

BEFORE THE SUPREME COURT ("S Ct") OF SOUTH CAROLINA ("SC")

Appellate Case No. 2022-000145

AND STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

IN THE CIRCUIT COURT OF COMMON PLEAS  
On Application for Post-Conviction Relief (PCR) No. 2019-CP-40-00112

Marie Assa'ad-Faltas, MD, MPH, Appellant  
v.  
State of South Carolina, and City of Columbia, SC, Respondents.

Applicant/Appellant's MOTION for SC Chief Justice  
Beatty to Re-assign the Underlying Case  
And all other cases assigned to SC Circuit  
Judge D. Craig Brown to another judge.

Applicant/Appellant Marie Assa'ad-Faltas, MD, MPH ("Dr. Assa'ad-Faltas" or "Dr. Faltas") *pro se* sincerely shows that SC Chief Justice Beatty has, in Mr. Curtis Clark's case, correctly interpreted SC's Chief Justice's power to assign judges as including power to remove assigned judges from special assignments, all to promote public confidence in the judiciary. SC's public owes its Chief Justice a duty to inform His Honor of acts that, at best, violate the appearance of impartiality.

Since assigned to six cases (including the above) of Dr. Assa'ad-Faltas' in Richland County Circuit Court of Common Pleas, apparently at SC Circuit Judge D. Craig Brown's own request, that jurist has done *nothing* to advance Dr. Assa'ad-Faltas' cases to *fair* resolutions but *often* urged Dr. Assa'ad-Faltas' forced lawyers to sabotage Dr. Assa'ad-Faltas' cases and to verbally abuse her in phone conversations and emails as has SC Circuit Judge Brown himself verbally abused Dr. Assa'ad-Faltas in purported orders that set Dr. Assa'ad-Faltas up for contempt of court.

In the one of the six cases assigned to Judge Brown where Dr. Assa'ad-Faltas is allowed to proceed *pro se*, Judge Brown issued a pre-filing injunction that unfairly verbally abuses Dr. Assa'ad-Faltas and improperly suggests that all other jurists who had previously ruled *for* Dr. Assa'ad-Faltas are basically idiot weaklings. Judge Brown has not allowed the filing of Dr. Assa'ad-Faltas' motions to recuse Judge Brown in *Austin Woods v. Assa'ad-Faltas* but had *ex parte* communications *with the other side* and gave *them*, a corporation, a 30-day extension from 28 January 2022 to hire a lawyer. They refused to do so; and Dr. Assa'ad-Faltas alerted Judge Brown to that fact by sending a motion *to the Clerk* for transmittal to Judge Brown. The conditions in Austin Woods are risks to Dr. Assa'ad-Faltas' and other tenants' lives and health including a three-unit fire in July 2021 and failed fire inspection in March 2022. But Judge Brown is apparently delaying to give Austin Woods time to demolish the burned units and pretend the fire never happened and Dr. Assa'ad-Faltas' concerns were "not based in reality."

Because human lives matter but SC Circuit Judge Brown appears totally indifferent to Dr. Assa'ad-Faltas' and other tenants' lives, a different SC circuit should be assigned.

**Certificate of Submission AND Certificate of Service AND of Copies**

Sincerely submitted **and served by hand-delivery** to SC Attorney General's ("SCAG") office at 1000 Assembly Street Columbia, SC 29201, also served on Ms. Snelling by hand-delivery to the Office of Commission Counsel at 1220 Senate Street, Columbia SC 29201, and copied to: Professors Erica Hashimoto at [eh502@georgetown.edu](mailto:eh502@georgetown.edu), Daniel Ortiz at [dro@virginia.edu](mailto:dro@virginia.edu), and Sean Andrussier at [andrussier@law.duke.edu](mailto:andrussier@law.duke.edu), and Tim Griffith at [tgriffith@tgriffith.com](mailto:tgriffith@tgriffith.com), Jessica Saxon at [jsaxon@sccid.sc.gov](mailto:jsaxon@sccid.sc.gov), Robert Dudek at [rdudek@sccid.sc.gov](mailto:rdudek@sccid.sc.gov), and relevant others on 18 April 2022, all God so willing.

S/Marie-Thérèse Assa'ad-Faltas, MD, MPH, Applicant/Appellant *pro se*  
P.O. Box 9115, Columbia, SC 29290 e-mail: [Marie\\_Faltas@hotmail.com](mailto:Marie_Faltas@hotmail.com)  
Phone: (803) 783-4536 Cell: (330) 232-4164



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APR 18 2022

S.C. SUPREME COURT



## 24 HOUR NOTICE FOR COMPLIANCE

Dear Valued Resident,

We were inspected by South Carolina Housing and Development and have been advised that many items are out of compliance with International Fire code and Regulations. There shall be no fire source or ignitor stored in or around any apartment buildings. This includes gas grills, charcoal grills, and fire ignitor fluids.

Please be advised that this serves as 24-hour notice for you to remove all items, grills and household furniture from your patio and porch areas. If these items aren't removed, our maintenance staff will discard of these items.

If your patio/porch is on the top level, we will use a key to enter your home to remove those items.

Thank you for your time and attention to this matter!

Thanks,

Austin Woods Management Team



# Richland County Fifth Judicial Circuit Public Index



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## Austin Woods Apartments VS Marie Assa Ad Faltas

Case Number:	2018CP4000963	Court Agency:	Richland County Common Pleas	Filed Date:	02/20/2018
Case Type:	Appeal	Case Sub Type:	Magistrate Civil 910	File Type:	Non-Jury
Status:	Assigned To Judge	Assigned Judge:	Brown, D Craig		
Disposition:		Disposition Date:		Disposition Judge:	
Original Source Doc:		Original Case #:		Restore Reason:	Reopened Case
Judgment Number:		Court Roster:			

### Case Parties

Click the icon to show associated parties.

Name	Address	Race	Sex	Year Of Birth	Party Type	Party Status	Last Updated
<input checked="" type="checkbox"/> A'Hern, John Means (Inactive)	PO Box 50225 Columbia SC 29250				Appellant Attorney		06/26/2019
<input checked="" type="checkbox"/> Assa Ad Faltas, Marie					Appellant		05/06/2021
<input checked="" type="checkbox"/> Assa Ad Faltas, Marie	P.O. Box 9115 Columbia SC 29290				Appellant Pro Se		06/26/2019
<input checked="" type="checkbox"/> Austin Woods Apartments	Rental Office 7648 Garners Ferry Rd Columbia SC 29209				Respondent Pro Se		10/31/2018
<input checked="" type="checkbox"/> Austin Woods Apartments	Rental Office 7648 Garners Ferry Rd Columbia SC 29209				Respondent		10/25/2018

### Actions

Name	Description	Type	Motion Roster	Begin Date	Completion Date	Documents
Austin Woods Apartments	1/28/2022_MOTION_Roster/Notice of Motions Roster Publication	Action		12/10/2021-15:52		
Austin Woods Apartments	1/28/2022_MOTION_Roster/Notice of Motions Roster Publication	Action		12/10/2021-15:52		
Assa Ad Faltas, Marie	1/28/2022_MOTION_Roster/Notice of Motions Roster Publication	Action		12/10/2021-15:52		
Assa Ad Faltas, Marie	1/28/2022_MOTION_Roster/Notice of Motions Roster Publication	Action		12/10/2021-15:52		
Assa Ad Faltas, Marie	Order Denying Motion to Correct Pre-Filing Injunction and Gr	Order		07/22/2021-16:41		
Assa Ad Faltas, Marie	Order Setting a Pre-Filing Injunction	Order		07/12/2021-12:57		
Assa Ad Faltas, Marie	Global Order Re-emphaizing the Dr. Faltas is NOT to Communic	Order		07/12/2021-12:52		
Assa Ad Faltas, Marie	Defendant's Motion to Correct Pre-Filing Injunction and Cert	Filing		07/09/2021-14:43		
Assa Ad Faltas, Marie	Defendant's (1) Supplemental Notice of Appeal (2) Motion for	Filing		06/08/2021-12:54		
Assa Ad Faltas, Marie	Defendant's (1) Motion for Emergency Bond Modification (2) R	Filing		05/06/2021-10:49		
Assa Ad Faltas, Marie	Supreme Court Order Assigning case to Judge Brown	Order		10/14/2020-13:01		
Austin Woods Apartments	4/3/2020_APPEAL_Roster/Notice of Case Roster Publication Sen	Action		03/19/2020-12:04		
Assa Ad Faltas, Marie	4/3/2020_APPEAL_Roster/Notice of Case Roster Publication Sen	Action		03/19/2020-12:04		
Assa Ad Faltas, Marie	4/3/2020_APPEAL_Roster/Notice of Case Roster Publication Sen	Action		03/12/2020-08:39		
Austin Woods Apartments	4/3/2020_APPEAL_Roster/Notice of Case Roster Publication Sen	Action		03/12/2020-08:39		
Assa Ad Faltas, Marie	Defendant's Motion for Summary Judgmen	Motion	MOTIONS ROSTER FOR JUDGE D. CRAIG BROWN JANUARY 28, 2022 COURTROOM 2-C	12/12/2019-15:25		
Assa Ad Faltas, Marie	Return of the magistrate	Filing		11/07/2019-11:04		
Assa Ad Faltas, Marie	Form 4; Order Forthcoming	Order		10/24/2019-10:10		
Assa Ad Faltas, Marie	Order Magistrate to file complete return or transcript of tr	Order		10/23/2019-14:13		
Assa Ad Faltas, Marie	10/18/2019_APPEAL_Roster/Notice of Case Roster Publication S	Action		09/26/2019-11:16		
Austin Woods Apartments	10/18/2019_APPEAL_Roster/Notice of Case Roster Publication S	Action		09/26/2019-11:16		
Assa Ad Faltas, Marie	Defendant's Emergency Motion to	Motion	MOTIONS ROSTER FOR	07/26/2019-		

	Immediately add Defendant's		JUDGE D. CRAIG BROWN JANUARY 28, 2022 COURTROOM 2-C	15:39		
Assa Ad Faltas, Marie	Order Permitting Appellant to Proceed Pro Se	Order		07/12/2019-10:08		
Assa Ad Faltas, Marie	NEF(06-24-2019 05:31:10 PM) Service/Affidavit Of Service	Filing		06/25/2019-08:47		
Assa Ad Faltas, Marie	Service/Affidavit Of Service on Marie Assa Ad Faltas	Filing		06/24/2019-17:31		
Assa Ad Faltas, Marie	Service/Affidavit Of Service on Austin Woods Apartments	Filing		06/24/2019-17:31		
Assa Ad Faltas, Marie	NEF(06-20-2019 04:31:32 PM) Order/Electronic Form 4	Filing		06/20/2019-16:31		
Assa Ad Faltas, Marie	Electronic Form 4 Order The Appeal scheduled for June 26, 20	Order		06/20/2019-16:31		
Assa Ad Faltas, Marie	NEF(06-19-2019 03:49:19 PM) Service/Affidavit Of Service	Filing		06/19/2019-16:17		
Assa Ad Faltas, Marie	Service/Affidavit Of Service on Austin Woods Apartments	Filing		06/19/2019-15:49		
Assa Ad Faltas, Marie	Service/Affidavit Of Service on Marie Assa Ad Faltas	Filing		06/19/2019-15:49		
Assa Ad Faltas, Marie	NEF(06-17-2019 04:47:04 PM) Order/Electronic Form 4	Filing		06/17/2019-16:47		
Assa Ad Faltas, Marie	Order/Electronic Form 4/Substitute counsel is to be appointe	Order		06/17/2019-16:47		
A'Hern, John Means	6/28/2019_APPEAL_Roster/Notice of Case Roster Publication Se	Action		05/28/2019-15:37		
Austin Woods Apartments	6/28/2019_APPEAL_Roster/Notice of Case Roster Publication Se	Action		05/28/2019-15:37		
Assa Ad Faltas, Marie	NEF(05-28-2019 11:47:20 AM) Service/Affidavit Of Service	Filing		05/28/2019-12:01		
Assa Ad Faltas, Marie	Service/Affidavit Of Service on Austin Woods Apartments	Filing		05/28/2019-11:47		
Assa Ad Faltas, Marie	Service/Affidavit Of Service on Marie Assa Ad Faltas	Filing		05/28/2019-11:47		
Assa Ad Faltas, Marie	NEF(05-22-2019 02:35:18 PM) Motion/Substitution of Couns...	Filing		05/22/2019-15:22		
Assa Ad Faltas, Marie	Motion/Substitution of Counsel	Motion		05/22/2019-14:35		
Assa Ad Faltas, Marie	Letter of Appointment	Filing		05/11/2019-10:05		
Assa Ad Faltas, Marie	Form 4 Order The Cout directed the Clerk's office to appoint	Order		05/10/2019-08:28		
Assa Ad Faltas, Marie	Order/Form 4 The Clerk's office is directed to appoint the	Order		05/08/2019-15:10		
Assa Ad Faltas, Marie	5/7/2019_APPEAL_Roster/Notice of Case Roster Publication Sen	Action		04/08/2019-10:24		
Austin Woods Apartments	5/7/2019_APPEAL_Roster/Notice of Case Roster Publication Sen	Action		04/08/2019-10:24		
Assa Ad Faltas, Marie	5/10/2019_APPEAL_Roster/Notice of Case Roster Publication Se	Action		04/08/2019-10:11		
Austin Woods Apartments	5/10/2019_APPEAL_Roster/Notice of Case Roster Publication Se	Action		04/08/2019-10:11		
Austin Woods Apartments	5/10/2019_APPEAL_Roster/Notice of Case Roster Publication Se	Action		04/05/2019-09:17		
Assa Ad Faltas, Marie	5/10/2019_APPEAL_Roster/Notice of Case Roster Publication Se	Action		04/05/2019-09:17		
Assa Ad Faltas, Marie	Emergency Motion to Amend Appeal Bond	Motion		01/29/2019-16:01		
Assa Ad Faltas, Marie	SC Court of Appeals Order of Dismissal	Order		12/03/2018-14:17		
Assa Ad Faltas, Marie	Remittitur From Court Of Appeals	Filing		12/03/2018-14:16		
Assa Ad Faltas, Marie	Form 4 Order Appellant's Motion for Relief from Judgment (fi	Order		11/27/2018-11:08		
Assa Ad Faltas, Marie	Appellants Declaration in Compliance with the Riscission of	Filing		11/27/2018-10:48		
Assa Ad Faltas, Marie	Order Dismissing the Appeal is Rescinded and should be place	Order		11/27/2018-09:29		
Assa Ad Faltas, Marie	Defendants Citation of Authorities for Relief from Judgment	Filing		11/26/2018-09:24		
Assa Ad Faltas, Marie	Appellants Declaration Under Penalty of Perjury in Support o	Filing		11/26/2018-09:23		
Assa Ad Faltas, Marie	11/27/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action		11/01/2018-16:04		
Austin Woods Apartments	11/27/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action		11/01/2018-16:04		
Austin Woods Apartments	11/27/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action		11/01/2018-16:02		
Assa Ad Faltas, Marie	11/27/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action		11/01/2018-16:02		
Assa Ad Faltas, Marie	11/28/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action		10/31/2018-16:33		

Austin Woods Apartments	11/28/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action		10/31/2018-16:33		
Assa Ad Faltas, Marie	11/28/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action		10/31/2018-16:28		
Austin Woods Apartments	11/28/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action		10/31/2018-16:28		
Assa Ad Faltas, Marie	11/28/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action		10/31/2018-16:24		
Assa Ad Faltas, Marie	11/27/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action		10/30/2018-12:19		
Assa Ad Faltas, Marie	11/27/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action		10/30/2018-12:19		
Assa Ad Faltas, Marie	11/27/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action		10/30/2018-12:17		
Assa Ad Faltas, Marie	11/27/2018_MOTION_Roster/Notice of Motions Roster Publicatio	Action		10/30/2018-12:14		
Assa Ad Faltas, Marie	Order referring administrative matters to Chief	Order		09/17/2018-16:07		
Assa Ad Faltas, Marie	Notice of Appeal to the Court of Appeals	Filing		09/12/2018-09:23		
Assa Ad Faltas, Marie	Notice of Filing Transcript	Filing		09/04/2018-10:01		
Assa Ad Faltas, Marie	Motion/Appointment of Counsel	Motion		08/27/2018-16:21		
Assa Ad Faltas, Marie	Motion for Relief from Judgment	Motion		08/27/2018-16:20		
Assa Ad Faltas, Marie	Applicants Second Timely Supplement to Her Timely Motion for	Filing		08/23/2018-09:17		
Austin Woods Apartments	Order/Electronic Form 4	Order		08/21/2018-16:18		
Assa Ad Faltas, Marie	Timely Supplement to Timely Motion for Reconsideration	Filing		08/15/2018-14:12		
Assa Ad Faltas, Marie	Affidavit of Chris S Truluck	Filing		08/13/2018-13:52		
Assa Ad Faltas, Marie	Motion/Reconsider	Motion		08/13/2018-13:52		
Austin Woods Apartments	Order/Electronic Form 4 On August 10, 2018, this matter came	Order		08/13/2018-08:57	08/13/2018-08:57	
Assa Ad Faltas, Marie	Appellant's Timely Request For A Continuance Due To Extremel	Filing		08/08/2018-08:56	08/13/2018-08:56	
Assa Ad Faltas, Marie	Exhibits to the return	Filing		07/12/2018-12:21	08/13/2018-12:21	
Assa Ad Faltas, Marie	Appeal Returned Received	Action		07/12/2018-11:14	08/13/2018-11:14	
Assa Ad Faltas, Marie	8/10/2018_APPEAL_Roster/Notice of Case Roster Publication Se	Action		07/05/2018-11:37	08/13/2018-11:37	
Assa Ad Faltas, Marie	Appeal/Notice of Civil Appeal (Workflow)	Action		03/02/2018-12:00		
Assa Ad Faltas, Marie	Verification/Verified	Filing		02/21/2018-12:49	08/13/2018-12:49	
Assa Ad Faltas, Marie	Order granting motion to proceed informa pauperis	Order		02/21/2018-11:27	08/13/2018-11:27	
Assa Ad Faltas, Marie	Financial Declaration In Support Of In Forma Pauperis Reques	Filing		02/20/2018-13:55	08/13/2018-13:55	
Assa Ad Faltas, Marie	Motion and Affidavit To Proceed In Forma Pauperis	Filing		02/20/2018-13:54	02/21/2018-13:54	
Assa Ad Faltas, Marie	Motion/Appeal	Motion		02/20/2018-12:00	08/13/2018-12:00	
Assa Ad Faltas, Marie	Appeal/Notice of Civil Appeal	Filing		02/20/2018-11:59		

**Financials**

Summary					
Fine/Costs:	\$100.00	Total Paid for fine/costs:	\$25.00	Balance Due:	\$75.00

Costs					
Description	Cost Code	Amount	Charge Action	Disbursed Amount	
Motion/Order Filing Fee \$25	MOTION	\$25.00		\$25.00	
Motion/Order Filing Fee \$25	MOTION	\$25.00		\$0.00	
Motion/Order Filing Fee \$25	MOTION	\$25.00		\$0.00	
Motion/Order Filing Fee \$25	MOTION	\$25.00		\$0.00	

Payments				
Payment Date	Receipt Number	Entered By	Transaction Type Code	Payment Amount
05/22/2019	257911	C40RMOORMA	PY	\$25.00

STATE OF SOUTH CAROLINA (hereinafter "SC") IN THE CIRCUIT COURT OF COMMON PLEAS  
COUNTY OF RICHLAND No. 2018-CP-40-00963 (On appeal from Magistrate Court)

Austin Woods Apartments  
v.

Defendant's **MOTION to Set her Motion to Recuse SC Circuit Judge D. Craig Brown from this Case for a hearing.**

Marie Assa'ad-Faltas, MD, MPH

Marie Assa'ad-Faltas, MD, MPH ("Dr. Faltas"), Defendant *pro se*, asks SC Circuit Judge Brown to approve filing, and grant, this Motion to Set her Motion to Recuse SC Circuit Judge Brown from this case for a hearing, God willing, during the week of 24 January 2022 **or earlier.**

Dr. Faltas is supported by SC Circuit Judge Brown's attached 7 September 2021 e-mail to Dr. Faltas' opponents and *forced* lawyers **in other cases**, which did not address Dr. Faltas herself [or wish her well] *or this case*. The "week in Richland County sometime during the first six months of next year when our schedules come out" turned out to be just one, albeit the earliest, of three PCR terms **always** allotted to SC's 5<sup>th</sup> judicial circuit ("SC5JC") *every six months anyway*.

Because (contrary to separation-of-powers principles and to the spirit of *Langford*) PCR terms' docket control is given to SC's attorney general ("SCAG"), Dr. Faltas sees no promise that SCAG will schedule *the-above-captioned case*, or 2019-CP-40-01374, **or even any of Dr. Faltas' four PCR cases long pending in SC Circuit Court**, for the week of 24 January 2022.

So, Dr. Faltas asks SC Circuit Judge Brown to require SC Office of Court Administration ("SCOCA") to make at least one day of that 24 January 2022 week "Common Pleas/non-jury" in addition to, or in place of, what days of that week SCAG proceeds to fill with PCR cases.

Dr. Faltas, of course, prefers an immediate order granting recusal without a hearing; but the least that can be done for her is to ensure that recusal is addressed at the first opportunity SC Circuit Judge Brown *chose* to make himself available in Richland County Circuit Court.

Submitted to the Clerk for immediate submission to SC Circuit Judge Brown, to be, God willing, served the same day Dr. Faltas is notified of its approval for filing by e-mail to Mr. Gallman (or his successor) at [tgallman@oreliving.com](mailto:tgallman@oreliving.com) as directed by Austin Woods' rental office on or about 30 April 2021 in Columbia, SC 29209, all on 30 September 2021, all God so willing.



Marie-Thérèse Assa'ad-Faltas, MD, MPH, Defendant/Appellant *pro se*

P.O. Box 9115, Columbia, SC 29290

e-mail: [Marie.Faltas@hotmail.com](mailto:Marie.Faltas@hotmail.com)

Phone: (803) 783-4536

Cell: (330) 232-4164

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STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

IN THE CIRCUIT COURT OF COMMON PLEAS  
No. 2018-CP-40-00963  
On appeal from Magistrate Court

*Austin Woods Apartments*  
v.  
*Marie Assa'ad-Faltas, MD, MPH*

Defendant's *TIMELY* Motion to Reconsider AND Withdraw  
SC Circuit Judge D. Craig Brown' Pre-Filing Injunction in this  
Case and ALL His Adverse ORDERS in Dr. Faltas' Cases

Marie Assa'ad-Faltas, MD, MPH ("Dr. Faltas"), Defendant *pro se*, asks SC Circuit Judge Brown to approve filing, and grant, this *TIMELY* motion to reconsider and withdraw Judge Brown's pre-filing injunction in this case and all his adverse orders in Dr. Faltas' other cases. Dr. Faltas incorporates herein by reference her previously approved-for-filing and filed Motion to Correct and Clarify Pre-filing Injunction and her previously-submitted-for-approval motion to recuse SC Circuit Judge Brown and the two supplements to said motion. *To date*, Dr. Faltas neither received, nor saw on Richland County's Public Index ("RCPI"), SC Circuit Judge Brown's 9 July 2021 "Order Denying Motion to Correct Pre-Filing Injunction and Granting Request to Clarify" announced in his 9 July 2021 letter to Richland County Chief Deputy Clerk of Court Virginia F. Belcher. (*Vide* attached e-mail chain inquiring about that order.) Dr. Faltas is concerned that the non-appearance of said order is a set up for her to: (1) unsuspectingly disobey something in it; (2) forfeit her time to seek reconsideration and thus make it the law of this case; and/or (3) call the clerk to inquire and thus bring contempt-of-court charges upon herself. **The very non-appearance of that 9 July 2021 ORDER proves the pre-filing injunction unfair, unworkable, and, contrary to its pretenses otherwise, causing more, not less, workload on a system pretending to be "very busy."**

**Conclusion:** SC Circuit Judge Brown should withdraw his pre-filing injunction then recuse himself from all Dr. Faltas' cases but should use this experience to advance the law.

Submitted to the Clerk for immediate submission to SC Circuit Judge Brown, to be, God willing, served the same day Dr. Faltas is notified of its approval for filing by e-mail to Thomas Gallman at [tgallman@oreliving.com](mailto:tgallman@oreliving.com) as directed by Austin Woods' rental office on or about 30 April 2021 in Columbia, SC 29209, all on 22 July 2021, all God so willing.



Marie-Thérèse Assa'ad-Faltas, MD, MPH, Defendant/Appellant *pro se*  
P.O. Box 9115, Columbia, SC 29290 Phone: (803) 783-4536  
e-mail: [Marie.Faltas@hotmail.com](mailto:Marie.Faltas@hotmail.com) Cell: (330) 232-4164

STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

IN THE CIRCUIT COURT OF COMMON PLEAS  
No. 2018-CP-40-00963  
On appeal from Magistrate Court

*Austin Woods Apartments*  
v.  
*Marie Assa'ad-Faltas, MD, MPH*

**SECOND SUPPLEMENT TO Defendant's EMERGENCY  
Motion to Recuse SC Circuit Judge D. Craig Brown from this  
Case and from ALL Dr. Assa'ad-Faltas' Cases**

Marie Assa'ad-Faltas, MD, MPH ("Dr. Faltas"), Defendant *pro se*, asks SC Circuit Judge Brown to approve filing, and grant, this *SECOND SUPPLEMENT* to Dr. Faltas' *emergency* motion to recuse SC Circuit Judge Brown from this case, as his absolute close-mindedness to tenants' safety rights in general, and to Dr. Faltas' *basic* human rights in particular, continue to place Dr. Faltas' *physical* life and emotional health in danger. *To date*, Dr. Faltas neither received, nor saw on Richland County's Public Index ("RCPI"), SC Circuit Judge Brown's 9 July 2021 "Order Denying Motion to Correct Pre-Filing Injunction and Granting Request to Clarify" announced in his 9 July 2021 letter to Richland County Chief Deputy Clerk of Court Virginia F. Belcher. (*Vide* attached e-mail chain inquiring about that order.) Dr. Faltas is concerned that the non-appearance of said order is a set up for her to: (1) unsuspectingly disobey something in it; (2) forfeit her time to seek reconsideration and thus make it the law of this case; and/or (3) call the clerk to inquire and thus bring contempt-of-court charges upon herself.

Not ungrateful for what Ms. Belcher and *few* of her subordinates otherwise did for Dr. Faltas, **she notes that it is part of Ms. Belcher's job to follow-up why that order has not appeared in 12 days.** Such *system* failures to do its jobs are used to bait Dr. Faltas into making contacts with the system which get *unfairly* counted *against her*, not against the system.

Further proof of SC Circuit Judge Brown's faith, *in cases other than Dr. Faltas'*, to the principle that one SC circuit judge cannot overrule another was just seen; yet, **SC Circuit Judge Brown's pre-filing injunction in this case: rests SOLELY on: (1) Dr. Faltas' motions which other SC circuit judges GRANTED and (2) Dr. Faltas' belief that she suffers discrimination against her Coptic Orthodox lawful immigrant status. The contrast between Judge Brown's faith to the coordinate-judge principle in other cases and his total disregard of it in Dr. Faltas' cases confirms the foundation of her reasonable perception of bias** and was first detected in the record on appeal ("RoA") in *State*

v. *Halstead* seen at <https://ctrack.sccourts.org/public/caseView.do?csIID=71115> and is reconfirmed in RoA of *In re Griffin* seen at <https://ctrack.sccourts.org/public/caseView.do?csIID=68690> revealed in yesterday's South Carolina Advance Sheets ("SCAS"). Both RoAs *incidentally* constrain Dr. Faltas to compliment SC Circuit Judge Brown for his attention to a detail other judges omit. At least thrice Dr. Faltas became embarrassed and confused when a juror in a case she was trying *pro se* greeted her upon chance encounter at the courthouse door. The first time (in North Carolina), Dr. Faltas returned the greeting and immediately so reported to the presiding judge; the second (the front-yard-parking trial) and third (federal) times, Dr. Faltas lowered her head. She lost both cases and cannot determine whether the offense the respective juror took was a factor. To advance the law, Dr. Faltas quotes *Halstead's* main RoA at p 23.

The attorneys and parties have been advised that they are not to talk to you at all outside of this courtroom, so if you see anyone involved in this case and they don't speak to you, they are not being unfriendly, they are simply following this Court's instructions.

And Griffin RoA p 25 = trial transcript p 20 and RoA p 51 = trial transcript p 46, respectively:

[P]lease stay to yourself or with your fellow jurors. The lawyers have been -- always are instructed not to have any interaction with jurors. You all, innocent conversations, innocent conversations could be misconstrued. Okay? So, my instruction to you all is either, one, stay to yourself or with your fellow jurors. If you see any, anyone involved in this case and they don't speak to you, they're not being unfriendly. They're following this Court's instructions because as I said we don't want innocent conversations to be misconstrued. \* \* \* \* \* The attorneys and parties have been advised that they are not to talk to you at all. So, if you see them, as I told you earlier, if you see them and they don't talk to you, they are not being unfriendly. They're simply following this Court's instructions.

Dr. Faltas asks SC Circuit Judge Brown to ask his colleagues to follow his lead on that.

**Conclusion:** At stake for *some* on the other side of SC Circuit Judge Brown's bench are *life* and health issues too important to be decided by one whose language has already *proven* "fair judgment impossible." SC Circuit Judge Brown should recuse himself from all Dr. Faltas' cases but should also share with his colleagues the jury instruction about pleasantries.

Submitted to the Clerk for immediate submission to SC Circuit Judge Brown, to be, God willing, served the same day Dr. Faltas is notified of its approval for filing by e-mail to Thomas Gallman at [tgallman@oreliving.com](mailto:tgallman@oreliving.com) as directed by Austin Woods' rental office on or about 30 April 2021 in Columbia, SC 29209, all on 22 July 2021, all God so willing.



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STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

IN THE CIRCUIT COURT OF COMMON PLEAS  
No. 2018-CP-40-00963  
On appeal from Magistrate Court

*Austin Woods Apartments*

v.

**Defendant's EMERGENCY Motion to Recuse Judge**

*Marie Assa'ad-Faltas, MD, MPH*

Marie Assa'ad-Faltas, MD, MPH ("Dr. Faltas"), Defendant *pro se*, asks SC Circuit Judge Brown to approve the filing of, and grant, this *emergency* motion to recuse himself from this case because of the clear bias revealed in his "pre-filing injunction's" claims *without evidence or hearing* that Dr. Faltas' filings "are not based in reality" (item 3 on p 4) and are meant only to harass non-existent "counsel for Plaintiff" (item 6 on p 5) and assert "nonexistent rights or claims" (item 7 on p 5). A judge who denies tenants' right to reasonable safety should not sit on this, *or any other residential landlord-tenant, case.*

This Motion is an emergency because, only three days after the "pre-filing injunction" was signed, a massive FIRE broke out in Austin Woods circa 500 feet from Dr. Faltas' apartment probably due to hazards of which Dr. Faltas had been complaining.

Richland County Sheriff's Department's ("RCSD") case number for the 11 July 2021 Austin Woods fire is 2107024511; and RCSD case number for the 13 April 2021 unsolved homicide is 2104017613. **These life-and-death issues are no less "based in reality" than the 2019 fatal gas leak in the Allen Benedict Court Apartments in Columbia, SC, or the 2021 Champlain Towers collapse in Surfside, Florida.** Dr. Faltas' *and all human life* supersede SC S Ct's 12-year continuing farce that SC Circuit Judge Brown just joined.

**Basically, SC Circuit Judge Brown sees every other SC or federal judge who ruled for a *pro se* Dr. Faltas as an idiot weakling.** (item 5 of p 5 of "pre-filing injunction")

Such extreme comments, even if *intra-judicial*, compel recusal. *Liteky v. United States*, 510 U.S. 540, 555 (1994), with italics by the Court but bolding and underlining added:

**[R]emarks during the course of a trial that are critical or disapproving of, or even hostile to, counsel, the parties, or their cases**, ordinarily do not support a bias or partiality challenge. They *may* do so if they reveal an opinion that derives from an extrajudicial source; and they **will do so if they reveal**

**such a high degree of favoritism or antagonism as to make fair judgment impossible.** An example of the latter (and perhaps of the former as well) is the statement that was alleged to have been made by the District Judge in Berger v. United States, 255 U. S. 22 (1921), a World War I espionage case against German-American defendants: “One must have a very judicial mind, indeed, not [to be] prejudiced against the German Americans” because their “hearts are reeking with disloyalty.” *Id.*, at 28 [.]

*State v. Donald Frank Halstead, III*, 2018-GS-26-00504, pending as SC Appellate Case No. 2019-001863, seen at <https://ctrack.sccourts.org/public/caseView.do?csIID=71115>, SC Circuit Judge Brown’s presiding in Horry County, SC, proves much. (The Record on Appeal is attached to avoid *false* accusations of Dr. Faltas “editing” and because SC Circuit Judge Brown should be familiar with it anyway; so, it is no burden for him to review the relevant parts.)

**First:** SC Circuit Judge Brown *knows* he cannot overrule a coordinate judge. **Second:** SC Circuit Judge Brown mistakes his personal preferences for “rules.” **Third:** SC Circuit Judge Brown has neither respect for the presumption of innocence nor problem with defense lawyers who do not *jealously* protect it. **Fourth:** SC Circuit Judge Brown has no scruples against depriving SC’s judicial branch of Dr. Faltas’ talents *just* to discredit her.

**First point:** from SC Circuit Judge Brown’s own mouth at Halstead trial Tr. pp 106:

**THE COURT:** If Judge John already ruled on it, I **don’t know that as a circuit court judge I have authority to overrule him;** do you agree with that?

**MR. GALMORE:** Well, you are the trial judge.

**THE COURT:** *That is not what I asked you.*

**MR. GALMORE:** I understand.

**THE COURT:** I am the trial judge, **but it is something already ruled upon,** and unless something changes, and if something were to change in his testimony, then certainly that raises a whole other issue that I certainly could rule on. Anything else?

The “pre-filing injunction’s” items 2 a-j and 3 a-d, pp 2-4, attack *solely* Dr. Faltas’ submissions *in this case* **already granted by the truly honorable SC Circuit Judge Gravely on 27 November 2018; and that GRANT is the law of this case.** Poor *etiquette* made SC Circuit Judge Brown insinuate that the honorable Judge Gravely was “naïve” and “scared” by Dr. Faltas into granting “pseudo-legalese” motions. Worse drove SC Circuit

Judge Brown into quoting what Dr. Faltas *courageously* had written of and to Saul of Tarsus, who, in a miracle of moral majesty, became St. Paul *back* from Damascus.

The “pre-filing injunction’s” item 3.f, p 4, attacks *solely* SC Circuit Judge Lee’s 23 February 2000 ruling in *Hampton Green v. Dr. Marie A. Faltas*, **98CP4002494**, holding *exactly* that nothing more than “fair market value” of the rent is what a tenant is required to pay.

Nor are SC Circuit Judges Gravely and Lee the only jurists *ever* to rule for, and/or compliment, Dr. Faltas’ *pro se* advocacy. To list all others would be to indulge SC Circuit Judge Brown’s arrogating to himself the right to pontificate over his colleagues’ competence. Suffice it however to cite *City of Columbia v. Faltas*, 2007-UP-193 (SC App 26 April 2007) (Dr. Faltas prevailing unanimously), *cert. den. without dissent* 18 October 2007.

**Second point:** SC Circuit Judge Brown mistakes his personal preferences for “rules.”

Apparently SC circuit judges are often asked by juries about taking notes. **Compare:**

**Judge Brown in *Halstead*, supra, transcript pp 151-2:**

I did receive your note concerning the question of whether or not you all could take notes. Let me tell you this real quick. I’m not going to allow note taking during the course of this trial. While note taking may appear helpful, often – often the note taking gets the evidence or testimony down incorrectly; then, in the jury room, that erroneous note may have an overbearing influence or impression upon those that did not take notes. The best system and the time tested system is for each juror to listen carefully and observe carefully everything that takes place in this case. When you have done that you will go to your jury room and discuss the facts intelligently and be in a position to arrive at a fair and just verdict, which I’m sure each of you will do in this case. **The reason for the procedural rule prohibiting note taking** is to emphasize your duty and your responsibility under your oath to pay close attention to the testimony. Please, again, as I told you from the outset, do not let your thoughts wander or eyes rove about the courtroom, but pay strict attention to these witnesses as he or she testifies. It will be your common memory that you rely upon in deciding factual issues involved in this case. If necessary, at any point during your deliberations, there is a need or necessity to hear testimony again, you can be allowed to do that to hear witnesses played back, if necessary. Any exception or anything from what I said to the jury from the State?

**MS. ANDREW:** No, sir.

**THE COURT:** Defense counsel?

**MR. GALMORE:** No, sir.

**Judge Clifton Newman in *Assa'ad-Faltas* p 87 of 24 February 2010 trial day transcript:**

[O]ne of you sent a note requesting or asking whether jurors can take notes while court is in session. You can take notes if you like. The notes will have to -- or your notebooks will be given by the -- given to you by the bailiffs when you come in. They will be collected from you when you leave the courtroom. They'll be given to you at the time of jury deliberations. **There are two schools of thoughts on - perhaps more than two** - but the main two schools of thoughts are that when jurors focus on taking notes they're often misfocusing on the witnesses and using what people typically use in assessing and evaluating the credibility of witnesses, that is, observations and all, as opposed to focusing on what you might have written, the written word. Other -- but, on the other hand, many people are able to focus better when they are able to make notes while they are observing. So, whatever your preference, it's certainly fine with me. If you would like to take notes, you can. The one thing -- **and a word of caution regarding note-taking is that it is not to be a substitute** the -- fact that you might make a note on something is not to be a substitute for your obligation to deliberate with other jurors on any and all matters relating to this case.

It is not that one judge had the better answer but that Judge Clifton Newman admits the openness of the question while Judge Brown makes his personal preference, unsupported by *scientific* observation or case law, a "**procedural rule prohibiting [....]**"

When SC Circuit Judge Brown spins his thinly-veiled wishes for Dr. Faltas' demise into overbearing pronouncements that the tenant has no safety rights, all after insinuating that all coordinate or superior judges who found such rights were idiot weaklings, it becomes a true emergency to recuse SC Circuit Judge Brown and replace him with another judge *who, at the very least, is not hopelessly close-minded to tenants' safety rights.*

**Third point:** SC Circuit Judge Brown, the presumption of innocence, and Dr. Faltas.

All "presumed innocent" litanies in judges' charges and Defense's opening and closing are *totally* defeated when the jury hears the accuser labeled as "victim" *hundreds of times.*

No effort by Halstead's lawyer to add, "*alleged.*" But Dr. Faltas objected *every time* her false accuser was called, "victim." **Result?** Teresa Ingram, now stands *convicted* of having victimized Dr. Faltas with a crime, **not the reverse.** The untattooed Halstead gets LWOP after a 12-year old remembers a tattooed man molesting her seven years earlier.

**Is it any wonder that Dr. Faltas' haters clamor and contrive for her to *always* be forcibly represented by counsel?**

**Fourth point:** Dr. Faltas' talents *against* the obsession to discredit her.

Illustrating with the jury-notes question, Dr. Faltas, if not prohibited from contacting SC's judiciary, could have suggested ideas, including giving the jury a break between witnesses to write their notes *and impressions* while fresh in their minds, **then designing experiments or metrics to objectively determine if it promotes verdict accuracy.**

**Conclusion:** Safety leaves no time to re-trust SC Judge Brown's promising Dr. Faltas, at 20 February 2020 hearing Tr. p 46 line 13, "**all of these issues will be looked at for you,**" and at 10 August 2020 Tr pp 27-28 "**to at least volunteer to them through.**" (both transcripts attached)

Now, *objective* proof of 373 perjuries *against* Dr. Faltas became *her* "antipathy to prosecutors" and fatal shots fired within her hearing became "not based in reality." Whether SC Circuit Judge Brown found himself unequal to the task of redressing 373 subornation of perjuries by one prosecutor alone in one trial alone, or decided to do favors for his former colleagues, Jeffrey Young and Knox McMahon, both rehired from retirement by Weiss and/or her boss, **History will one day judge all the judges.** SC Circuit Judge Brown should immediately recuse himself or allow Dr. Faltas to file with SC Chief Justice Beatty an *administrative* motion to revoke SC Circuit Judge Brown's assignments.

Submitted to the Clerk for immediate submission to SC Circuit Judge Brown, to be, God willing, served the same day Dr. Faltas is notified of its approval for filing by e-mail to Thomas Gallman at [tgallman@oreliving.com](mailto:tgallman@oreliving.com) as directed by Austin Woods' rental office on about 30 April 2021 in Columbia, SC 29209, all on 12 July 2021, all God so willing.



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