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1.
CASE NO. _____

IN THE
SUPREME COURT OF APPEALS OF
THE UNITED STATES OF AMERICA
TYRONE LORENZA ROBINSON

VS

WARDEN SCOTT LEWIS, and
SOUTH CAROLINA DEPARTMENT OF CORRE-
-CTIONS

ON PETITION FOR WRIT OF CERTIORARI
TO THE UNITED STATES OF AMERICA
SUPREME COURT OF APPEALS PETITION
FOR WRIT OF CERTIORARI

SIGNATURE: Tyrone f Robinson

TYRONE LORENZA ROBINSON #235104
LEE CORRECTIONAL INSTITUTION
990 WISACKY HIGHWAY
BISHOPVILLE, S.C. 29010

2. QUESTION PRESENTED

1st QUESTION LACK OF SUBJECT MATTER JURISDICTION

When the JURY at TRIAL IMPLICITLY ACQUITTED me ON THE FIRST DEGREE FELONY MURDER CRIME. THAT CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF INDICTMENT # 2012-61-07-01935 THAT I WAS TRIED ON BEFORE THE JURY AT TRIAL. BECAUSE THE TRIAL JUDGE AND TRIAL COURT LACKED SUBJECT MATTER JURISDICTION TO CONVICT AND SENTENCE me TO

PRISON TIME OF LIFE IMPRISONMENT, AND RENDER JUDGEMENT AGAINST me ON A SECOND UNINDICTED ALLEGED FIRST DEGREE MURDER CRIME, FOR THE SAME FIRST DEGREE OFFENSE, THAT IS NOT A LESSER INCLUDED DEGREE CRIME AND OFFENSE, OF THE FIRST DEGREE FELONY MURDER CRIME "ALLEGEDLY" WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY, TYRONE ROBINSON DID UNLAWFULLY, UNLAWFULLY AND WITH MALICE OF FORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

THAT THE JURY AT TRIAL IMPLICITLY ACQUITTED me ON THAT CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF INDICTMENT # 2012-61-07-01935 THAT I WAS TRIED ON BY THE JURY AT TRIAL. THAT RESULTED IN me CURRENTLY BEING HELD UNLAWFULLY AND UNCONSTITUTIONALLY IMPRISONED. IN VIOLATION OF MY FEDERAL 5th AMENDMENT RIGHT OF DOUBLE JEOPARDY,

ALSO IN VIOLATION OF S.C. CODE OF LAW 17-19-10. AS DECIDED BY THE SUPREME COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA. INSIDE OF THE 2009 CASE LAW OF RICKY PELZER VS. STATE OF SOUTH CAROLINA 672 S.E. 2d 790 (2009) WHICH STATES "VOTING"

THE TRIAL COURT LACKS SUBJECT MATTER JURISDICTION TO CONVICT THE DEFENDANT OF A CRIME THAT IS NOT A LESSER INCLUDED OF THE OFFENSE CHARGED IN THE INDICTMENT

DO THIS SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA. STILL HAVE THE POWER AND FIT STILL THE DUTY OF THIS COURT TO DISCHARGE me FROM UNLAWFUL RESTRAINT AND RELEASE me FROM OUT OF THE CUSTODY OF THE RESPONDENTS. ON THIS WRIT OF HABEAS CORPUS. AT THE SUPREME COURT OF APPEALS DECIDED THAT THE SUPREME COURT MUST DO. INSIDE OF THIS VERY OWN SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA CASE LAW OF EX PARTE BAYN 73, CT 781 WERE THIS SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA DECIDED "VOTING"

THIS IS AN APPLICATION TO THIS COURT FOR A WRIT OF HABEAS CORPUS TO RELIEVE THE PETITIONER, GEORGE M. BAYN, JR. FROM THE CUSTODY OF THOMAS W. SCOTT, UNITED STATES MARSHAL FOR THE EASTERN DISTRICT OF VIRGINIA. IF IT SHALL APPEAR THAT THE COURT HAD NO JURISDICTION TO RENDER THE JUDGEMENT WHICH IT GAVE, AND UNDER WHICH PETITIONER IS HELD A PRISONER, IT IS WITHIN THE POWER AND IT WILL BE THE DUTY OF THIS COURT TO ORDER HIS DISCHARGE

PARTIES

The PETITIONER IS TYRONE LORENZA ROBINSON a PRISONER
 AT LEE CORRECTIONAL INSTITUTION who was TRANSFERRED
 FROM PERRY CORRECTIONAL INSTITUTION,
 The RESPONDENTS ARE WARDEN SCOTT LEWIS AND SOUTH CAROLINA
 DEPARTMENT OF CORRECTIONS, AND WARDEN JOYNER WARDEN
 OF LEE CORRECTIONAL INSTITUTION

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 JURISDICTION ISSUE.
 DECISION FROM SUPREME COURT OF APPEALS DENYING WRIT OF
 HABEAS CORPUS INSIDE OF CASE NO: 2017-001803

JURISDICTION

The JUDGEMENT OF THE SUPREME COURT OF APPEALS OF THE STATE
 OF SOUTH CAROLINA. WAS ENTERED ON SEPTEMBER 28, 2,017 INSIDE
 OF CASE NO: 2017-001803
 The JUDGEMENT OF THE SUPREME COURT OF APPEALS OF STATE OF SOUTH
 CAROLINA WAS ENTERED ON FEBRUARY 9th, 2,017 INSIDE OF
 CASE NO: 2016-002463

CONSTITUTIONAL AND STATUTORY
PROVISION INVOLVED

THIS CASE INVOLVES VIOLATION OF FEDERAL 5th Amendment
 RIGHT OF DOUBLE JEOPARDY

ALSO INVOLVES VIOLATION OF SOUTH CAROLINA CODE OF LAW
 17-19-10

ALSO INVOLVES VIOLATION OF SOUTH CAROLINA CODE OF LAW
 17-19-30

STATEMENT OF THE CASE

ON SEPTEMBER 1st 2,012 AUTHORITIES CHARGED AARON
 SCOTT YOUNG SENIOR AND AARON SCOTT YOUNG JUNIOR WITH
 CONSPIRACY TO MURDER ATTACK VICTIM TYRONE ROBINSON
 WITH A DEADLY WEAPON. AUTHORITIES ALSO CHARGED

AARON SCOTT YOUNG SENIOR AND AARON SCOTT YOUNG JUNIOR AND VICTIM TYRONE LORENZA ROBINSON WITH FELONY MURDER BY THE FELONY MURDER RULE THEORY FOR THE DEATH OF KHALIL SINGLETON. AT SEPERATE TRIALS THE STATE OF SOUTH CAROLINA CONVICTED AARON SCOTT YOUNG SENIOR AND AARON SCOTT YOUNG JUNIOR FOR THE CRIME OF FELONY MURDER BY THE FELONY MURDER RULE THEORY FOR THE DEATH OF KHALIL SINGLETON. THE STATE OF SOUTH CAROLINA ALSO CONVICTED AARON SCOTT YOUNG SENIOR AND AARON SCOTT YOUNG JUNIOR FOR CONSPIRACY TO MURDER VICTIM TYRONE ROBINSON WITH A DEADLY WEAPON. THE JURY AT AARON SCOTT YOUNG SENIOR AND AARON SCOTT YOUNG JUNIOR TRIAL DETERMINED THAT AARON SCOTT YOUNG SENIOR AND AARON SCOTT YOUNG JUNIOR ONGOING INHERENTLY DANGEROUS FELONY OF CONSPIRACY TO MURDER ATTACK VICTIM TYRONE ROBINSON WITH A DEADLY WEAPON. IS THE ONGOING INHERENTLY DANGEROUS FELONY THAT CAUSED THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED AS THEY WERE INDICTED. TRIAL IN THIS CASE BEGAN AGAINST TYRONE ROBINSON ON SEPTEMBER 15TH, 2014. ON SEPTEMBER 19TH 2014 THE JURY CONVICTED TYRONE ROBINSON ON A SECOND UNINDICTED ALLEGED FIRST DEGREE MURDER CRIME "ALLEGEDLY" KILLED THE VICTIM WITH MALICE AND A FORETHOUGHT

THAT IS A SECOND UNINDICTED ALLEGED FIRST DEGREE MURDER CRIME, FOR THE SAME FIRST DEGREE OFFENSE, THAT IS NOT A LEISER INCLUDED DEGREE CRIME AND OFFENSE, OF THE FIRST DEGREE FELONY MURDER CRIME "ALLEGEDLY" WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY, TYRONE ROBINSON DID WILLFULLY UNLAWFULLY AND WITH MALICE A FORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

THAT IS CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF INDICTMENT R 2012-01-07-01935. THAT I WAS TRIED ON BEFORE THE JURY AT TRIAL. THAT THE TRIAL JUDGE AND TRIAL COURT LACKED SUBJECT MATTER JURISDICTION TO CONVICT, SENTENCE ME TO PRISON + TIME OF LIFE IMPRISONMENT AND IMPRISON ME ON IN VIOLATION OF SOUTH CAROLINA CODE OF LAW 17-19-10. WHICH STATES QUOTE - "NO PERSON SHALL BE HELD TO ANSWER IN COURT FOR A ALLEGED CRIME UNLESS UPON INDICTMENT BY A GRAND JURY" ALSO IN VIOLATION OF THE FEDERAL 5TH AMENDMENT RIGHT OF DOUBLE JEOPARDY WHICH STATES "QUOTING" NOR SHALL ANY PERSON BE SUBJECT FOR THE SAME OFFENSE TO BE TWICE PUT IN JEOPARDY OF LIFE OR LIMB

STATEMENT OF PURPOSE

THE TRIAL JUDGE AND TRIAL COURT LACKED SUBJECT MATTER JURISDICTION TO CONVICT, SENTENCE TO PRISON TIME OF LIFE IMPRISONMENT AND RENDER THE JUDGE - OR LIFE IMPRISONMENT AND RENDER THE JUDGE - LORENZA ROBINSON. IS CURRENTLY BEING HELD A PRISONER. AS A RESULT IT IS THE DUTY OF THIS COURT TO DISCHARGE ME FROM IMPRISONMENT. AS DECIDED BY THE SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA. INSIDE OF THE CASE LAW OF EX PARTE BAYN J. CT 781 (1887) "QUOTING" IF IT SHALL APPEAR THAT THE COURT HAD NO JURISDICTION TO RENDER THE JUDGEMENT WHICH IT GAVE, AND UNDER WHICH THE PETITIONER IS HELD A PRISONER, IT IS WITHIN THE POWER AND IT WILL BE THE DUTY OF THIS COURT TO ORDER HIS DISCHARGE

BASIS FOR FEDERAL JURISDICTION

THIS CASE RAISES QUESTION OF FEDERAL VIOLATION OF FEDERAL 5TH AMENDMENT RIGHT OF DOUBLE JEOPARDY WHICH STATES "QUOTING" NOR SHALL ANY PERSON BE SUBJECT FOR THE SAME OFFENSE TO BE TWICE PUT IN JEOPARDY OF LIFE OR LIMB

REASON FOR GRANTING THE PETITION

LACK OF SUBJECT MATTER JURISDICTION

ARGUMENT

Issues related to SUBJECT MATTER JURISDICTION may be raised at any time, INCLUDING FOR THE FIRST TIME ON APPEAL IN THE SUPREME COURT. AS DECIDED BY THE SUPREME COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA INSIDE OF THE CASE LAW OF BROWN VS. STATE 540 S.E. 2d 846
THE TRIAL COURT LACKS SUBJECT MATTER JURISDICTION TO CONVICT THE DEFENDANT OF A CRIME THAT IS NOT A LESSER INCLUDED OF THE OFFENSE CHARGED IN THE INDICTMENT. FOR AN OFFENSE TO BE A LESSER INCLUDED OFFENSE OF ANOTHER, THE GREATER OFFENSE MUST INCLUDE ALL THE ELEMENTS OF THE LESSER OFFENSE. IF THE LESSER OFFENSE INCLUDES AN ELEMENT NOT INCLUDED IN THE GREATER OFFENSE, THEN THE LESSER OFFENSE IS NOT INCLUDED IN THE GREATER. AS DECIDED BY THE SUPREME COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA INSIDE OF THE CASE LAW OF RICKY PELZER VS. STATE OF SOUTH CAROLINA 622 S.E. 2d 790 (2009).

1st ALLEGED CRIME OF FIRST DEGREE FELONY MURDER THAT IS CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF INDICTMENT #2012-GJ-07-01935. THE JURY AT MY TRIAL WAS SWORN IN AT TRIAL THE DEFENSE OF DOUBLE JEOPARDY ATTACHES TO AND I WAS PUT IN JEOPARDY OF BEING PUNISHED WITH PRISON TIME OF LIFE IMPRISONMENT UNDER S.C. CODE OF LAW 16-3-10 FOR ALLEGED CRIME OF FIRST DEGREE MURDER OF KHALIL SINGLETON. ON SEPTEMBER 15th 2012, ON HILTON HEAD ISLAND BEAUFORT S.C. IN THE AREA OF MARSHLAND ROAD IS AS FOLLOWS

I QUOTE THE TRIAL JUDGE AND TRIAL COURT CONFESSION FROM THE TRIAL TRANSCRIPT ATTACHED
STATE OF SOUTH CAROLINA

VS

TYRONE ROBINSON

QUOTING FROM PAGE 3 OF TRIAL TRANSCRIPT.
MR. STONE: (AKA) SOLICITOR ISSIA MC. DUFFIE STONE STATED "I QUOTE"
YOUR HONOR INDICTMENT #2012-GJ-07-01935 CHARGING THE DEFENDANT TYRONE ROBINSON WITH THE OFFENSE OF MURDER. I'LL HAND THAT INDICTMENT UP TO YOU

QUOTING FROM PAGE 3 AND 4 OF TRIAL TRANSCRIPT THE COURT (AKA) TRIAL JUDGE THOMAS COOPER STATED "I QUOTE"
LADIES AND GENTLEMEN AS YOU HAVE HEARD THE SOLICITOR HAS CALLED THE CASE OF THE STATE VERSUS TYRONE ROBINSON. MR. ROBINSON HAS BEEN INDICTED BY THE GRAND JURY OF BEAUFORT COUNTY AND CHARGED WITH THE CRIME OF MURDER.

THE INDICTMENT ALLEGES THAT HERE IN BEAUFORT COUNTY ON OR ABOUT SEPTEMBER THE 15th OF 2012 WHILE ENGAGED IN AN ONGOING GUN BATTLE, AN INHERENTLY DANGEROUS FELONY, TYRONE ROBINSON DID WILLFULLY, UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED IN THE AREA OF MARSHLAND DRIVE AND ALLEN ROAD ON HILTON HEAD ISLAND AND THAT KHALIL SINGLETON DID DIE IN BEAUFORT COUNTY AS A PROXIMATE RESULT THERE OF ON SEPTEMBER THE 15th 2012 IN VIOLATION OF THE LAW

WHICH AFTER THE JURY WAS SWORN IN, IS THE FIRST ALLEGED CRIME OF FIRST DEGREE FELONY MURDER. THAT I WAS PUT IN JEOPARDY AT TRIAL OF BEING PUNISHED AND RECEIVING PRISON TIME OF LIFE IMPRISONMENT FOR, INSIDE OF THE COURT OF GENERAL SESSION THE 14 JUDICIAL CIRCUIT OF BEAUFORT COUNTY SOUTH CAROLINA. TRIAL IN THIS CASE AGAINST TYRONE LORENZA ROBINSON BEGAN ON SEPTEMBER 15th 2014 AND LASTED UNTIL SEPTEMBER 19th 2014

Indictment # 2012-65-07-01935
 FROM THE CASE OF
 STATE OF SOUTH CAROLINA
 VS.
 TYRONE ROBINSON

IS SUBMITTED AS UNDISPUTABLE EVIDENCE
 TO PROVE TO THIS COURT THAT INDICTMENT #
 2012-65-07-01935 CHARGES TYRONE ROBINSON
 IN THE BODY OF ITS WRITTEN WRITE UP WITH
 THE ALLEGED CRIME OF FELONY MURDER BY
 THE CRIME ALLEGEDLY CAUSED THE VICTIM
 TO BE SHOT AND KILLED WHILE PERPETRATING
 A FELONY, WHICH IS THE CRIME THAT IS CHARGED
 AND ALLEGED INSIDE OF THE WRITTEN WRITE
 UP OF INDICTMENT # 2012-65-07-01935 WHICH
 STATES "QUOTING"
 THAT IN BEAUFORT COUNTY ON OR ABOUT SEPTEMBER
 21ST 2012 WHILE ENGAGED IN AN
 ONGOING GUN BATTLE AN INHERENTLY DANGEROUS
 FELONY, TYRONE ROBINSON DID WILLFULLY,
 UNLAWFULLY AND WITH MALICE AFORETHOUGHT
 CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT
 AND KILLED IN THE AREA OF MARSHLAND DRIVE
 AND ALLEN ROAD, HILTON HEAD ISLAND, S.C.
 AND THAT KHALIL SINGLETON DID DIE IN BEAUF-
 ORT COUNTY AS A PROXIMATE RESULT THERE OF
 ON SEPTEMBER 21ST, 2012, IN VIOLATION OF
 SECTION 16-3-10 OF THE SOUTH CAROLINA CODE OF
 LAWS (1976) AS AMENDED

BY ITS WRITTEN WRITE UP INDICTMENT # 2012-65-07-
 01935 CHARGES ME WITH THE CRIME OF FIRST DEGREE
 FELONY MURDER BY THE ALLEGATIONS ALLEGEDLY
 CAUSED THE VICTIM DEATH IN THE COURSE OF
 PERPETRATING A FELONY, WHICH IS COMMONLY
 REFERRED TO AS THE CRIME OF FELONY MURDER.
 AS DECIDED BY THE UNITED STATES OF AMERICA
 SUPREME COURT OF APPEALS. FOR PROOF REVIEW
 CASE LAW MERITS

UNITED STATES OF AMERICA SUPREME COURT OF APPEALS
 CASE LAW OF,
 GREEN VS. UNITED STATES 785 CT 221 "QUOTING"

FROM FOOTNOTE INSIDE OF THE CASE LAW OF
 GREEN VS. UNITED STATES "QUOTING" FIRST DEGREE MURDER FOR
 CAUSING A DEATH IN THE COURSE OF PERPETRATING A FELONY
 (COMMONLY REFERRED TO AS FELONY MURDER)

PROOF OF SERVICE

I TYRONE LORENZA ROBINSON CERTIFY THAT THE
RESPONDENTS WERE SERVED A COPY OF NOTICE OF THE
WRIT OF HABEAS CORPUS. THROUGH THE USE OF THE U.S. POSTAL
SERVICE ADDRESSED AS FOLLOWS,

ATTORNEY GENERAL ALAN WILSON
P.O. BOX 11549
COLUMBIA, S.C. 29211

TYRONE LORENZA ROBINSON #235104
LEE CORRECTIONAL INSTITUTION
990 WISACKY HIGHWAY
BISHOPVILLE, S.C. 29010

SIGNATURE: *Tyrone L. Robinson*
PRINT: TYRONE L. ROBINSON
DATE: 12/15/12, 017

8.
A COPY OF INDICTMENT # 2008 GS 25-588 FROM
THE UNRELATED CASE OF JOSEPH DAVIS IS
SUBMITTED AS EVIDENCE.

STATE OF SOUTH CAROLINA

VS

JOSEPH DAVIS

IS SUBMITTED TO THIS COURT TO PROVE TO THIS
COURT. THAT THE FIRST DEGREE MURDER
CRIME "ALLEGEDLY" THE DEFENDANT KILLED
THE VICTIM WITH MALICE AND AFORETHOUGHT,
IS A SECOND FIRST DEGREE MURDER
CRIME FOR THE SAME FIRST DEGREE OFFENSE,
THAT IS NOT A LESSER INCLUDED DEGREE
CRIME AND OFFENSE

STATUTE
SOUTH CAROLINA CODE OF LAWS 17-19-30
ALLEGATION SUFFICIENT FOR INDICTMENT FOR
MURDER "QUOTEING"
EVERY INDICTMENT FOR MURDER SHALL BE DREEMED
AND ADJUDGED SUFFICIENT AND GOOD IN LAW
WHICH IN ADDITION TO SETTING FORTH THE
TIME AND PLACE TOGETHER WITH A PLAIN
STATEMENT DIVERTED OF ALL USELESS
PHRASEOLOGY. OF THE MANNER IN WHICH THE
DEATH OF THE DECEASED WAS CAUSED, CHARGES
THAT THE DEFENDANT DID FELONTIOUSLY,
WILLFULLY AND OF HIS MALICE AFORETHOUGHT
KILL AND MURDER THE DECEASED

75+

LAW DICTIONARY DEFINITION FOR THE CRIME OF FIRST DEGREE FELONY MURDER
BY THE CRIME ALLEGEDLY CAUSED
THE VICTIM TO BE SHOT AND KILLED WHILE
IN THE COMMISSION OF A FELONY

LAW DICTIONARY DEFINITION FOR FIRST DEGREE OFFENSE CRIME OF FELONY MURDER STATES "ALLEGEDLY" FELONY MURDER AN UNLAWFUL HOMICIDE THAT OCCURS IN THE COMMISSION OR ATTEMPTED COMMISSION OF A FELONY, WHICH IS CONSIDERED FIRST DEGREE MURDER BY OPERATION OF THIS DOCTRINE. IN MANY MODERN STATUTES, ONLY HOMICIDE THAT OCCUR IN THE COURSE OF CERTAIN SPECIFIED FELONIES ARE FELONY MURDER SEE N.J.S.A. 2C:11-3(3). THE EVIL MIND OR MALICE THAT IS NECESSARY TO FIND SOMEONE GUILTY OF MURDER IS IMPLIED OR IMPUTED FROM THE ACTORS INTENT TO COMMIT A FELONY SEE 38 F.2D 421, 426 FOR EXAMPLE, IF SOMEONE BURNED DOWN A WAREHOUSE AND THEREBY COMMITTED ARSON, WHICH RESULTED IN THE DEATH OF A PERSON IN THE BUILDING, THE ARSONIST IS GUILTY OF FIRST DEGREE MURDER (FELONY MURDER) EVEN IF HE DID NOT KNOW OF THE PRESENCE OF THE PERSON AND HE HAD TAKEN SPECIAL PRECAUTION TO TRY TO AVOID ANY LOSS OF LIFE. THE HARSHNESS OF THIS DOCTRINE HAS LED TO A LIMITATION OF ITS USE EXCEPT AGAINST THE PERSON WHO ACTUALLY COMMITTED THE UNDERLYING FELONY, SEE MODEL PENAL CODE § 210.1 ET SEQ.

2nd

LAW DICTIONARY DEFINITION FOR THE CRIME OF FIRST DEGREE MURDER BY THE CRIME "ALLEGEDLY" I KILLED THE VICTIM
WITH MALICE AND AFORETHOUGHT

LAW DICTIONARY DEFINITION FOR FIRST DEGREE OFFENSE CRIME OF MURDER BY "ALLEGEDLY" THE ACCUSED KILLED THE VICTIM WITH MALICE AFORETHOUGHT IS: MURDER A COMMON LAW OFFENSE OF UNLAWFUL HOMICIDE; UNLAWFUL KILLING OF ANOTHER HUMAN BEING WITH MALICE AFORETHOUGHT. THIS REQUIRES A PREMEDITATED INTENT TO KILL PLUS AN ELEMENT OF HATRED.

ELEMENTS FOR THE FIRST DEGREE FELONY MURDER CRIME "ALLEGEDLY" WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY, TYRONE ROBINSON DID WILLFULLY, UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

The elements for the FIRST DEGREE FELONY MURDER CRIME "ALLEGEDLY" WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY, TYRONE ROBINSON DID WILLFULLY, UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

That's charged and alleged inside of the written write up of indictment # 2012-65-07-01935. That must be charged to the jury in order to convict me on the FIRST DEGREE FELONY MURDER CRIME "ALLEGEDLY"

WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY, TYRONE ROBINSON DID WILLFULLY UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

That's charged and alleged inside of the written write up of indictment # 2012-65-07-01935. It's established inside of the South Carolina Supreme Court of Appeals case law of.

GORE VS. LEEKE 1995.E.2d 755 WHICH THE ELEMENTS FOR FIRST DEGREE FELONY MURDER ARE AS FOLLOWS "QUOTE"

IF SEVERAL PERSONS AGREE OR CONSPIRE TO COMMIT A FELONY SUCH AS GRAND LARCENY OR ROBBERY OR BURGLARY EACH OF THOSE PERSONS ARE CRIMINALLY RESPONSIBLE FOR THE ACTS OF ASSOCIATES OR CONFEDERATES WHICH ARE DONE IN FURTHERANCE OR IN PROSECUTION OF THE COMMON PURPOSE FOR WHICH THEY COMBINED. THE COMMON PURPOSE LADIES AND GENTLEMEN MAY HAVE NOT INCLUDED OR MAY NOT HAVE BEEN INVOLVED IN THE KILLING AND THE MURDER OF ANYONE BUT IN EXECUTING THE COMMON DESIGN AND PURPOSE AND IF IT WAS UNLAWFUL AS FOR INSTANCE, BREAKING IN AND STEALING, AND IN THE EXECUTION OF THE COMMON PURPOSE OR HOMICIDE IS COMMITTED BY ONE OF THE CONFEDERATES OR ONE OF THE ASSOCIATES AND YOU, THE JURY DETERMINE FROM THE PROOF BEYOND A REASONABLE DOUBT THE HOMICIDE WAS A PROBABLE OR NATURAL CONSEQUENCE OF THE ACTS WHICH WERE DONE IN PURSUANCE OF THIS COMMON DESIGN, THEN LADIES AND GENTLEMEN, ALL WHO ARE PRESENT EITHER ACTUALLY OR CONSTRUCTIVELY, AND PARTICIPATING IN THE UNLAWFUL COMMON DESIGN ARE AS GUILTY AS THE SLAYER HIMSELF

INSIDE OF THE CASE OF LOWRY VS. STATE 657 S.E. 2d 760. THE SUPREME COURT OF SOUTH CAROLINA DETERMINED THAT THE TRIAL JUDGE HAD TO INSTRUCT THE JURY THAT IT WAS UP TO THE JURY TO DECIDE RATHER THE DEFENDANT WAS ACTING WITH MALICE AND AFORETHOUGHT OR NOT. WHILE IN THE COMMISSION OF COMMITTING A FELONY. IF THE JURY BELIEVED THAT THE DEFENDANT WAS IN THE COMMISSION OF COMMITTING A FELONY, MALICE AND AFORETHOUGHT IS A ISSUE THAT THE JURY MUST DECIDE ON. HOWEVER BASED ON THESE FACTS IT IS CLEAR, THAT IN ORDER TO CONVICT A PERSON FOR THE CRIME OF FIRST DEGREE FELONY MURDER INSIDE OF THE STATE OF SOUTH CAROLINA. THE TRIAL JUDGE MUST INSTRUCT THE JURY THAT THE JURY MUST DETERMINE RATHER OR NOT, THE DEFENDANT WAS IN THE COMMISSION OF COMMITTING A FELONY THAT RESULTED IN THE DEATH OF THE VICTIM. AS DECIDED BY THE SUPREME COURT OF APPEALS INSIDE OF THE CASE LAW OF BORE VS. LEEKE 199 S.E. 2d 755

IN ORDER TO CHARGE THE JURY ON THE CRIME OF FELONY MURDER. THE TRIAL JUDGE MUST CHARGE THE JURY THAT THE JURY MUST DETERMINE. RATHER THE DEFENDANT WAS ACTING WITH THE INTENT TO COMMIT A FELONY. FOR PROOF REVIEW CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF GEORGIA

HOLLIMAN VS. THE STATE 356 S.E. 2d 886

"QUOTEING"

THE PRIMARY DIFFERENCE BETWEEN THE OFFENSES OF MALICE MURDER AND FELONY MURDER IS THAT FELONY MURDER DOES NOT REQUIRE MALICE OR INTENT TO KILL. BURKE VS. STATE 216 S.E. 2d 812 (1975). FELONY MURDER DOES, HOWEVER, REQUIRE THAT THE DEFENDANT POSSESS THE REQUISITE CRIMINAL INTENT TO COMMIT THE UNDERLYING FELONY, FOR THE CONVICTION IN THIS CASE TO STAND, THE JURY MUST HAVE FOUND THAT THE DEFENDANT POSSESSED THE CRIMINAL INTENT TO COMMIT AGGRAVATED ASSAULT.

ELEMENTS FOR THE CRIME OF FIRST DEGREE MURDER BY THE CRIME "ALLEGEDLY" THE ACCUSED KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT
THE ELEMENTS REQUIRED TO BE CHARGED AND ALLEGED INSIDE OF A INDICTMENT TO CONSTITUTE THE CRIME

OF FIRST DEGREE MURDER by The CRIME "alleged-
-going" The accused killed the victim with
malice and aforethought

I QUOTE Page 858 PARAGRAPHS 9, 10, 11 AND 12
FROM THE TRIAL TRANSCRIPT

STATE OF SOUTH CAROLINA

VS.

TYRONE ROBINSON

"QUOTING" FROM PAGE 858 OF TRIAL TRANSCRIPT.
THE COURT (AKA) TRIAL JUDGE COOPER STATED
"QUOTING".

I NOW INSTRUCT YOU AS TO WHAT THE LAW IS ON
THE CHARGE IN THIS PARTICULAR CASE. AS YOU
KNOW THE DEFENDANT IS CHARGED WITH THE CRIME
OF MURDER. MURDER IS DEFINED IN THE
LAW AS THE KILLING OF ANY PERSON WITH MALICE
AFORETHOUGHT EITHER EXPRESSED OR IMPLIED.
AND SO IN ORDER FOR THE STATE TO PROVE THE
DEFENDANT GUILTY OF MURDER IT MUST BE PROVEN
BEYOND A REASONABLE DOUBT THAT THE DEFEN-
-DANT KILLED THE VICTIM AND THAT THE KILLING
WAS DONE WITH MALICE AND AFORETHOUGHT

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF SOUTH
CAROLINA CASE LAW OF.
HERMAN WINN 125084 VS. STATE OF SOUTH CAROLINA
CASE NO: 01-CP-08128 "QUOTING"

3. The indictment must charge that the
defendant with malice aforethought murder-
-ed the deceased

SENTENCING SHEET

ON THE SENTENCING SHEET WHERE IT STATES ☐ CONVICTED OF OR
PLEADS THE TRIAL JUDGE CHECKED THE BOX THAT STATES
CONVICTED OF, PROVING THAT THE JURY AT TRIAL UNLAWFULLY
AND UNCONSTITUTIONALLY CONVICTED ME ON THE SECOND
UNINDICTED ALLEGED FIRST DEGREE MURDER CRIME "alleged-
-going" I KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT.
IN VIOLATION OF MY FEDERAL 5TH AMENDMENT RIGHT OF
DOUBLE JEOPARDY
ALSO IN VIOLATION OF S.C. CODE OF LAWS 17-19-10
REVIEW A COPY OF SENTENCING SHEET SUBMITTED AS EVIDENCE ON NEXT PAGE

when the TRIAL JUDGE AND TRIAL COURT CHARGED AND INSTRUCTED THE JURY TO DECIDE ON THE ALLEGED CRIME OF MURDER TO DECIDE ON. THE TRIAL JUDGE AND TRIAL COURT CHARGED AND INSTRUCTED THE JURY, THAT IN ORDER TO CONVICT ME OF MURDER THE STATE OF SOUTH CAROLINA HAD TO PROVE THAT I KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT.

HOWEVER AS A MATTER OF LAW THE SECOND UNINDICTED ALLEGED FIRST DEGREE MURDER CRIME "ALLEGEDLY" I KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT.

THAT THE JURY AT TRIAL UNLAWFULLY CONVICTED ME ON AND THE TRIAL JUDGE AND TRIAL COURT SENTENCED ME TO LIFE IMPRISONMENT FOR A LESSER INCLUDED CRIME AND OFFENSE OF THE FIRST DEGREE FELONY MURDER CRIME "ALLEGEDLY" WHILE ENGAGED IN AN ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY, TYRONE ROBINSON DID WILLFULLY, UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED.

THAT I CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF INDICTMENT # 2012-65-07-01935, THAT I WAS TRIED ON BEFORE THE JURY AT TRIAL.

THIS IS BECAUSE THE SUPREME COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA HAS DECIDED, THAT IN ORDER FOR A ALLEGED CRIME TO BE A LESSER INCLUDED CRIME OF THE CRIME THAT I CHARGED AND ALLEGED INSIDE OF THE INDICTMENT THAT THE PERSON IS TRIED ON BEFORE THE JURY AT TRIAL THE ELEMENTS OF THE UNINDICTED ALLEGED CRIME THAT IS NOT CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF THE INDICTMENT THAT THE PERSON IS TRIED ON BEFORE THE JURY AT TRIAL, MUST BE INCLUDED INTO THE ELEMENTS OF THE GREATER CRIME THAT IS CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF THE INDICTMENT THAT THE PERSON IS TRIED ON BEFORE THE JURY AT TRIAL. IF THE ELEMENTS OF THE UNINDICTED CRIME IS NOT INCLUDED INTO THE ELEMENTS OF THE CRIME THAT I CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF THE INDICTMENT THAT THE PERSON IS TRIED ON BEFORE THE JURY AT TRIAL, THEN THE UNINDICTED CRIME IS NOT A LESSER INCLUDED CRIME OF THE CRIME THAT I CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF THE INDICTMENT THAT THE PERSON IS TRIED ON BEFORE THE JURY AT TRIAL, THEREFORE AS MATTER OF LAW IF THE UNINDICTED CRIME ELEMENTS ARE NOT INCLUDED INTO THE ELEMENTS OF THE CRIME THAT IS CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF THE INDICTMENT THAT THE PERSON IS TRIED ON BEFORE THE JURY AT TRIAL, THEN AS A MATTER OF LAW THE TRIAL JUDGE AND TRIAL COURT LACK SUBJECT MATTER JURISDICTION TO CONVICT AND SENTENCE THE PERSON TO PRISON TIME ON AND OR FOR THE UNINDICTED CRIME WHOSE ELEMENTS ARE NOT INCLUDED INTO THE ELEMENTS OF THE CRIME THAT IS CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF THE INDICTMENT, THAT THE PERSON IS TRIED ON BEFORE THE JURY AT TRIAL. AS DECIDED BY THE SUPREME COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA. FOR PROOF REVIEW.

CASE LAW MERITS

SUPREME COURT OF APPEALS OF STATE OF SOUTH CAROLINA CASE LAW OF.

JOHN WESLEY KNOX VS. STATE OF SOUTH CAROLINA 340 S.C. 81

CASE NO. 25114 "QUOTING"

THE TEST FOR DETERMINING WHEN A CRIME IS A LESSER INCLUDED OFFENSE IS WHETHER THE GREATER OF THE TWO OFFENSES INCLUDES ALL THE ELEMENTS OF THE LESSER OFFENSE. ABHAN IS THEREFORE A LESSER INCLUDED OFFENSE OF SECOND DEGREE LYNCHING ONLY IF

SECOND DEGREE LYNCHING CONTAINS ALL THE ELEMENTS OF ABHAN.

ABHAN IS AN UNLAWFUL ACT OF VIOLENT INJURY TO ANOTHER

PERSON ACCOMPANIED BY CIRCUMSTANCES OF AGGRAVATION. NOT

CIRCUMSTANCES OF AGGRAVATION IS AN ELEMENT OF ABHAN. HOWEVER

INCLUDED IN SECOND DEGREE LYNCHING. THE STATE ARGUES HOWEVER

THAT SECOND DEGREE LYNCHING DOES ESTABLISH ABHAN. THE INTENT

TO COMMIT A FELONY OR THE INFlictION OF SERIOUS INJURY.

THIS ARGUMENT IS WITHOUT MERIT. A LESSER OFFENSE IS ALWAYS

INCLUDED IN THE GREATER ONLY IF EACH OF ITS ELEMENTS IS ALWAYS

A NECESSARY ELEMENT OF THE GREATER OFFENSE. SINCE THERE

ARE CIRCUMSTANCES OF AGGRAVATION TO ESTABLISH ABHAN

THAT ARE NOT INCLUDED IN THE DEFINITION OF SECOND DEGREE

LYNCHING. ABHAN IS NOT A LESSER INCLUDED OFFENSE.

ACCORDINGLY THE TRIAL COURT HAD NO SUBJECT MATTER

JURISDICTION TO ACCEPT KNOX'S PLEA TO ABHAN.

ESSENTIAL ELEMENT TO CRIME OF FELONY MURDER

The essential and factual element "alleged" while engaged in a ongoing gun battle an inherently dangerous felony,

That is charged and alleged inside of the written write up of the alleged crime of felony murder inside of indictment # 2012-GJ-07-01935 that I was tried on before the jury at trial. is a essential and factual element that the state of South Carolina has the burden of proof to prove that I am guilty of beyond a reasonable doubt, before I could be convicted and sentenced to prison time of life imprisonment. on indictment # 2012-GJ-07-01935 and the felony murder crime that is charged and alleged inside of the written write up of indictment # 2012-GJ-07-01935. FOR PROOF REVIEW

case law merits

Supreme court of Appeals of the United States of America case law of.

Whalen vs. United States 100 S.Ct 1435 "quoting"
A conviction for killing in the course of
Rape can not be had without proving all
the elements of the offense of Rape. "further
quoting"

in the present case however proof of Rape
is a necessary element of proof of the
Felony murder.

inside of this case we are comparing the elements of two greater distinct first degree crime of murder offenses which are first degree felony murder by the crime "alleged" I caused the victim KHALIL SINGLETON to be shot and killed while engaged in a ongoing gun battle an inherently dangerous felony

which the Supreme court of Appeals of the United States of America has defined as felony murder. FOR PROOF REVIEW

case law merits

United States of America Supreme court of Appeals case law of.

Green vs. United States 78 S.Ct 221 "quoting"
from Foote Note: inside of the case law of

Green vs. United States "quoting"
first degree murder for causing a death in
the course of perpetrating a felony (commonly
referred to as felony murder)

The second first degree crime is the unindicted alleged first degree murder crime

by the crime "allegedly"
 I killed the victim with malice and a forethought
 - ought

Whose elements are distinct and are not included
 into each other, to prove that the jury did not
 convict me on the alleged first degree felony
 murder crime by the crime "allegedly" I caused
 the victim KHALIL SINGLETON to be shot and killed
 while engaged in an ongoing gun battle an inhera-
 -ntly dangerous felony. That's charged and alleged
 inside of the written up of indictment #2012-65-07-014-
 -35. because the alleged first degree felony
 murder crime by the crime "allegedly" I caused
 the victim KHALIL SINGLETON to be shot and killed
 while engaged in an ongoing gun battle an inhera-
 -ntly dangerous felony. That's charged and alleged
 inside of the written up of indictment #
 2012-65-07-01935. Is not a lesser included crime
 and offense, of the unindicted alleged first
 degree murder crime by the crime allegedly
 I killed the victim with malice and a forethought.

That there is not any indictment charging me
 with in violation of S.C. code of law 17-19-10.
 Also that the trial judge and trial court lacked
 subject matter jurisdiction to convict and
 sentence me to prison time of life imprison-
 -ment for. for proof I state the following
 undisputable facts.

1st ELEMENT FOR UNINDICTED alleged CRIME

1st element for the unindicted alleged first
 degree murder crime by the crime "allegedly"
 I killed the victim with malice and a forethought
 is; That the accused unlawfully killed another

which defined by the Webster dictionary
 definition means to allege that the accused
 unlawfully deprived another person out
 of their life

This is because the Webster dictionary definition
 for the word KILL means the following "meaning"
 to deprive of life.

1st ELEMENT

For alleged crime That's charged and
 alleged inside of indictment #2012-65-07-01935

1st element for alleged first degree felony murder
 crime by the crime "allegedly"
 I caused the victim KHALIL SINGLETON to be shot
 and killed while engaged in an ongoing gun

battle an inherently dangerous felony is;
while engaged in a ongoing gun battle an
inherently dangerous felony tyrone robinson
did willfully, unlawfully cause the victim
khalil singleton to be shot and killed

which defined by its dictionary definition
means to allege while engaged in a ongoing
gun battle an inherently dangerous felony,
tyrone robinson did willfully, unlawfully
caused a train of events that resulted in the
victim khalil singleton being shot and
deprived out of his liberty

this is because the law dictionary definition
for the word cause means the following
meaning "quoteing"

cause that which effects a result direct cause
the active, efficient cause that sets in motion
a train of events that brings about a result
without intervention of any other independ-
-ant source

as a matter of law the first element to the
alleged first degree felony murder crime;
that's charged and alleged and presented by the
grand jury, inside of the written write up of
indictment # 2012-65-07-01935 which is;

while engaged in a ongoing gun battle an
inherently dangerous felony, tyrone robinson
did willfully, unlawfully cause the victim khalil
singleton to be shot and killed

which defined by its dictionary definition
means to allege.

while engaged in a ongoing gun battle an inhera-
-ntly dangerous felony, tyrone robinson did
willfully, unlawfully caused a train of events
that resulted in the victim khalil singleton
being shot and deprived out of his life

is not included into the 1st element for the
unindicted alleged first degree murder crime
by the crime "alleged" i killed the victim with
malice and aforethought, which has the element
of "quoteing" that the accused unlawfully killed
another person

which defined by its dictionary definition means
to allege
that the accused unlawfully deprived another
person out of there life

as a matter of law proving that the first element
to the unindicted "alleged" first degree murder
crime by the crime "alleged" i killed the victim
with malice and aforethought who's first element
is; that the accused unlawfully killed another
is not charged and alleged inside of a indictment.

2ND ELEMENT FOR UNINDICTED ALLEGED CRIME

2ND ELEMENT FOR THE UNINDICTED ALLEGED FIRST
DEGREE MURDER CRIME, BY THE CRIME "ALLEGEDLY"
I KILLED THE VICTIM WITH MALICE AND A FORETHOUGHT
IS: THAT THE KILLING WAS COMMITTED WITH MALICE
AFORETHOUGHT

WHICH DEFINED BY ITS DICTIONARY DEFINITION
MEANS TO ALLEDGE THAT THE DEPRIVATION OF LIFE
WAS COMMITTED WITH MALICE AFORETHOUGHT

THAT IS BECAUSE THE WEBSTER DICTIONARY DEFINITION
FOR THE WORD KILL MEANS THE FOLLOWING "MEAN-
ING" TO DEPRIVE OF LIFE

2ND ELEMENT FOR ALLEGED CRIME THATS CHARGED AND ALLEGED INSIDE OF INDICTMENT # 2012-65-07-01935

2ND ELEMENT FOR ALLEGED FIRST DEGREE FELONY
MURDER CRIME BY THE CRIME "ALLEGEDLY" I CAUSED
THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED
WHILE ENGAGED IN AN ONGOING GUN BATTLE AN
INHERANTLY DANGEROUS FELONY IS:
WHILE ENGAGED IN AN ONGOING GUN BATTLE AN
INHERANTLY DANGEROUS FELONY TYRONE ROBINSON
DID WITH MALICE AFORETHOUGHT CAUSE THE VICTIM
KHALIL SINGLETON TO BE SHOT AND KILLED

WHICH DEFINED BY ITS DICTIONARY DEFINITION
MEANS TO "ALLEDGE" WHILE ENGAGED IN AN ONGOING
GUN BATTLE AN INHERANTLY DANGEROUS FELONY TYRONE
ROBINSON DID WITH MALICE AFORETHOUGHT CAUSE A
TRAIN OF EVENTS THAT RESULTED IN THE VICTIM
KHALIL SINGLETON BEING SHOT AND DEPRIVED OUT OF
HIS LIFE

THIS IS BECAUSE THE LAW BOOK DICTIONARY DEFINITION
FOR THE WORD CAUSE MEANS THE FOLLOWING "MEANING"
"CAUSING"

CAUSE THAT WHICH EFFECTS A RESULT DIRECT CAUSE
THE ACTIVE EFFICIENT CAUSE THAT SETS IN MOTION
A TRAIN OF EVENTS THAT BRINGS ABOUT A RESULT
WITHOUT INTERVENTION OF ANY OTHER INDEPENDANT
SOURCE

AS A MATTER OF LAW THE 2ND ELEMENT TO THE ALLED-
-GED FIRST DEGREE FELONY MURDER CRIME "ALLEGEDLY"
I CAUSED THE VICTIM KHALIL SINGLETON TO BE SHOT AND
KILLED WHILE ENGAGED IN AN ONGOING GUN BATTLE
AN INHERANTLY DANGEROUS FELONY WHICH IS:
WHILE ENGAGED IN AN ONGOING GUN BATTLE AN

INHERENTLY DANGEROUS FELONY TYRONE ROBINSON
DID WITH MALICE AFORETHOUGHT CAUSE THE
VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

WHICH DEFINED BY ITS DICTIONARY DEFINITION
MEANS TO ALLEDGE.

WHILE ENGAGED IN AN ONGOING GUN BATTLE AN
INHERENTLY DANGEROUS FELONY, TYRONE ROBINSON
DID WITH MALICE AFORETHOUGHT CAUSE A TRAIN
OF EVENTS THAT RESULT IN THE VICTIM KHALIL
SINGLETON BEING SHOT AND DEPRIVED OF HIS LIFE

IS NOT INCLUDED INTO THE 2ND ELEMENT FOR THE
UNINDICTED ALLEDGED FIRST DEGREE CRIME OF
MURDER BY THE CRIME "ALLEDGEING"

I KILLED THE VICTIM KHALIL SINGLETON WITH
MALICE AND AFORETHOUGHT WHICH HAS THE 2ND
ELEMENT OF "AVOTEING"

THE KILLING WAS COMMITTEING WITH MALICE
AFORETHOUGHT

WHICH DEFINED BY ITS DICTIONARY DEFINITION
MEANS "AVOTEING" THAT THE DEPRIVATION OF LIFE
WAS COMMITTED WITH MALICE AND AFORETHOUGHT

AS A MATTER OF LAW PROVEING THAT THE SECOND
ELEMENT TO THE UNINDICTED ALLEDGED FIRST DEGREE
MURDER CRIME "ALLEDGEING" I KILLED THE VICTIM
WITH MALICE AND AFORETHOUGHT WHO'S SECOND ELEMENT
IS: THAT THE KILLING WAS COMMITTED WITH MALICE
AFORETHOUGHT

IS NOT CHARGED ALLEDGED AND PRESENTED INSIDE OF
A INDICTMENT.

AS A MATTER OF LAW PROVEING THAT THE UNINDICTED
ALLEDGED FIRST DEGREE MURDER CRIME BY THE
CRIME "ALLEDGEING"

I KILLED THE VICTIM WITH MALICE AFORETH-
UGHT

IS NOT CHARGED ALLEDGED AND PRESENTED INSIDE OF
THE WRITTEN WRITE UP OF INDICTMENT # 2012-05-07-
01935

AS A MATTER OF LAW PROVEING THAT THE UNINDICTED
ALLEDGED FIRST DEGREE MURDER CRIME BY THE
CRIME "ALLEDGEING"

I KILLED THE VICTIM WITH MALICE AFORETHOUGHT

IS NOT CHARGED AND ALLEDGED INSIDE OF A
INDICTMENT IN VIOLATION OF SOUTH CAROLINA
CODE OF LAW 17-19-10 WHICH STATES "AVOTEING"
NO PERSON SHALL BE HELD TO ANSWER IN COURT FOR
A ALLEDGED CRIME UNLESS UPON INDICTMENT
BY A GRAND JURY

AS A MATTER OF LAW PROVEING THAT THE UNINDICTED
FIRST DEGREE MURDER CRIME BY THE CRIME "ALLED-
GEING" I KILLED THE VICTIM WITH MALICE AND
AFORETHOUGHT

IS NOT A LESSER INCLUDED CRIME AND OFFENSE
OF THE ALLEGED FIRST DEGREE FELONY MURDER
CRIME "allegedly"

I CAUSED THE VICTIM KHALIL SINGLETON to be shot and
 KILLED WHILE ENGAGED IN A ONGOING GUN BATTLE AN
 INHERANTLY DANGEROUS FELONY

THAT I CHARGED AND ALLEGED INSIDE OF THE WRITTEN
 WRITE UP OF INDICTMENT #2012-65-07-01935. AS THE
 ELEMENTS TEST PROVES.

AS A MATTER OF LAW PROVEING THAT THE TRIAL JUDGE
 AND TRIAL COURT LACKED SUBJECT MATTER
 JURISDICTION TO CONVICT AND SENTENCE ME
 TO PRISON TIME OF LIFE IMPRISONMENT. ON THE
 SECOND UNINDICTED FIRST DEGREE MURDER CRIME
 "allegedly"

I KILLED THE VICTIM WITH MALICE AND AFORETH-
 -OUGHT

THAT IS A SECOND UNINDICTED FIRST DEGREE MURDER
 CRIME, FOR THE SAME FIRST DEGREE OFFENSE, THAT
 IS NOT A LESSER INCLUDED DEGREE CRIME
 AND OFFENSE, OF THE FIRST DEGREE FELONY MURDER
 CRIME "allegedly"

WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERAN-
 -TLY DANGEROUS FELONY, TYRONE ROBINSON DID WILLF-
 -LLY UNLAWFULLY AND WITH MALICE AFORETHOUGHT
 CAUSE THE VICTIM KHALIL SINGLETON to be shot
 AND KILLED FOR PROOF REVIEW

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF
 SOUTH CAROLINA CASE LAW OF
 RICKY C. PELZER VS. STATE OF SOUTH CAROLINA 672
 S.E.2d 790 "QUOTE"

THE TRIAL COURT LACKS SUBJECT MATTER JURISDICT-
 -ION TO CONVICT THE DEFENDANT OF A CRIME THAT
 IS NOT A LESSER INCLUDED OF THE OFFENSE CHARGED
 IN THE INDICTMENT. FOR AN OFFENSE TO BE A LESSER
 INCLUDED OF ANOTHER, THE GREATER OFFENSE MUST
 INCLUDE ALL THE ELEMENTS OF THE LESSER OFFENSE.
 IF THE LESSER OFFENSE INCLUDES AN ELEMENT NOT
 INCLUDED IN THE GREATER OFFENSE, THEN THE LESSER
 OFFENSE IS NOT INCLUDED IN THE GREATER

BY UNLAWFULLY AND UNCONSTITUTIONALLY CONVICT-
 -ING, AND SENTENCING ME TO THE SECOND UNINDICTED
 FIRST DEGREE MURDER CRIME "allegedly"
 I KILLED THE VICTIM KHALIL SINGLETON WITH MALICE
 AND AFORETHOUGHT

THAT IS A SECOND UNINDICTED FIRST DEGREE MURDER
 CRIME, FOR THE SAME FIRST DEGREE OFFENSE, THAT
 IS NOT A LESSER INCLUDED DEGREE CRIME AND OFFENSE,
 OF THE FIRST DEGREE FELONY MURDER CRIME "alleged-
 -ING"

WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERANT-
 -LY DANGEROUS FELONY, TYRONE ROBINSON DID WILLF-
 -ULLY, UNLAWFULLY AND WITH MALICE AFORETHOUGHT
 CAUSE THE VICTIM KHALIL SINGLETON to be shot and
 KILLED

The TRIAL JUDGE AND TRIAL COURT caused me to be UNLAWFULLY, AND UNCONSTITUTIONALLY BE CONVICTED SENTENCED TO PRISON TIME OF LIFE IMPRISONMENT AND CURRENTLY BE HELD UNLAWFULLY AND UNCONSTITUTIONALLY RESTRAINED, DETAINED IMPRISONED AND DEPRIVED OUT OF MY LIBERTY IN VIOLATION OF SOUTH CAROLINA CODE OF LAW 17-19-10 WHICH STATES "QUOTE IN" NO PERSON SHALL BE HELD TO ANSWER IN COURT FOR A ALLEGED CRIME UNLESS UPON INDICTMENT BY A GRAND JURY

ALSO THE TRIAL JUDGE AND TRIAL COURT caused me to be put twice IN JEOPARDY OF LIFE AND LIBERTY AND caused me to CURRENTLY BE HELD UNCONSTITUTIONALLY RESTRAINED, DETAINED, IMPRISONED AND DEPRIVED OUT OF MY LIBERTY IN VIOLATION OF MY FEDERAL 5th AMENDMENT RIGHT OF DOUBLE JEOPARDY WHICH STATES "QUOTE IN" NOR SHALL ANY PERSON BE SUBJECT FOR THE SAME OFFENSE TO BE TWICE PUT IN JEOPARDY OF LIFE OR LIMB

AS DECIDED BY THE SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA, FOR PROOF REVIEW

CASE LAW MERITS

UNITED STATES OF AMERICA SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA, FOR PROOF REVIEW GREEN VS. UNITED STATES 78 S. CT 221 "QUOTE IN"

FROM FOOTNOTE: INSIDE OF THE CASE LAW OF GREEN VS. UNITED STATES "QUOTE IN" D.C. CODE, 1951 § 22-2401 WHOEVER, BEING OF SOUND MEMORY AND DISCRETION WITHOUT PURPOSE, DO KILLS ANOTHER IN PERPETRATING OR ATTEMPTING TO PERPETRATE ANY ARSON AS DEFINED IN SECTION 22-2401, IS GUILTY

OF MURDER IN THE FIRST DEGREE "FURTHER QUOTE IN" D.C. CODE, 1951 § 22-2403 WHOEVER WITH MALICE

AFORETHOUGHT EXCEPT AS PROVIDED IN § 22-2401 KILLS ANOTHER IS GUILTY OF MURDER IN THE SECOND DEGREE "FURTHER QUOTE IN"

THE SUGGESTION IS MADE THAT UNDER THE DISTRICT CODE SECOND DEGREE MURDER IS NOT AN OFFENSE INCLUDED IN A CHARGE OF FIRST DEGREE MURDER FOR CAUSING A DEATH IN THE COURSE OF PERPETRATING A FELONY (COMMONLY REFERRED TO AS FELONY MURDER) BECAUSE IT INVOLVES ELEMENTS DIFFERENT FROM THOSE GREEN TO ESTABLISH THE FELONY MURDER AND THAT GREEN COULD NOT LEGALLY HAVE BEEN CONVICTED OF SECOND DEGREE MURDER UNDER THE INDICTMENT "FURTHER QUOTE IN"

EVEN MORE IMPORTANT GREENS PLEA OF FORMER JEOPARDY DOES NOT REST ON HIS CONVICTION FOR SECOND DEGREE MURDER BUT INSTEAD ON THE FIRST JURY REFUSAL TO FIND HIM GUILTY OF FELONY MURDER. IT IS IMMATERIAL WHETHER SECOND DEGREE MURDER IS A LESSER OFFENSE INCLUDED IN A CHARGE OF FELONY MURDER OR NOT. THE VITAL THING IS THAT IT IS A DISTINCT AND DIFFERENT OFFENSE. IF ANYTHING THE FACT THAT IT CAN NOT BE CLASSIFIED AS A LESSER INCLUDED OFFENSE UNDER THE CHARGE OF FELONY MURDER BUT THAT OUR CONCLUSION THAT GREEN WAS UNCONSTITUTIONALLY TWICE PLACED IN JEOPARDY

15+

LACK OF SUBJECT MATTER JURISDICTION

1st REASON PROVING

THE TRIAL JUDGE AND TRIAL COURT LACKED SUBJECT MATTER JURISDICTION TO CONVICT AND SENTENCE ME TO PRISON TIME OF LIFE IMPRISONMENT, FOR A SECOND UNINDICTED ALLEGED FIRST DEGREE MURDER CRIME, FOR THE SAME FIRST DEGREE OFFENSE, THAT IS NOT A LESSER INCLUDED DEGREE CRIME AND OFFENSE, OF THE FIRST DEGREE FELONY MURDER CRIME, THAT IS CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF INDICTMENT # 2012-GS-07-01935

AS A MATTER OF LAW THE TRIAL JUDGE AND TRIAL COURT LACKED SUBJECT MATTER JURISDICTION TO CONVICT, SENTENCE TO PRISON TIME OF LIFE IMPRISONMENT AND IMPRISON ME, ON THE SECOND UNINDICTED FIRST DEGREE MURDER CRIME "ALLEGEDLY" I KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT

THAT IS A SECOND UNINDICTED ALLEGED FIRST DEGREE CRIME AND OFFENSE, THAT IS NOT A LESSER INCLUDED DEGREE CRIME AND OFFENSE, OF THE FIRST DEGREE FELONY MURDER CRIME "ALLEGEDLY" WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY, TYRONE ROBINSON DID WILLFULLY, UNLAWFULLY, AND WITH MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

THAT IS CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF INDICTMENT # 2012-GS-07-01935, FOR THE FOLLOWING REASONS.

AS A MATTER OF LAW THE SECOND UNINDICTED FIRST DEGREE MURDER CRIME "ALLEGEDLY" I KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT

THAT CAUSED ME TO BE PUT TWICE IN JEOPARDY OF LIFE AND LIBERTY OF THE SAME OFFENSE IN VIOLATION OF THE FEDERAL 5th AMENDMENT RIGHT OF DOUBLE JEOPARDY

THAT IS NOT CHARGED AND ALLEGED INSIDE OF THE WRITTEN

WRITE UP OF A VIOLATION IN VIOLATION OF SOUTH CAROLINA CODE OF LAW 17-19-10. THAT I WAS UNLAWFULLY AND UNCONSTITUTIONALLY CONVICTED AND SENTENCED TO PRISON TIME OF LIFE IMPRISONMENT AND PUNISHED FOR UNDER THE FIRST DEGREE OFFENSE CODE OF 16-3-10 CARRIES A MAXIMUM AMOUNT OF LIFE IMPRISONMENT

HOWEVER AS A MATTER OF LAW THE FIRST DEGREE FELONY MURDER CRIME "ALLIEDLY" WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY IYRON ROBINSON DID WILLFULLY UNLAWFULLY AND WITH MALICE AFORETHOUGHT KILLED THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

THAT I CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF INDICTMENT # 2012-61-07-01935 UNDER THE FIRST DEGREE OFFENSE CODE OF 16-3-10 CARRIES A MAXIMUM AMOUNT OF LIFE IMPRISONMENT ALSO

AS PREVIOUSLY EXPLORED AND PROVEN ALREADY AS A MATTER OF LAW THE ELEMENT OF THE FIRST DEGREE

MURDER CRIME "ALLIEDLY" I KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT

IS NOT INCLUDED INTO THE ELEMENTS OF THE FIRST DEGREE FELONY MURDER CRIME "ALLIEDLY"

WHILE ENGAGED IN ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY IYRON ROBINSON DID WILLFULLY UNLAWFULLY AND WITH MALICE AFORETHOUGHT KILLED

THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED THAT I CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE

UP OF INDICTMENT # 2012-61-07-01935 SECOND UNINDICTED

AS A MATTER OF LAW PROVING THAT THE FIRST DEGREE

I KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT

IS A SECOND UNINDICTED FIRST DEGREE CRIME, FOR THE

SOME FIRST DEGREE OFFENSE, THAT I NOT A LESOR

DEGREE FELONY MURDER CRIME "ALLIEDLY" OF THE FIRST

WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY IYRON ROBINSON DID WILLFULLY UNLAWFULLY AND WITH MALICE AFORETHOUGHT KILLED

THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED THAT I CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE

UP OF INDICTMENT # 2012-61-07-01935

AS A MATTER OF LAW PROVING THAT THE TRIAL JUDGE AND

TRIAL COURT LACKED SUBJECT MATTER JURISDICTION TO

CONVICT, SENTENCE TO PRISON TIME OF LIFE IMPRISONMENT

AND DEPRIVE ME OUT OF MY LIBERTY ON AND FOR THE SECOND

UNINDICTED FIRST DEGREE MURDER CRIME "ALLIEDLY" I KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT

THAT IS A SECOND UNINDICTED FIRST DEGREE MURDER

CRIME, FOR THE SAME FIRST DEGREE OFFENSE, THAT I NOT

A LESOR INCLUDED DEGREE CRIME "ALLIEDLY" OF THE

FIRST DEGREE FELONY MURDER CRIME "ALLIEDLY" WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY IYRON ROBINSON DID WILLFULLY UNLAWFULLY AND WITH MALICE AFORETHOUGHT KILLED

THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED THAT I CHARGED AND ALLEGED INSIDE OF THE WRITTEN

WRITE UP OF INDICTMENT # 2012-61-07-01935, OF THE STATE OF SOUTH CAROLINA FOR PROOF REVIEW

CASE LAW MERITS SUPREME COURT OF APPEALS OF THE STATE OF SOUTH

CAROLINA (2,009) CASE LAW OF.
 RICKY PELZER VS. STATE OF SOUTH CAROLINA 672 S.E.
 2d 790 (2,009) "QUOTE IN"
 THE TRIAL COURT LACKS SUBJECT MATTER JURISDICTION
 TO CONVICT THE DEFENDANT OF A CRIME THAT IS NOT
 A LESSER INCLUDED OF THE OFFENSE CHARGED IN THE
 INDICTMENT.
 FOR AN OFFENSE TO BE A LESSER INCLUDED OFFENSE OF
 ANOTHER, THE GREATER OFFENSE MUST INCLUDE ALL THE
 ELEMENTS OF THE LESSER OFFENSE. IF THE LESSER
 OFFENSE INCLUDES AN ELEMENT NOT INCLUDED IN
 THE GREATER OFFENSE, THEN THE LESSER OFFENSE
 IS NOT INCLUDED IN THE GREATER

CASE LAW MERITS

SOUTH CAROLINA COURT OF APPEALS OF THE STATE
 OF SOUTH CAROLINA
 STATE VS. BARRI 2,004 WL 633725 "QUOTE IN"
 THE GRAND JURY NEVER INDICTED BARRI FOR THE LEWD
 ACT CHARGE AND BARRI DID NOT WAIVE PRESENTMENT
 TO THE GRAND JURY. COMMITTING A LEWD ACT ON A
 MINOR IS NOT A LESSER INCLUDED OFFENSE OF FIRST
 DEGREE CRIMINAL SEXUAL CONDUCT ON A MINOR.
 THEREFORE THE TRIAL COURT WAS WITHOUT JURISDICTION
 TO ACCEPT BARRI PLEA TO THE UNINDICTED CHARGE
 VACATED

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF SOUTH
 CAROLINA
 RICHARD CAMPBELL VS. STATE OF SOUTH CAROLINA 535 S.E.
 2d 928 "QUOTE IN"
 17-19-10 LACK OF SUBJECT MATTER JURISDICTION MAY
 NOT BE WAIVED AND MAY BE RAISED AT ANY TIME INCLUDE-
 -ING ON THIS COURT'S OWN MOTION.
 HERE THE GRAND JURY NEVER INDICTED RESPONDENT FOR THE
 LEWD ACT CHARGE AND RESPONDENT DID NOT WAIVE PRESENT-
 -MENT TO THE GRAND JURY. COMMITTING A LEWD ACT ON
 A MINOR IS NOT A LESSER INCLUDED OFFENSE OF FIRST
 DEGREE CRIMINAL SEXUAL CONDUCT ON A MINOR. THEREFORE,
 THE TRIAL COURT WAS WITHOUT JURISDICTION TO ACCEPT
 RESPONDENT'S PLEA TO THE UNINDICTED CHARGE. CONCLUSION
 FINDING NO SUBJECT MATTER JURISDICTION IN THIS
 CASE, WE AFFIRM THE PICK COURTS GRANT OF RELIEF TO
 RESPONDENT

2ND REASON PROVEING

THE TRIAL JUDGE AND TRIAL COURT LACKED
 SUBJECT MATTER JURISDICTION TO CONVICT
 AND SENTENCE ME TO PRISON TIME OF LIFE
 IMPRISONMENT IS;

AS A MATTER OF LAW THE TRIAL TRANSCRIPT AND EVIDENCE
 ATTACHED. PROVES THAT I DID NOT WAIVE PRESENTMENT
 OF INDICTMENT TO THE GRAND JURY ON THE SECOND UNINDICTED
 ALLEGED FIRST DEGREE MURDER CRIME "ALLEGED IN"
 I KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT
 THAT IS A SECOND UNINDICTED ALLEGED FIRST DEGREE
 MURDER CRIME, FOR THE SAME FIRST DEGREE OFFENSE,

THAT IS NOT A LESSER INCLUDED DEGREE CRIME AND OFFENSE, OF THE FIRST DEGREE FELONY MURDER CRIME "ALLEGEDLY"

WHILE ENGAGED IN AN ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY, TYRONE ROBINSON DID WILLFULLY, UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

THEREFORE AS A MATTER OF LAW THE TRIAL JUDGE AND TRIAL COURT LACKED SUBJECT MATTER JURISDICTION TO CONVICT, SENTENCE TO PRISON TIME OF LIFE IMPRISONMENT AND DEPRIVE ME OUT OF MY LIBERTY. ON AND FOR THE SECOND UNINDICTED "ALLEGED" FIRST DEGREE MURDER CRIME "ALLEGEDLY"

I KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT THAT I DID NOT WAIVE PRESENTMENT OF INDICTMENT TO THE GRAND JURY ON FOR PROOF REVIEW CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA CASE LAW OF. RICHARD CAMPBELL VS. STATE OF SOUTH CAROLINA 535 S.E. 2D 928 "QUOTING"

HERE THE GRAND JURY NEVER INDICTED RESPONDENT FOR THE LEWD ACT CHARGE AND RESPONDENT DID NOT WAIVE PRESENTMENT TO THE GRAND JURY. COMMITTING A LEWD ACT ON A MINOR IS NOT A LESSER INCLUDED OFFENSE OF FIRST DEGREE CRIMINAL SEXUAL CONDUCT ON A MINOR. THEREFORE, THE TRIAL COURT WAS WITHOUT JURISDICTION TO ACCEPT RESPONDENT'S PLEA TO THE UNINDICTED CHARGE. CASE LAW MERITS

COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA CASE LAW OF. STATE VS. BARRI 2004 WL 6337254 "QUOTING"

THE GRAND JURY NEVER INDICTED BARRI FOR THE LEWD ACT CHARGE AND BARRI DID NOT WAIVE PRESENTMENT TO THE GRAND JURY. COMMITTING A LEWD ACT ON A MINOR IS NOT A LESSER INCLUDED OFFENSE OF FIRST DEGREE CRIMINAL SEXUAL CONDUCT ON A MINOR. THEREFORE THE TRIAL COURT WAS WITHOUT JURISDICTION TO ACCEPT BARRI'S PLEA TO THE UNINDICTED CHARGE VACATED

FEDERAL VIOLATION OF FEDERAL 5th Amendment RIGHT OF DOUBLE JEOPARDY

BY USING THE SECOND UNINDICTED FIRST DEGREE MURDER CRIME "ALLEGEDLY" I KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT

THAT IS A SECOND UNINDICTED FIRST DEGREE MURDER CRIME FOR THE SAME FIRST DEGREE OFFENSE, THAT IS NOT A LESSER INCLUDED DEGREE CRIME AND OFFENSE, OF THE FIRST DEGREE FELONY MURDER CRIME "ALLEGEDLY" WHILE ENGAGED IN AN ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY, TYRONE ROBINSON DID WILLFULLY UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

That is charged and alleged inside of the written
 write up of indictment #2012-65-07-01935, to UNCONSTIT-
 -UTIONALLY deprive me out of my LIBERTY. The TRIAL
 JUDGE AND TRIAL COURT caused me to be UNCONSTITUTION-
 -ALLY PUT TWICE IN JEOPARDY OF LIFE AND LIBERTY
 FOR THE SAME FIRST DEGREE OFFENSE, that caused me to be
 UNCONSTITUTIONALLY CONVICTED, sentenced to PRISON
 -TIME OF LIFE IMPRISONMENT and be UNLAWF-
 -ULLY held RESTRAINED, detained, IMPRISONED
 and DEPRIVED out of my LIBERTY IN VIOLATION of my
 Federal 5th Amendment RIGHT OF DOUBLE JEOPARDY
 which states "QUOTEING"
 NOR SHALL ANY PERSON be SUBJECT FOR THE SAME OFFENSE
 to be TWICE PUT IN JEOPARDY OF LIFE OR LIMB

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF SOUTH
 CAROLINA CASE LAW OF.
 STATE VS. JOLLY 749 F.2d 114 "QUOTEING"
 THE DOUBLE JEOPARDY CLAUSE OF THE UNITED STATES PROTECT
 CITIZENS FROM BEING TWICE PLACED IN JEOPARDY
 OF LIFE OR LIBERTY FOR THE SAME OFFENSE. THE UNITED
 STATES CONSTITUTION WHICH IS APPLICABLE TO SOUTH
 CAROLINA VIA THE FOURTEENTH AMENDMENT PROVIDES
 NOR SHALL ANY PERSON be SUBJECT FOR THE SAME OFFENSE
 to be TWICE PUT IN JEOPARDY OF LIFE OR LIMB. addit-
 -IONALLY THE SOUTH CAROLINA CONSTITUTION STATES (NO
 PERSON SHALL be SUBJECT FOR THE SAME OFFENSE TO BE
 TWICE PUT IN JEOPARDY OF LIFE OR LIBERTY S.C. CONST
 ARTICLE I §12) THE DOUBLE JEOPARDY CLAUSE PROTECTS
 AGAINST A SECOND PROSECUTION FOR THE SAME OFFENSE
 AFTER ACQUITTAL OR CONVICTION, AND PROTECTS AGAINST
 MULTIPLE PUNISHMENT FOR THE SAME OFFENSE

UNLAWFUL RESTRAINT IN VIOLATION OF SOUTH CAROLINA CODE OF LAWS 17-19-10

AS A MATTER OF LAW THERE IS ABSOLUTELY NOT ANY
 INDICTMENT THAT CHARGE TYRONE LORENZA ROBINSON
 WITH THE SECOND UNINDICTED FIRST DEGREE MURDER
 CRIME ALLEGEDLY KILLED THE VICTIM KHALIL SINGLE-
 -TON WITH MALICE AND A FORETHOUGHT

IN VIOLATION OF SOUTH CAROLINA CODE OF LAW
 17-19-10 WHICH STATES "QUOTEING"
 NO PERSON SHALL be HELD TO ANSWER IN COURT FOR A
 ALLEGED CRIME UNLESS UPON INDICTMENT BY A GRAND
 JURY

AS A MATTER OF LAW PROVEING THAT I AM CURRENTLY BEING
 held UNLAWFULLY RESTRAINED, detained, IMPRISONED
 and DEPRIVED out of my LIBERTY by SOUTH CAROLINA depa-
 -rtment OF CORRECTIONS, THE STATE OF SOUTH CAROLINA, WARDEN
 JO XNER, LEE CORRECTIONAL INSTITUTION AND DIRECTOR
 MC. CALL, PERRY CORRECTIONAL INSTITUTION AND WARDEN
 SCOTT LEWIS. IN VIOLATION OF SOUTH CAROLINA CODE
 OF LAW 17-19-10 WHICH STATES "QUOTEING",
 NO PERSON SHALL be HELD TO ANSWER IN COURT
 FOR A ALLEGED CRIME UNLESS UPON INDICTMENT
 by A GRAND JURY

JURY VERDICT OF IMPLICIT
ACQUITTAL ON FIRST degree
MURDER "ALLIED" NO

WHILE ENGAGED IN A SHOOTING
BATTLE ON INHERENTLY DANGEROUS
FELONY, TYRONE ROBINSON DID WILLFULLY
UNLAWFULLY AND WITH MALICE A FORETHOUGHT
CAUSE THE VICTIM KHALIL SINGLETON TO BE
SHOT AND KILLED

THAT CHARGED AND ALLEGED INSIDE OF THE WRITT-
-EN WRITE UP OF INDICTMENT #2012-65-07-
-01935 THAT I WAS TRIED ON BEFORE THE JURY AT
TRIAL

1st PREMISES

PROVEING JURY VERDICT OF 1st DEGREE MURDER CRIMINALLY RESPONSIBLE
ON FIRST DEGREE FELONY MURDER
WHITE ENGAGED IN AN ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY
WILL FULLY UNLAWFULLY AND WITH MOLTICE OF FOREGHT
- GUNSHOT CAUSE THE VICTIM KNOCKED INTO THE
SHOT AND KILLED

Shot and killed
That charged and alleged inside of the written
write up of indictment # 2012-GS-07-01935 that I was
tried on before the jury at trial is as follows
first as a matter of law the jury verdict of guilty
on the second undictated alleged first degree
murder criminal code 18-6-01
I killed the victim with malice and aforethought -

ON THE SECOND UNTRAINED WITNESS
MURDER CRIMINALS, LLEADING
I KILLED THE VICTIM WITH MALICE AND A FORETH-
-COMING

I killed the victim
-ought
constitutes a implicit accountal on the crime
of first degree felony murder by the crime "already"
-being engaged in a ongoing battle or inherently
dangerous felony, Thorne Robinson did willfully
unlawfully and with malice aforethought cause
the victim Khalil Singleton to be shot and killed

That's charged and alleged inside of the written
the victim KHALIL...
write up of indictment 2012-65-07-01935. That
the jury was sworn in on, the defense of double
jeopardy attached to, I was tried on before
the jury at trial, the state of South Carolina
submitted evidence against me on, and the state
of South Carolina rested there case against me on.
As decided by the Supreme Court of Appeals of
the United States of America, for proof review
case law merits

THE UNITED STATES SUPREME COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA CASE LAW OF GREEN V. UNITED STATES 785 CT 22 "QUOTEING" IN THIS CASE, HOWEVER, WE HAVE A MUCH DIFFERENT QUESTION. AT GREENS FIRST TRIAL THE JURY

WAS AUTHORIZED TO FIND HIM GUILTY OF EITHER
FIRST DEGREE MURDER KILLING WHILE PERPETRAT-
-ING A FELONY

OR ALTERNATIVELY OF SECOND DEGREE MURDER
KILLING WITH MALICE AFORETHOUGHT "FURTHER

QUOTEING"

GREEN WAS IN DIRECT PERIL OF BEING CONVICT-
ED AND PUNISHED FOR FIRST DEGREE MURDER
AT HIS FIRST TRIAL. HE WAS FORCED TO RUN THE GANTLET
ON THAT CHARGE AND THE JURY REFUSED TO CONVICT HIM.
WHEN GIVEN THE CHOICE BETWEEN FINDING HIM GUILTY
OF EITHER FIRST OR SECOND DEGREE MURDER IT CHOSE THE
LATTER. IN THIS SITUATION THE GREAT MAJORITY OF
CASES IN THIS COUNTRY HAVE REGARDED THE JURY VERDICT
AS AN IMPLICIT ACQUITTAL ON THE CHARGE OF FIRST
DEGREE MURDER

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE UNITED STATES OF
AMERICA CASE LAW OF,
PRICE VS. GEORGIA 905 CT 1757 "QUOTEING"

THE COURT IN THE GREEN CASE REVERSED THE FIRST DEGREE
MURDER CONVICTION OBTAINED AT THE RETRIAL, HOLDING
THAT PETITIONERS JEOPARDY FOR FIRST DEGREE MURDER
CAME TO AN END WHEN THE JURY WAS DISCHARGED AT THE
END OF HIS FIRST TRIAL. THIS CONCLUSION RESTED ON
"TWO PREMISES"

FIRST THE COURT CONSIDERED THE FIRST JURYS VERDICT
OF GUILTY ON THE SECOND-DEGREE MURDER CHARGE TO BE
AN "IMPLICIT ACQUITTAL" ON THE CHARGE OF FIRST DEGREE
MURDER

CASE LAW MERITS

THE SUPREME COURT OF APPEALS OF THE STATE OF SOUTH
CAROLINA CASE LAW OF,
THE STATE VS. LOUIS ENGLISH FULLER 552 S.E. 2d 282

QUOTEING"
IF ACCESSORY AFTER THE FACT IS NOT CHARGED IN THE
INDICTMENT, BUT IS INSTRUCTED TO CLARIFY MERE
PRESENCE, A FINDING OF ACCESSORY AFTER THE FACT
IS THE EQUIVALENT TO A FINDING OF NOT GUILTY

CASE LAW MERITS

4TH CIRCUIT COURT OF APPEALS IN RICHMOND VIRGINIA
CASE LAW OF,
LIVINGSTON VS. MURDOUGH 183 F.3d 300 4th CIR 1999

QUOTEING"
DOUBLE JEOPARDY BARR TO RETRIAL FOR RECKLESS
HOMICIDE CHARGE AFTER THE JURY CONVICTED DEFEND-
-ANT FOR FELONY DUE BECAUSE JURY SILENCE ON
RECKLESS HOMICIDE WAS IMPLIED ACQUITTAL

2ND PREMISES

PROVEING JURY VERDICT OF IMPLICIT ACQUITTAL
ON THE FIRST DEGREE FELONY MURDER CRIME
"ALLLEDGEING"

WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHER-
-ENTLY DANGEROUS FELONY, TYRONE ROBINSON DID
WILLFULLY, UNLAWFULLY, AND WITH MALICE AFORE-
-THOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE
SHOT AND KILLED

THAT'S CHARGED AND ALLEGED INSIDE OF THE WRITTEN
WRITE UP OF INDICTMENT # 2012-65-07-01935, THAT
I WAS TRIED ON BEFORE THE JURY AT TRIAL AS
FOLLOWS

MORE BROADLY I TYRONE LORENZA ROBINSON JEOPARDY
ON THE FIRST DEGREE FELONY MURDER CRIME "ALLEGED-
EZZING"
WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHER-
-ANTLY DANGEROUS FELONY, TYRONE ROBINSON DID
WILLFULLY, UNLAWFULLY AND WITH MALICE AFORETH-
-OUGHT CAUSE THE VICTIM KHALIL SINGLETON TO
BE SHOT AND KILLED

THAT'S CHARGED AND ALLEGED INSIDE OF THE WRITTEN
WRITE UP OF INDICTMENT # 2012-65-07-01935 THAT I
WAS TRIED ON BEFORE THE JURY AT TRIAL. CAME TO
AN END AND ENDED WHEN THE JURY AT MY TRIAL WAS
DISCHARGED FROM MY TRIAL WITHOUT MY CONSENT
AND THE JURY DID NOT FIND ME GUILTY OF THE FIRST
DEGREE FELONY MURDER CRIME "ALLEGED EZZING"
WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHER-
-ANTLY DANGEROUS FELONY, TYRONE ROBINSON DID
WILLFULLY, UNLAWFULLY AND WITH MALICE AFORETH-
-OUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT
AND KILLED

THAT'S CHARGED AND ALLEGED INSIDE OF THE WRITTEN
WRITE UP OF INDICTMENT # 2012-65-07-01935.
THAT I WAS TRIED ON BEFORE THE JURY AT TRIAL,
AND INSTEAD THE JURY REACHED A VERDICT ON THE
UNINDICTED "ALLEGED" FIRST DEGREE MURDER CRIME
"ALLEGED EZZING"
I KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT

THAT IS NOT CHARGED AND ALLEGED AND PRESENTED
INSIDE OF A INDICTMENT AGAINST ME IN VIOLATION
OF I.C. CODE OF LAW 17-19-10, THAT IS ALSO NOT A LETTER
INCLUDED CRIME TO THE ALLEGED FIRST DEGREE FELONY
MURDER CRIME "ALLEGED EZZING"
WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERANTLY
DANGEROUS FELONY, TYRONE ROBINSON DID WILLFULLY,
UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE
THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

THAT IS CHARGED AND ALLEGED INSIDE OF THE WRITTEN
WRITE UP OF INDICTMENT # 2012-65-07-01935 THAT I
WAS TRIED ON BEFORE THE JURY AT TRIAL FOR PURPOSES
OF FORMER JEOPARDY IT WAS AS IF THE JURY HAD RETURN-
-ED A VERDICT WHICH EXPRESSLY READ, WE THE JURY
FIND THE DEFENDANT TYRONE LORENZA ROBINSON
"NOT GUILTY" OF THE FIRST DEGREE FELONY MURDER
CRIME "ALLEGED EZZING"

WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERANTLY
DANGEROUS FELONY, TYRONE ROBINSON DID WILLFULLY,
UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE
THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

THAT'S CHARGED AND ALLEGED INSIDE OF INDICTMENT
2012-65-07-01935 THAT I WAS TRIED ON BEFORE THE
JURY AT TRIAL.

AFTER MY TRIAL BUT PRIOR TO MY APPEAL, IT IS INDE-
-SPUTABLE THAT I TYRONE ROBINSON COULD NOT HAVE BEEN
TRIED AGAIN ON THE FIRST DEGREE FELONY MURDER
CRIME "ALLEGED EZZING"
WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERANTLY

DANGEROUS FELONY, TYRONE ROBINSON DID WILLFULLY UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

THAT IS CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF INDICTMENT # 2012-65-07-01935 THAT I WAS TRIED ON BEFORE THE JURY AT TRIAL

A PLEA OF FORMER JEOPARDY WOULD HAVE ABSOLUTELY BARRED A NEW PROSECUTION, AS DECIDED BY THE SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA, THE 4TH CIRCUIT COURT OF APPEALS OF THE UNITED STATES OF AMERICA AND THE SUPREME COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA, FOR PROOF REVIEW

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA CASE LAW OF, GREEN VS. UNITED STATES, 785 CT 221 "QUOTEING" IN THIS CASE HOWEVER WE HAVE A MUCH DIFFERANT QUESTION AT GREEN'S FIRST TRIAL THE JURY WAS AUTHORIZED TO FIND HIM GUILTY OF EITHER FIRST DEGREE MURDER (KILLING WHILE PERPETUATING A FELONY) OR ALTERNATIVELY OF SECOND DEGREE MURDER (KILLING WITH MALICE AFORETHOUGHT)

THEREFORE IT SEEMS CLEAR, UNDER ESTABLISHED PRINCIPLES OF FORMER JEOPARDY, THAT GREEN'S JEOPARDY FOR FIRST DEGREE CAME TO END WHEN THE JURY WAS DISCHARGED SO THAT HE COULD NOT BE RETRIED FOR THAT OFFENSE. WOOD VS. HUNTER 336 U.S. 684. IN BRIEF WE BELIEVE THIS CASE CAN BE TREATED NO DIFFERANTLY FOR PURPOSES OF FORMER JEOPARDY THAN IF THE JURY HAD RETURNED A VERDICT WHICH EXPRESSLY READ, WE FIND THE DEFENDANT NOT GUILTY OF MURDER IN THE FIRST DEGREE BUT GUILTY OF MURDER IN THE SECOND DEGREE, AFTER THE ORIGINAL TRIAL, BUT PRIOR TO HIS APPEAL, IT IS INDISPUTABLE THAT GREEN COULD NOT HAVE BEEN TRIED AGAIN FOR FIRST DEGREE MURDER FOR THE DEATH RESULTING FROM THE FIRE. A PLEA OF FORMER JEOPARDY WOULD HAVE ABSOLUTELY BARRED A NEW PROSECUTION EVEN THOUGH IT MIGHT HAD BEEN CONVINCINGLY DEMONSTRATED THAT THE JURY ERRED IN FAILING TO CONVICT HIM OF THAT OFFENSE AND EVEN AFTER APPEALING THE CONVICTION OF SECOND DEGREE MURDER HE STILL COULD NOT HAVE BEEN TRIED A SECOND TIME FOR FIRST DEGREE MURDER HAD HIS APPEAL BEEN UNSUCCESSFUL

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA CASE LAW OF, PRICE VS. GEORGIA 905 CT 1757 "QUOTEING" THE COURT IN THE GREEN CASE REVERSED THE FIRST DEGREE MURDER CONVICTION OBTAINED AT THE RETRIAL, HOLDING THAT THE PETITIONER'S JEOPARDY, FOR FIRST DEGREE MURDER CAME TO AN END WHEN THE JURY WAS DISCHARGED AT THE END OF HIS FIRST TRIAL. THIS CONCLUSION RESTED ON TWO PREMISES. * FURTHER "QUOTEING" SECOND AND MORE BROADLY, THE COURT REASONED THAT PETITIONER'S JEOPARDY ON THE GREATER CHARGE HAD ENDED WHEN THE FIRST JURY WAS GIVEN A FULL OPPORTUNITY TO RETURN A VERDICT ON THE LESSER

charge 355 U.S. at 191 under either of these premises, the holding in the KEPNER case - that there could be no appeal from an acquittal because such a verdict ended an accused jeopardy was applicable.

CASE LAW MERITS

SUPREME COURT OF APPEALS OF STATE OF SOUTH CAROLINA
CASE LAW OF
THE STATE VS. GERALD B. KIRBY AND CHARLES KING
STOGNER 269 S.C. 25 CASE NO. 20456 "QUOTE" "UNQUOTE"
BUT IF THE JURY ARE DISCHARGED WITHOUT DEFENDANT CONSENT FOR A REASON LEGALLY INSUFFICIENT AND WITHOUT ABSOLUTE NECESSITY FOR IT, THE DISCHARGE IS EQUIVALENT TO AN ACQUITTAL AND MAY BE PLEADED AS A BAR TO A SUBSEQUENT INDICTMENT

CASE LAW MERITS

14TH CIRCUIT COURT OF APPEALS IN RICHMOND VIRGINIA
CASE LAW OF
ANDRAY LIVINGSTON VS. RANDOLPH MURDAUGH, III,
SOLICITOR 14TH JUDICIAL CIRCUIT OF THE STATE OF SOUTH CAROLINA, PTANE GOODSTEIN, PRESIDING JUDGE
OF THE COURT OF GENERAL SESSION OF THE 14TH JUDICIAL CIRCUIT 183 F.3d 300 "QUOTE" "UNQUOTE"
HERE THE JURY WAS INSTRUCTED THAT IT COULD CONVICT LIVINGSTON OF EITHER RECKLESS HOMICIDE OR FELONY DUI. THE JURY CONVICTED ON FELONY DUI, BUT REMAINED SILENT ON RECKLESS HOMICIDE CHARGE, WHILE THERE WAS NO EXPLICIT ACQUITTAL THERE WAS NO CONVICTION EITHER. UNDER THESE CIRCUMSTANCES, THE JURY SILENCE MUST BE CONSIDERED AN IMPLICIT ACQUITTAL. SEE GREEN VS. UNITED STATES, 395 U.S. 184, 14-91, 78 S.Ct 221 (1957) HOLDING THAT WHERE A JURY WAS INSTRUCTED THAT IT COULD CONVICT ON EITHER FIRST OR SECOND DEGREE MURDER BUT RETURNED A GUILTY VERDICT ONLY ON SECOND DEGREE MURDER, DEFENDANT COULD NOT BE RETRIED FOR FIRST DEGREE MURDER, SINCE SILENCE IN THE FIRST TRIAL ON THAT CHARGE CONSTITUTED AN IMPLICIT ACQUITTAL. UNDER THE GREEN DECISION, JEOPARDY ATTACHED BECAUSE THE JURY IMPLICITLY ACQUITTED LIVINGSTON OF RECKLESS HOMICIDE

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA CASE LAW OF
THE STATE VS. LUIS ENGLISH RULLER 552 S.E.2d 282 "QUOTE" "UNQUOTE"

IF ACCESSORY AFTER THE FACT IS NOT CHARGED IN THE INDICTMENT, BUT IS INSTRUCTED TO CLARIFY MERE PRESENCE, A FINDING OF ACCESSORY AFTER THE FACT IS THE EQUIVALENT TO A FINDING OF NOT GUILTY

AFTER THE JURY AT TRIAL HAD IMPLICITLY ACQUITTED ME ON THE FIRST DEGREE FELONY MURDER CRIME ALLEGEDLY WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY, KRONER ROBINSON DID WILLFULLY UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED
THAT I CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITING OF INDICTMENT # 2012-01-07-01935 THAT I WAS TRIED ON BEFORE THE JURY AT TRIAL

THE TRIAL JUDGE AND TRIAL COURT COULD NOT TAKE ANY OTHER ACTION AGAINST ME. AS A RESULT AS A MATTER OF LAW THE ONLY THING THE TRIAL JUDGE AND TRIAL COURT COULD DO WAS DISCHARGE ME FROM IMPRISONMENT. ON THE FIRST DEGREE FELONY MURDER CRIME "ALLEGEDLY" WHILE ENGAGED IN AN ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY, TYRONE ROBINSON DIED WILLFULLY/UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

THAT'S CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF INDICTMENT # 2012-GS-07-01935 THAT I WAS TRIED ON BEFORE THE JURY AT TRIAL, AS DECIDED BY THE SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA, FOR PROOF REVIEW CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA CASE LAW OF, KEPNER VS. U.S. 245.CT 797 "VOTEING" AS TO THE DEFENDANT WHO HAD BEEN ACQUITTED BY THE VERDICT DULY RETURNED AND RECEIVED, THE COURT COULD TAKE NO OTHER ACTION THAN TO ORDER HIS DISCHARGE.

THE VERDICT OF ACQUITTAL WAS FINAL, AND COULD NOT BE REVIEWED ON ERROR OR OTHERWISE, WITHOUT PUTTING HIM TWICE IN JEOPARDY AND THEREBY VIOLATING THE CONSTITUTION. HOWEVER IT MAY BE IN ENGLAND, IN THIS COUNTRY A VERDICT OF ACQUITTAL ALTHOUGH NOT FOLLOWED BY ANY JUDGMENT, IS A BAR TO A SUBSEQUENT PROSECUTION FOR THE SAME OFFENSE.

AS A MATTER OF LAW PROVEING THAT WARDEN AARON JOYNER, SOUTH CAROLINA DEPARTMENT OF CORRECTIONS, THE STATE OF SOUTH CAROLINA, LEE CORRECTIONAL INSTITUTION AND DIRECTOR MC CALL LACKED THE POWER AND AUTHORITY OF LAW TO HOLD ME UNCONSTITUTIONALLY RESTRAINED IN VIOLATION OF MY FEDERAL 5TH AMENDMENT RIGHT OF DOUBLE JEOPARDY WHICH STATES "NO PERSON BE SUBJECT FOR THE SAME OFFENSE TO BE TWICE PUT IN JEOPARDY OF LIFE OR LIMB"

ON THE FIRST DEGREE FELONY MURDER CRIME "ALLEGEDLY" WHILE ENGAGED IN AN ONGOING GUN BATTLE AN INHERENTLY DANGEROUS FELONY, TYRONE ROBINSON DIED WILLFULLY/UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

THAT THE JURY AT TRIAL IMPLICITLY ACQUITTED ME ON, THAT'S CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF INDICTMENT # 2012-GS-07-01935 CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA CASE LAW OF, KEPNER VS. U.S. 245.CT 797 "VOTEING" AS TO THE DEFENDANT WHO HAD BEEN ACQUITTED BY THE VERDICT DULY RETURNED AND RECEIVED, THE COURT COULD TAKE NO OTHER ACTION THAN TO ORDER HIS DISCHARGE.

THE VERDICT OF ACQUITTAL WAS FINAL, AND COULD NOT BE REVIEWED ON ERROR OR OTHERWISE, WITHOUT PUTTING HIM TWICE IN JEOPARDY, AND THEREBY VIOLATING THE CONSTITUTION. HOWEVER IT MAY BE IN ENGLAND, IN THIS COUNTRY A VERDICT OF ACQUITTAL NOT FOLLOWED BY ANY JUDGMENT, IS A BAR TO A SUBSEQUENT PROSECUTION FOR THE SAME OFFENSE.

- TEN WRITE UP OF INDIC + MENT # 2012 -
- 65-07-01935

CHARGED IN THE INDEMNITY AND DAMAGE
OFFENSES. AS DECIDED BY THE SUPREME COURT OF THE
STATE OF SOUTH CAROLINA
CIVIL LAW MERTIS
JANUARY 1967

NO CASE LAW OF
EDWARD WATSON + 3055
THE STATE VS. CHARLES
Quoted in
the trial court's subject matter
Quoted in
the trial court's subject matter

IN A CRIMINAL CASE THE TRIAL COURT JUDGE
OVERSIGHT IS LIMITED TO THOSE CRIMES CHARGED IN
THE INDICTMENT AND ALL OTHER INCLUDED OFFENSES.

of the person who is taking control
trial judge and trial court had jurisdiction of
the subject

2ND JURISDICTION OF THE CASE

BECAUSE THE TRIAL JUDGE AND TRIAL COURT HAD JURISDICTION
OF THE CAUSE WHICH IS THE FIRST DEGREE FELONY MURDER
AND THE COURT INHERENTLY

THAT CHARGED AND ALLEGED INSIDE OF THE TRIAL, NO UP OF INDICEMENT # 2012-61-07-01935 THAT WAS TRIED ON BEFORE THE JURY AT TRIAL, COURT HAD JURISDICTION OF

DANGEROUS FELONY, TRYONE ROBINSON, UNLAWFULLY AND MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

NOT CHARGED and ALLEGED INSTEAD OF THAT I WAS TOLD ON
UP OF INDICTMENT # 2012-GJ-07-01935. THAT I WAS TOLD ON
BEFORE THE JURY AND TRIAL.
2000 CASE BECAUSE THE TRIAL JUDGE AND TRIAL COURT HAD
ROBINSON

DOUGERIOUS FELLOW, TYGONE ROBINSON AND
UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE THE
VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED
ALL OF THE WRITTEN STATE

be for the jury at trial. on the first degree felony murder
from the jury at trial. on the first degree felony murder
CR 11.11.11

WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERANTLY DANGEROUS FELONY, TYRONE ROBINSON DID WILLFULLY, UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

THAT'S CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF INDICTMENT # 2012-65-07-01935, THAT I WAS TRIED ON BEFORE THE JURY AT TRIAL IS NOT VOID. AS DECIDED BY THIS SEPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA. FOR PROOF REVIEW

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA
CASE LAW OF.
KEPNER VS. U.S. 245. CT 797 "QUOTEING"

BUT ALTHOUGH THE INDICTMENT WAS FATALLY DEFECTIVE, YET IF THE COURT HAD JURISDICTION OF THE CAUSE AND OF THE PARTY, ITS JUDGEMENT IS NOT VOID

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA
THE STATE VS. CHARLES EDWARD WATSON, # 1563 S.E. 2d 336

"QUOTEING"
IN A CRIMINAL CASE THE TRIAL COURT'S SUBJECT MATTER JURISDICTION IS LIMITED TO THOSE CRIMES CHARGED IN THE INDICTMENT

UNLAWFUL RESTRAINT

BECAUSE AS A MATTER OF LAW THE TRIAL JUDGE AND TRIAL COURT LACKED SUBJECT MATTER JURISDICTION, TO CONVICT SENTENCE TO PRISON TIME OF LIFE IMPRISONMENT AND UNLAWFULLY RESTRAIN, DETAIN AND IMPRISON ME. ON THE SECOND UNINDICTED FIRST DEGREE MURDER CRIME "ALLEGEDING"

I KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT THAT IS A SECOND UNINDICTED ALLEGED FIRST DEGREE MURDER CRIME, FOR THE SAME FIRST DEGREE OFFENSE, THAT IS NOT A LETTER INCLUDED DEGREE CRIME AND OFFENSE, OF THE FIRST DEGREE FELONY MURDER CRIME "ALLEGEDING"
WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERANTLY DANGEROUS FELONY, TYRONE ROBINSON DID WILLFULLY, UNLAWFULLY AND WITH MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON TO BE SHOT AND KILLED

THAT'S CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF INDICTMENT # 2012-65-07-01935, THAT I WAS TRIED ON BEFORE THE JURY AT TRIAL.

AS A MATTER OF LAW THE JUDGEMENT, CONVICTION AND PRISON SENTENCE THAT WAS RENDERED AGAINST TYRONE LORENZA ROBINSON ON THE SECOND UNINDICTED ALLEGED FIRST DEGREE MURDER CRIME "ALLEGEDING"
I KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT

IS A NULLITY AND IS VOID AND UNLAWFUL. AS A MATTER OF LAW PROVEING THAT MY UNLAWFUL RESTRAINT, ON THE NULL AND VOID JUDGEMENT, CONVICTION AND PRISON SENTENCE. THAT THE TRIAL JUDGE AND TRIAL COURT LACKED SUBJECT MATTER JURISDICTION, TO RENDER AGAINST ME ON THE SECOND UNINDICTED ALLEGED FIRST DEGREE MURDER CRIME "ALLEGEDING"
I KILLED THE VICTIM WITH MALICE AND AFORETHOUGHT IS UNLAWFUL. AS DECIDED BY THIS SUPREME COURT OF APPEAL OF THE UNITED STATES OF AMERICA. FOR PROOF REVIEW

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA
EX PARTE TOBIAS WATKINS 28 U.S. 193 "QUOTEING"
AN IMPRISONMENT UNDER A JUDGEMENT CAN NOT BE UNLAWFUL, UNLESS THAT JUDGEMENT BE A ABSOLUTE NULLITY, AND IT IS NOT A NULLITY IF THE COURT HAD GENERAL JURISDICTION OF THE SUBJECT ALTHOUGH IT SHOULD BE ERRONEOUS

AS A MATTER OF LAW PROVEING THAT I AM CURRENTLY
 BEING HELD UNLAWFULLY RESTRAINED, BY WARDEN JOYNER
 LEE CORRECTIONAL INSTITUTION, SOUTH CAROLINA DEPAR-
 TMENT OF CORRECTIONS, THE STATE OF SOUTH CAROLINA,
 PERRY CORRECTIONAL INSTITUTION, WARDEN SCOTT LEWIS,
 DIRECTOR MC. CALL AND ETC ON THE SECOND UNINDICTED
 FIRST DEGREE MURDER CRIME "ALLEGEDLY"
 I KILLED THE VICTIM WITH MALICE AND A FORETHOUGHT
 THAT THE TRIAL JUDGE AND TRIAL COURT LACKED SUBJECT
 MATTER JURISDICTION, TO CONVICT, SENTENCE TO PRISON
 TIME OF LIFE IMPRISONMENT, RENDER JUDGEMENT
 AGAINST ME AND UNLAWFULLY RESTRAIN ME ON,
 IN VIOLATION OF SOUTH CAROLINA CODE OF LAW 17-19-10
 WHICH STATES "VOTING"
 NO PERSON SHALL BE HELD TO ANSWER IN COURT FOR A ALLEGED
 CRIME UNLESS UPON INDICTMENT BY A GRAND JURY

EXHAUSTED REMEDIES

INSIDE OF SUPREME COURT OF APPEALS OF THE STATE OF
 SOUTH CAROLINA APPELLATE CASE NO: 2016-002463

EVEN THOW ISSUES RELATED TO SUBJECT MATTER JURISDICTION
 MAY BE RAISED AT ANYTIME, INCLUDING FOR THE FIRST
 TIME ON APPEAL IN THE SUPREME COURT, FOR PROOF
 REVIEW

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE STATE OF SOUTH CAROLINA
 CASE LAW OF

BROWN VS. STATE 540 S.E.2d 846 (2,001) QUOTEING"

ISSUES RELATED TO SUBJECT MATTER JURISDICTION
 MAY BE RAISED AT ANYTIME INCLUDING FOR THE
 FIRST TIME ON APPEAL IN THE SUPREME COURT

THE ISSUE OF LACK OF SUBJECT MATTER JURISDICTION THAT
 ARGUED BEFORE THIS COURT FOR THE FIRST TIME, IN THIS
 PETITION, WAS ARGUED BEFORE THE SUPREME COURT OF THE
 STATE OF SOUTH CAROLINA, INSIDE OF APPELLATE CASE NO: -
 2016-002463. THEREFORE THE SUPREME COURT OF SOUTH
 CAROLINA HAD AMPLE OPPURTUNITY TO REVIEW AND DECIDE
 ON THESE ISSUES, INSIDE OF APPELLATE CASE NO: 2016-0024-
 463. THEREFORE I HAVE EXHAUSTED MY REMEDIES IN
 STATE COURT AT THE HIGHEST COURT INSIDE OF THE STATE OF
 SOUTH CAROLINA. AS A RESULT THIS SUPREME COURT OF THE
 UNITED STATES OF AMERICA CAN DECIDE ON THESE ISSUES

CASE LAW MERITS

UNITED STATES DISTRICT COURT FOR THE NINTH CIRCVIT
 IN SYXING MAY VS. MORGAN 403 F.3d 652 "QUOTEING"
 EXHAUSTION REQUIREMENT SATISFIED BECAUSE ALL 3
 CLAIMS EXTENSIVELY ARGUED IN A APPENDIX ATTACHED
 TO MOTION PRESENTED TO STATE SUPREME COURT

DISCHARGE FROM UNLAWFUL RESTRAINT ON WRIT OF HABEAS CORPUS

BECAUSE THE TRIAL JUDGE AND TRIAL COURT LACKED SUBJECT MATTER
 JURISDICTION, TO UNLAWFULLY CONVICT, SENTENCE TO PRISON TIME OF
 LIFE IMPRISONMENT AND UNLAWFULLY RESTRAIN ME ON THE
 SECOND UNINDICTED FIRST DEGREE MURDER CRIME "ALLEGEDLY"
 I KILLED THE VICTIM WITH MALICE AND A FORETHOUGHT
 THAT IS A SECOND UNINDICTED ALLEGED FIRST DEGREE
 MURDER CRIME, FOR THE SAME FIRST DEGREE OFFENSE, THAT
 IS NOT A LESSER INCLUDED CRIME AND OFFENSE, OF THE
 FIRST DEGREE FELONY MURDER CRIME "ALLEGEDLY"
 WHILE ENGAGED IN A ONGOING GUN BATTLE AN INHERANTLY DANGER-
 -301 FELONY, TYRONE ROBINSON DID WELLFULLY UNLAWFULLY AND
 WITH MALICE AFORETHOUGHT CAUSE THE VICTIM KHALIL SINGLETON
 TO BE SHOT AND KILLED

THAT CHARGED AND ALLEGED INSIDE OF THE WRITTEN WRITE UP OF

INDICTMENT # 2012-GJ-07-01935 THAT I WAS TRIED ON BEFORE THE JURY AT TRIAL.
 IT IS THE DUTY OF THIS SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA, TO DISCHARGE ME FROM UNLAWFUL RESTRAINT AND RELEASE ME FROM OUT OF THE CUSTODY OF THE RESPONDENTS.
 AS THIS VERY OWN SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA, DECIDED MUST BE DONE INSIDE OF THE CASE LAW OF EX PARTE BAIN 75 CT 781 FOR PROOF REVIEW

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA
 CASE LAW OF:
 EX PARTE BAIN 75 CT 781 "QUOTE END"

THIS IS AN APPLICATION TO THIS COURT FOR A WRIT OF HABEAS CORPUS TO RELEASE THE PETITIONER, GEORGE M. BAIN, JR. FROM THE CUSTODY OF THOMAS W. SCOTT, UNITED STATES MARSHAL FOR THE EASTERN DISTRICT OF VERMONT.
 IF IT SHALL APPEAR THAT THE COURT HAD NO JURISDICTION TO RENDER THE JUDGEMENT WHICH IT GAVE, AND UNDER WHICH THE PETITIONER IS HELD A PRISONER, IT IS WITHIN THE POWER AND IT WILL BE THE DUTY OF THIS COURT TO ORDER HIS DISCHARGE

CONCLUSION

BECAUSE THE TRIAL JUDGE AND TRIAL COURT LACKED SUBJECT MATTER JURISDICTION TO CONVICT AND SENTENCE ME TO PRISON TIME OF LIFE IMPRISONMENT AND UNLAWFULLY RESTRAIN ME. ON THE CONVICTION, PRISON SENTENCE AND JUDGEMENT THAT THE RESPONDENTS ARE CURRENTLY HOLDING ME UNLAWFULLY RESTRAINED ON. THIS COURT MUST GRANT THE WRIT OF CERTIORARI, AND ALLOW BRIEFS TO BE SUBMITTED TO ARGUE AND DECIDE ON THE ISSUE OF LACK OF SUBJECT MATTER JURISDICTION FOR PROOF REVIEW

CASE LAW MERITS

SUPREME COURT OF APPEALS OF THE UNITED STATES OF AMERICA
 CASE LAW OF:
 ARIZONA VS. MANNYPENNY 1005 CT 1657 "QUOTE END"

THE WRIT OF CERTIORARI MAY BE GRANTED BY THE SUPREME AND SUPERIOR COURTS OR BY AN JUDGE THEREOF, IN ALL CASES WHEN AN INFERIOR TRIBUNAL, BOARD OR OFFICER EXERCISES AND JURISDICTIONAL FUNCTIONS HAS EXCEEDED ITS JURISDICTION AND THERE IS NO APPEAL

CASE LAW MERITS

SEVENTH CIRCUIT COURT OF APPEALS CASE LAW OF
 UNITED STATES VS. RAMONA VEGA 241 F.3d 910 7th CIR 2,001)

"QUOTE END"
 APPEAL BASED ON ABSENCE OF JURISDICTION NOT BARRED BY WAIVER BECAUSE DEFENDANT COULD NOT CONFER JURISDICTION ON DISTRICT COURT SEE ALSO FLOYD VS. THOMPSON, 227 F.3d 1029 7th 2,000) SUBJECT MATTER JURISDICTION CAN NEITHER BE STIPULATED NOR WAIVED.
 BECAUSE VEGA'S APPEAL IS OUTSIDE THE SCOPE OF HER APPEAL WAIVER, THE DISTRICT COURT'S JUDGEMENT IS VACATED

CASE LAW MERITS

4TH CIRCUIT COURT OF APPEALS OF RICHMOND VIRGINIA CASE
 LAW OF:
 UNITED STATES OF AMERICA VS. ERSKINE HARTWELL 448 F.3d 707 "QUOTE END"

BUT WHEN A PARTY SUGGESTS THE ABSENCE OF SUBJECT MATTER JURISDICTION, EVEN AT THIS STAGE OF A CASE, THE PARTY QUESTIONS NOT ONLY THE ORIGINAL CONVICTION, BUT POWER TO SENTENCE AND THE POWER TO CORRECT OR REDUCE THE SENTENCE AND THEREFORE WE MUST ADDRESS IT

SIGNATURE: Tyrone L. Robinson
 PRINT: TYRONE L. ROBINSON
 DATE: DECEMBER 15th / 2,017