, 16 & 18 minutes into hearing. The obvious focus to conceal said accusation will be seen below. Facts also verified in audio in my file

My argument is Judge Berinsky did willfully sit at the bench while in full knowledge of his medical condition. His ailment obscured the courts & my aptness to display any sort of counter against opposing esquire. I was hamstrung by court clerks, Constable Lowman & the "cleaning lady" as defined by Mr. Lowman. Weeks and weeks of consistent calls to the court fell on deaf ears as I tried to get copy of 790 hearing. 2<sup>nd</sup> copy was found to be incorrect hearing. Next copy received was after done hearing, with Judge Berinsky was told still on "vacation". A motion was filed with Judge Wood for a new 790 hearing. While in court opposing counsel did indeed verify my claim of very abnormal demeanor with judge Berinsky. Judge Wood did at the end of hearing being a bit counterintuitive advise me of another pathway that I could appeal case. He did state that clericaly all was correct my argument was content & the way derived was the issue. My aim may had been the same to preserve hearing while still showing another path. I did proclaim in hearing my full intent was to appeal. The proclamation did afford me yet another hindrance in moving forward. After request of Judge Woods hearing audio version it hit. Mr Lowman stated after weeks of futile attempts to obtain copy he stated "The cleaning lady must had disconnected recording equipment". There would be no record of hearing or spoken word.

- would anticipate the equipment would be checked before court.
- must disclose the fact that building is and was most likely 60 years old. I can be confident things are better now.

Facts of case can be heard on CD. at 16 & 18 minutes this has been put in file as per case coordinator Shelby Spener as she has been sp and till a couple weeks ago my contact person.

Request is just for a new 790 hearing in Magistrate Court that has the integrity of our court system & not trying to run out the

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF York )

IN THE COURT OF COMMON PLEAS  
\_\_\_\_\_ JUDICIAL CIRCUIT

CERTIFICATE OF SERVICE

Timothy J. Saj )  
 ) Plaintiff, )  
vs. )  
Haven at Regent Park & Esquire )  
Brownlee Pratt ) Defendant. )

Case No.: 2020 001225 - **RECEIVED**

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**SC. Court of Appeals**

I certify that on this date, I served a copy of Final Brief in this action, dated

\_\_\_\_\_ on 8-11-21 by

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Mail, in an envelope with sufficient postage affixed, addressed as follows:

3130 Cool bridge Circle Fort Mill SC 29715

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S4J Timothy  
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