

VIRGINIA:

In the Supreme Court of Virginia held at the Supreme Court Building in the City of Richmond on Monday the 16th day of March, 2020.

Joseph A. Daniels,

Petitioner,

against Circuit Court Case Nos. CR08-3438-00F
 and CR08-3439-00F

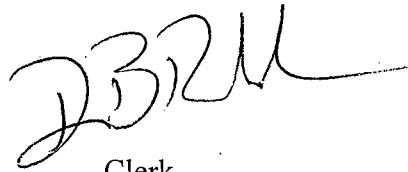
Commonwealth of Virginia,

Respondent.

On February 5, 2020, came the petitioner, who is self-represented, and filed a motion to vacate the judgment entered by the Circuit Court of Henrico County on March 26, 2009, in the above-referenced matter. It appearing that the petitioner is attempting to invoke this Court's original jurisdiction, and that this Court lacks the jurisdiction to entertain the petitioner's motion, it is hereby ordered that the said motion be dismissed. Const. of Va. Art. VI, § 1.

A Copy,

Teste:



Clerk

EXHIBIT A

VIRGINIA:

IN THE CIRCUIT COURT OF THE COUNTY OF HENRICO
COMMONWEALTH OF VIRGINIA

Vs.

JOSEPH A. DANIELS

ORDER: Case No. CR08-3438/3439-00F

This Court having reviewed Defendant's "Motion to Vacate Void Judgment" DENIES the motion.

Defendant's motion is predicated on his allegation that the investigator misrepresented the material facts to obtain a search warrant; the Grand Jury witness was given false testimony; and because of the above the trial Court lacked jurisdiction because of extrinsic fraud.

The Court finds defendant's claims to be without merit. The "Motion to Vacate Void Judgment" is DISMISSED.

This is a FINAL ORDER. Let the Clerk send a copy of this Order to the defendant, Inmate #1044277, HU 7-224, Greensville Correctional Center, 901 Corrections Way, Jarratt, VA 23870.

ENTER: 05/11/18

RICHARD S. WALLERSTEIN, JR., JUDGE

/dms

A COPY TESTE:
HEIDI S. BARSHINGER, CLERK
HENRICO CIRCUIT COURT

Joyce W. Burton
DEPUTY CLERK

VIRGINIA:

IN THE CIRCUIT COURT OF THE COUNTY OF HENRICO
COMMONWEALTH OF VIRGINIA

vs.

JOSEPH A. DANIELS

ORDER: Case No. CR08-3438, 3439-00

Having received in the mail on July 15, 2019, the "Motion To Obtain Trial Records", filed by Joseph A. Daniels, requesting certain court records relative to the above cases. The Court finds that Joseph A. Daniels is indigent and now Orders the Clerk to forward to him, without cost, duly attested copies of the following records, if available, pertaining to his said case, trial and sentencing:

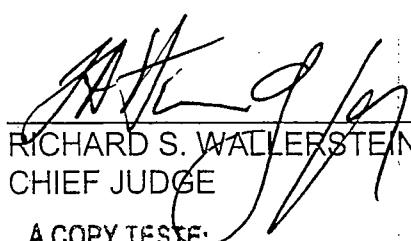
Arrest Warrants

Trial Orders

Sentencing Order

The request for any other documents is denied as no particularized need is shown.

ENTER: 7/15/19


RICHARD S. WALLERSTEIN, JR.
CHIEF JUDGE

A COPY TESTE:
HEIDI S. BARSHINGER, CLERK
HENRICO CIRCUIT COURT


HENRICO CIRCUIT COURT
DEPUTY CLERK

VIRGINIA:

IN THE CIRCUIT COURT OF THE COUNTY OF HENRICO
COMMONWEALTH OF VIRGINIA

Vs.

JOSEPH A. DANIELS

ORDER: Case Nos. CR08-3438/3439-00F

This day came Joseph A. Daniels, pro se, upon his Motion for Production of Documents pursuant to Rule 4:9 of the Rules of the Supreme Court of Virginia and was considered. Inasmuch as Part Four of the Rules of the Supreme Court applies to "civil cases in the Circuit Courts" and there being no civil case pending in the Circuit Court, his request is DENIED.

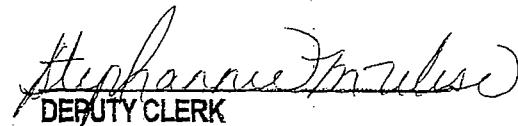
Let the Clerk send a copy of this Order to the Defendant at Greenville Correctional Center, 901 Corrections Way, Jarratt, VA 23870. This matter is ended.

ENTER: 07/31/19


RICHARD S. WALLERSTEIN, JR.
CHIEF JUDGE

RSW,JR/dms

A COPY TESTE:
HEIDI S. BARSHINGER, CLERK
HENRICO CIRCUIT COURT


DEPUTY CLERK

Joseph A. Daniels, #1044277
Greensville Correctional Center
901 Corrections Way
Jarratt, Virginia 23870

December 27, 2019

Clerk of Court
Henrico County Circuit Court
Post Office Box 90775
Henrico, Virginia 23273

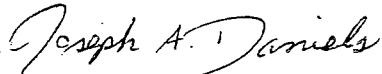
Re: Daniels v. Commonwealth of Virginia
Filing Motion to Vacate Void Judgment

Dear Clerk:

Please file the enclosed Motion to Vacate Void Judgment with the Court at your earliest convenience. Please advise if you have any questions or require additional information.

Thank you for your attention to this matter.

Cordially,



Joseph A. Daniels

**CLERK'S OFFICE OF THE CIRCUIT COURT
COUNTY OF HENRICO**
Heidi S. Barshinger, Clerk

Mailing Address:

Post Office Box 90775
Henrico, Virginia 23273-0775

Government Complex
4309 East Parham Road
Richmond, Virginia 23228
(804) 501-4202

February 20, 2020

Joseph A. Daniels
c/o Greensville Correctional Center
901 Corrections Way
Jarratt, Virginia 23870

Re: Your letter dated February 13, 2020

Dear Mr. Daniels:

No "Motion for Void Judgment" has been received by the Clerk's Office. The USPS tracking you provided lists the package as "In-Transit" as of January 3, 2020 with no further updates. Without receiving the package, there is nothing further this office can do. Please contact USPS directly to verify status of the package.

If you have any questions, please do not hesitate to contact the Henrico Circuit Court Clerk's Office.

Cordially,



Russell Vinicombe
Deputy Clerk

CLERK'S OFFICE OF THE CIRCUIT COURT
COUNTY OF HENRICO
Heidi S. Barshinger, Clerk

Mailing Address:
Post Office Box 90775
Henrico, Virginia 23273-0775

Government Complex
4309 East Parham Road
Richmond, Virginia 23228
(804) 501-4202

March 9, 2020

Joseph A. Daniels, Inmate No: 1044277
Greenville Correctional Center
901 Corrections Way
Jarratt, Virginia 23870

Re: Filing of Motion for Void Judgment

Dear Mr. Daniels:

The clerk's office is not in receipt of a "Motion for Void Judgment" at the time of this letter. Please advise if you sent via certified. If so, please provide the tracking number.

If you have any questions, comments, or concerns, please do not hesitate to contact the Henrico Circuit Court Clerk's Office. Thank you.

Cordially,


Russell Vinicombe
Deputy Clerk



SUPREME COURT OF VIRGINIA

DOUGLAS B. ROBELEN, CLERK

SUPREME COURT BUILDING

100 NORTH 9TH STREET, 5TH FLOOR

RICHMOND, VIRGINIA 23219

(804) 786-2251 V / TDD

FAX: (804) 786-6249

MURIEL-THERESA PITNEY
CHIEF DEPUTY CLERK

February 7, 2020

Joseph A. Daniels, No. 1044277
Greensville Correctional Center
901 Corrections Way
Jarratt, VA 23870

Re: *Joseph A. Daniels v. Commonwealth of Virginia*

Dear Mr. Daniels:

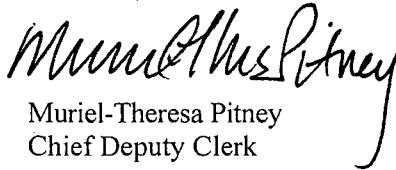
This will acknowledge receipt of your correspondence regarding the motion for void judgment that you filed in the Henrico County Circuit Court. You requested that "this Court . . . either file the enclosed Motion for Void Judgment, claiming extrinsic fraud, which can be filed in any court at any time, or Order the Circuit Court of Henrico County to file the action." The jurisdiction of this Court is set forth in Article 6, Section 1 of the Constitution of Virginia:

The Supreme Court shall, by virtue of this Constitution, have original jurisdiction in cases of habeas corpus, mandamus, and prohibition; to consider claims of actual innocence presented by convicted felons in such cases and in such manner as may be provided by the General Assembly; in matters of judicial censure, retirement, and removal under Section 10 of this Article, and to answer questions of state law certified by a court of the United States or the highest appellate court of any other state. All other jurisdiction of the Supreme Court shall be appellate.

To file your motion to vacate in this Court would invoke this Court's original jurisdiction. As you can see from the above, however, a motion to vacate is not one of the items contained within the Court's limited original jurisdiction. If the circuit court considers your motion and the motion is denied, then you would have the right to appeal that decision to this Court.

Further, this Court cannot direct the Henrico County Circuit Court to act based upon your correspondence. You may wish to consult your institutional attorney to discuss your options regarding the motion filed in the circuit court.

Sincerely,


Muriel-Theresa Pitney
Chief Deputy Clerk

MTP/ep



CLERK'S OFFICE OF THE CIRCUIT COURT

COUNTY OF HENRICO

Heidi S. Barshinger, Clerk

Mailing Address:

Post Office Box 90775
Henrico, Virginia 23273-0775
(804) 501-4202

Government Complex

**4301 East Parham Road
Henrico, Virginia, 23228**

January 17, 2020

Joseph A. Daniels #1044277
Greensville Correctional Center
901 Corrections Way
Jarratt, VA 23870

RE: CR08-3438, 3439-00

Dear Mr. Daniels:

As of the date of this letter, we do not have a Motion for Void Judgment received and or filed in this office for the above referenced matter in the month of December.

Sincerely,

Linda C. Uchegbu
Deputy Clerk



CLERK'S OFFICE OF THE CIRCUIT COURT

COUNTY OF HENRICO

Heidi S. Barshinger, Clerk

Mailing Address:

Post Office Box 90775
Henrico, Virginia 23273-0775
(804) 501-4202

Government Complex
4301 East Parham Road
Henrico, Virginia, 23228

January 17, 2020

Joseph A. Daniels #1044277
Greensville Correctional Center
901 Corrections Way
Jarratt, VA 23870

RE: CR08-3438, 3439-00

Dear Mr. Daniels:

As of the date of this letter, we do not have a Motion for Void Judgment received and or filed in this office for the above referenced matter in the month of December.

Sincerely,

Linda C. Uchegbu
Deputy Clerk

**Additional material
from this filing is
available in the
Clerk's Office.**