

In The
Court of Appeals
Of Virginia

Brian David Hill,

Appellant,

v.

**Commonwealth of
Virginia, City of
Martinsville**

Appellee.

**ON APPEAL FROM THE CIRCUIT COURT
FOR THE CITY OF MARTINSVILLE**

**MOTION TO RESTART APPEAL PROCESS
AND RETRANSMIT THE RECORD
OF THE TRIAL COURT IN APPEAL**



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SUMMARY

Brian David Hill, (“Appellant”) files this MOTION asking the Court of Appeals of Virginia in this case to restart the appeal process and order that the Clerk of the Circuit Court for the City of Martinsville transmit the COMPLETE record pursuant to Rule 5A:2(a) of this Court, since the Record of the Trial Court was not complete. Appellant will submit evidence exhibits in support of this motion. Brian’s motion is filed pursuant to Rule 5A:2(a) of this Court. As well as pursuant to the due process requirements under both the Amendment XIV of the U.S. Constitution and Virginia Constitution’s Article I., Section 11, due process clauses.

All Exhibits including page Exhibit markers are numbered by a HEADER with the letters EXHIBIT PAGES (NUMBER) OF 227.

EXHIBITS (attached ALL EXHIBITS INCL. PAGE MARKERS.pdf):

EXHIBIT 1. Letters from Court of Appeals of Virginia, regarding Clerk filing the record of the Trial Court, and set the deadline to 40 days after December 22, 2022. Both letters concerning cases no. 1424-22-3, and 1425-22-3. EXHIBIT PAGES 1 through 6.

EXHIBIT 2. Table of Contents of what was proclaimed as the complete record of the Trial Court by Ashby R. Pritchett, Clerk of the Martinsville Circuit. EXHIBIT PAGES 7 through 8.

EXHIBIT 3. A printout of the Online Case Information System index of

filings in the appealed case. Proves that not everything was included in the record from the Trial Court, disproves the claim of transmitting the complete record by Hon. Ashby R. Pritchett, Clerk in Exhibit 2. EXHIBIT PAGES 9 through 16.

EXHIBIT 4. Petition for Writ of Certiorari – True and correct PDF electronic copy of what was printed and mailed to the U.S. Supreme Court, was filed. EXHIBIT PAGES 17 through 62.

EXHIBIT 5. Emergency Application for Chief Justice John Roberts to recuse himself – True and correct PDF electronic copy of what was printed and mailed to the U.S. Supreme Court, was filed. EXHIBIT PAGES 63 through 136.

EXHIBIT 6. Emergency Motion to compel response from United States of America – True and correct PDF electronic copy of what was printed and mailed to the U.S. Supreme Court, was filed. EXHIBIT PAGES 137 through 154.

EXHIBIT 7. 55 pages of the Record of the Trial Court, which is not the complete record. The entire record transmission from the Trial Court is listed as EXHIBIT 7 for reference. EXHIBIT PAGES 155 through 210.

EXHIBIT 8. A printout of the Virginia Courts Case Information System index of filings in the appealed case. Proves that not everything was included in the record from the Trial Court, disproves the claim of transmitting the complete record by Hon. Ashby R. Pritchett, Clerk in Exhibit 2. EXHIBIT PAGES 211 through 215.

EXHIBIT 9. A true and correct printed copy of an email sent to Roberta Hill (Appellant's mother), "Subject: RE: Judge Greer's order", dated: "9/13/2022, 10:47

AM”, “From: Ashby Pritchett <apritchett@vacourts.gov>“. EXHIBIT PAGES 216 through 218.

EXHIBIT 10. A true and correct printed copy of an email sent to Roberta Hill (Appellant’s mother), “Subject: RE: Martinsville Circuit Court, Motion for Judgment of Acquittal or New Trial, Litigation hold letter, Motion requesting response, no. CR19000009-00, Commonwealth of Virginia et al v. Brian David Hill”, dated: “8/31/2022, 11:57 AM”, “From: Ashby Pritchett <apritchett@vacourts.gov>“. EXHIBIT PAGES 219 through 223.

EXHIBIT 11. A true and correct printed copy of an email sent to Roberta Hill (Appellant’s mother), “Subject: RE: Motion regarding suspect Jacody Cassell?”, dated: “9/6/2022, 2:23 PM”, “From: Ashby Pritchett <apritchett@vacourts.gov>“. EXHIBIT PAGES 224 through 225.

EXHIBIT 12. A true and correct printed copy of an email sent to Roberta Hill (Appellant’s mother), “Subject: Upload of New Pleadings Complete for Transmission to Court of Appeals”, dated: “9/1/2022, 10:44 AM”, “From: Ashby Pritchett <apritchett@vacourts.gov>“. EXHIBIT PAGES 226 through 227.

The evidence in [EXHIBIT 2](#), [EXHIBIT 3](#), [EXHIBIT 8](#), [EXHIBIT 9](#), [EXHIBIT 10](#), [EXHIBIT 11](#), AND [EXHIBIT 12](#) prove that the Hon. Ashby Pritchett did not transmit the complete record of the Trial Court. The Hon. Ashby Pritchett is the Clerk of the Circuit Court for the City of Martinsville aka the “Trial

Court” (“Trial Court”), in the Commonwealth of Virginia. The exhibits prove beyond a reasonable doubt that the transmitted record in this appeal case was incomplete and was a fraudulent certified statement or fraudulent certification that Hon. Pritchett transmitted the complete record. It is a fraudulent statement or misstatement for the Hon. Ashby Pritchett to have claimed that whenever he had transmitted the record of the Trial Court to the Digital Appellate Record (DAR), which he certified that the record was complete in his Table of Contents document. That transmitted record from the Trial Court was not complete. It was true records but the fraud was that the Clerk claimed it was the complete record when it is not the complete record. The Clerk has done this false certification four times now in four separate appeal cases including the foregoing appeal case.

**BACKGROUND INFORMATION FOR THIS MOTION IN THE
FOREGOING APPEAL CASE:**

1. Appellant had filed a timely NOTICE OF APPEAL on September 19, 2022 in the foregoing case. The judgment which is being appealed in the foregoing case was filed on September 7, 2022. The judgment/order was regarding denial of multiple Motions for requesting that the Commonwealth Attorney respond to Appellant’s Motions for New Trial or Judgment of Acquittal. See [EXHIBIT 9](#), [EXHIBIT 10](#), AND [EXHIBIT 11](#).

2. On December 14, 2022, The Court of Appeals of Virginia (“CAV”) had received the record of the proceedings in this case in the trial court. The Clerk, the

Hon. Ashby R. Pritchett had transmitted the incomplete record of the proceedings of the Trial Court through the Digital Appellate Record (DAR) of VACES on December 13, 2022.

3. Because the Clerk's Office of the Court of Appeals of Virginia had "failed to promptly notify counsel of the receipt of the record", "the applicable appellate time limits for filing the petition shall run from December 22, 2022." See [EXHIBIT 1](#). Appellant had received this letter on December 24, 2022. If the calculations are correct, that deadline will run to its end on January 31, 2023.

4. Appellant's mother Roberta Hill had typed in the links from the letters in [EXHIBIT 1](#) from the CAV, and downloaded the PDF documents from both links. Received both records of the Trial Court in electronic format which would be in Portable Document Format (PDF) files. Gave those files to Appellant for his review.

5. Appellant had reviewed over the record and had determined that the record was not the complete record of the Trial Court, based on the evidence of more records existing than what was transmitted from the Trial Court (See [EXHIBIT 3](#) and [EXHIBIT 8](#)) and based on the Appellant's foreknowledge of the entire criminal case, case no. CR19000009-00. This is the fourth time the Clerk of the Trial Court has transmitted an incomplete record of the Trial Court, and falsely certified the incomplete record of the Trial Court as a complete record of the Trial Court. This is a fraud on the court. This fraud has happened in two other appeal cases prior to this case and case no. 1425-22-3, and was documented. The Clerk retransmitted the

record in two other appeal cases in the CAV after being caught transmitting the incomplete record of the Trial Court, falsely certifying the record as complete. See CAV cases no. 0289-22-3 and 0290-22-3, and see “COMPLAINT AGAINST THE “HON. ASHBY R. PRITCHETT”, CLERK OF THE CIRCUIT COURT OF MARTINSVILLE FOR RECORD TRANSMITTAL FRAUD; COMPLAINT TO THE OFFICE OF EXECUTIVE SECRETARY OF THE SUPREME COURT OF VIRGINIA”. This Clerk has done this multiple times.

6. There is a reason why the Appellant had not filed any timely Designation of the record, did not provide any copy of any intended Designation to the Appellees’ even though he is not required to do so since he is in forma pauperis (*Appellant is assuming this about the requirement or non-requirement of the Designation*), because the record was not complete. The incomplete record impedes this Court’s ability to continue on with the appeal without this Court’s intervention regarding the incomplete records. It is so incomplete that the transmitted record by the Clerk does not even include/contain the very requesting that the Commonwealth Attorney respond to Appellant’s Motions for New Trial or Judgment of Acquittal which were denied by Judge Greer of the Trial Court, which shows a conflict between the false certification of transmitting the complete record by Hon. Ashby R. Pritchett and the very appealed order mentioning a Motion or Motions requesting that the Commonwealth Attorney respond to Appellant’s Motions for New Trial (two separate motions were denied according to the Clerk, See [EXHIBIT 9](#)) were denied

by the Trial Court. The very motions which were denied were not in the record transmitted from the Clerk of the Trial Court to the Digital Appellate Record (DAR), even though evidence exists that they were filed in the record of the Trial Court. Appellant may file a separate motion asking for sanctions for false certification to the Court of Appeals of Virginia, and had committed this grave fundamental falsity, committed this grave fundamental error, and committed this grave fundamental fraud four different times in four separate appeal cases. Two cases were combined after granting the Commonwealth's motion to combine two cases (CAV cases no. 0289-22-3 and 0290-22-3), however the Clerk still committed fraud four separate times. The Appellant had also been busy making filings in the U.S. Supreme Court case, case no. 22-6123 (family provided link to Appellant to present: <https://www.supremecourt.gov/search.aspx?filename=/docket/docketfiles/html/public/22-6123.html>, BLACKMAIL SCHEME CASE, child rape and murder blackmail scheme, requesting Special Master), and preparing any possible Petition for Rehearing on denial of the Petition for the Writ of Certiorari. That was also why Appellant had been unable to file this motion at an earlier time regarding this matter. See the filings under [EXHIBIT 4](#) (Certiorari Petition), [EXHIBIT 5](#) (Emergency Application to Chief Justice John Roberts), and [EXHIBIT 6](#) (Emergency Motion for U.S. Government to respond to petition). Certiorari was denied on January 9, 2023, and Appellant has only 25 days to file a timely Petition for Rehearing under the Rules of the Supreme Court of the United States, and is taking the time to seek

free advice from possibly legal counsel not representing him on any advisement regarding this process. Petitioner had been focused on this part of the legal process, making a determination of what to argue. That is Petitioner's reason why this motion was filed closer to before the 40-day deadline to file an Appeal Brief or Motion to ask that the deadline be reset since the record from the Trial Court was incomplete with a false certification or untruthful certification from the Hon. Ashby R. Pritchett.

7. The Clerk's Office of the Court of Appeals of Virginia (CAV) may have been incorrect to assume in their letter in [EXHIBIT 1](#), that only one Motion for requesting that the Commonwealth Attorney respond to Appellant's Motion New Trial or Judgment of Acquittal was denied. The Hon. Ashby R. Pritchett said "motions" were denied. He was referring to two Motions for requesting that the Commonwealth Attorney respond to Appellant's Motions for New Trial or Judgment of Acquittal. See the emails from the Hon. Ashby R. Pritchett in [EXHIBIT 9](#), [EXHIBIT 10](#), [EXHIBIT 11](#), AND [EXHIBIT 12](#). This further proves to this Court, with the multiple email records from Roberta Hill, that the Clerk transmitted an incomplete record. Multiple motions which were denied by the Trial Court asking that the Commonwealth Attorney respond to Appellant's Motions for a New Trial or Judgment of Acquittal, were filed, as part of the record of the Trial Court, and that was not transmitted to the Clerk's Office of the CAV in this case. The record was proven beyond a reasonable doubt to being incomplete. This email is retained as evidence by Roberta Hill and can be authenticated if asked by the

Appellees' or by this Court or both. Multiple copies of this email were made and stored in encryption in different forms in case of any possible foul play or any dirty tricks to make the evidence disappear. The Clerk said and I quote:

CITATION OF [EXHIBIT 9](#): "Terry from my Office will be sending you a copy of Judge Greer's order, and copies of the amended Table of contents of the [Motions filed by Brian](#) with the Court of Appeals.

Judge Greer's Order [denying Brian's motions](#) doesn't end Brian's case with the Court of Appeals. Judge Greer's Order only declares that the Martinsville Circuit Court doesn't have jurisdiction [\(power to act\) on Brian's motions](#). Everything Brian has filed has been sent to the Virginia Court of Appeals, who will make the judicial decision [on his motions](#)."

7. The Hon. Ashby R. Pirtchett gave the impression that he transmitted copies of Brian Hill's filed motions (multiple motions asking that the Commonwealth Attorney respond to Appellant's Motions for New Trial or Judgment of Acquittal) to the CAV, maybe he did with the older appeal cases still pending before this Court (referring to: CAV cases no. 0289-22-3 and 0290-22-3) but he did not provide those records in this case. He either lied, or he was giving erroneous information here. This is of major concern here. Brian David Hill, the Petitioner in this case, the former news reporter of [USWGO Alternative News](#) (Link provided by family: <https://web.archive.org/web/20120821043641/http://uswgo.com/>), had filed multiple Motions that the Commonwealth Attorney respond to Appellant's Motions for New Trial or Judgment of Acquittal. The names of the pleadings aka multiple

motions which the Trial Court denied are:

1. 3rd Motion that the Commonwealth Attorney respond to Appellant's Motions for New Trial or Judgment of Acquittal: MOTION REQUESTING COMMONWEALTH ATTORNEY RESPOND TO MOTION FOR JUDGMENT OF ACQUITTAL OR NEW TRIAL PURSUANT TO RULE 3A:15 BASED UPON NEW EVIDENCE WHICH DISPROVES THE ELEMENTS OF CHARGED CRIME BY PROSECUTION, EVIDENCE WARRANTING NEW TRIAL OR ACQUITTAL;
2. 4th Motion that the Commonwealth Attorney respond to Appellant's Motions for New Trial or Judgment of Acquittal: MOTION REQUESTING COMMONWEALTH ATTORNEY RESPOND TO MOTION FOR JUDGMENT OF ACQUITTAL OR NEW TRIAL PURSUANT TO RULE 3A:15 BASED UPON NEW EVIDENCE OF SUSPECT JACODY CASSELL OF BUSINESS ENTITY: THE CHIMNEY SWEEP WHO CAUSED CARBON MONOXIDE POISONING INTOXICATION OF CRIMINAL DEFENDANT WARRANTING NEW TRIAL OR ACQUITTAL

8. Both of them were filed in the record of the Trial Court. They were supposed to be in the complete record of the Trial Court, because the record

transmitted by the Hon. Ashby R. Pritchett on December 13, 2022, received December 14, 2022, was not a complete record of the Trial Court.

9. Ashby R. Pritchett is an officer of the Trial Court. A Clerk of the Court is an officer of the Trial Court or of any Court, and is considered the most essential position of a Court in a legal system. The Clerk is considered the most important position of a Court in a legal system. A Clerk is the most powerful position of any courthouse because the Clerk can decide what the Judge sees and what the Judge does not see, a Clerk can file things or throw it away. A Clerk can cover up anything and lie about the cover up to the supervisory appeal Court, and who would be the wiser. However, if that were ever the case where a Clerk lies to the Court of Appeals multiple times which harms a single litigant which is a criminal defendant, this creates a Constitutional crisis in this case far beyond simply a local criminal case by the Circuit Court in the City of Martinsville in the Commonwealth of Virginia. A Constitutional crisis far beyond a fraud upon the Court of Appeals of Virginia. The officer of the Trial Court had perpetuated a fraud upon the Court of Appeals of Virginia, whenever this false certification had been conducted multiple times at different times. The proof and evidence to back the allegations Appellant is making in this motion not just warrant the relief requested but the CAV may also want to conduct its own investigation into why Hon Ashby R. Pritchett had been caught transmitting incomplete records of the Trial Court in cases no. 1424-22-3, 1425-22-2, 0289-22-3 and 0290-22-3. When a Clerk repeatedly submits false certification

with an incomplete record being treated as the complete record of the Trial Court (See [EXHIBIT 1](#)), this false certification is fraud. It isn't a mistake when it isn't just one time the Clerk has filed a false certification of the record transmitted being complete to this Court of Appeals in Virginia. The Clerk should be in big trouble over this, and this Court has the supervisory authority to do so in this appeal case to prevent such misconduct from ever happening again, since the false certification has been documented and proven by Appellant in this case. This is MISCONDUCT what the Clerk had done, four different times, too many times to be a simple mistake or coincidence. This is deliberate, by an officer of the Court. Appellant is willing submit to any authentication of any evidence EXHIBITS submitted to this Court, and is willing to submit to any questions by this Court, whether in writing or orally over the telephone. Appellant is on Federal Supervised Release by U.S. Probation, and so he would have to get permission to appear in Richmond, Virginia for any inquiry. Appellant also is refusing to take an experimental dangerous prion crystal mad cow disease causing mRNA vaccines (PFIZER, MODERNA, J&J) which are DNA changing vaccines Appellant refuses to be subjected to in violation of the Nuremberg Code prohibiting experimental medical practices on non-consenting patients, so it is recommended that this Court question Appellant by telephone or ZOOM if the U.S. Probation Office approves the usage of ZOOM conference for this Court's inquiry into this matter.

REQUEST FOR THE FOLLOWING REMEDIES

10. Therefore the Appellant has multiple specific requests for relief IN THIS Motion which Appellant believes the evidence warrants that such relief is possible, plausible, and is warranted here based on the background information, arguments, and evidence argued between paragraphs 1-9, pages 4-12 (referring to footer page numbers) for a favorable decision by the Court of Appeals of Virginia (“CAV”). The evidence, arguments, and the Due Process clause of both the U.S. Constitution and Constitution of Virginia warrant relief requested in this motion.

11. Again, Appellant had proven beyond a reasonable doubt with clear and convincing evidence that the transmitted record was indeed incomplete thus making it a fraudulent certification by an officer of the Trial Court electronic record transfer to the Court of Appeals of Virginia through Digital Appellate Record (DAR) of VACES because the record was not complete. Read the COMPLAINT against Ashby Pritchett in cases no. 0289-22-3 and 0290-22-3 for the evidence.

12. First request in this motion for relief, Appellant requests that the Honorable Ashby R. Pritchett correct his deficiencies of the incomplete transmitted record. The Clerk has committed false certification four different times now in pending CAV cases no. 1424-22-3, 1425-22-2, 0289-22-3 and 0290-22-3. Appellant requests that the Clerk apologize for the fraud of false certification on the CAV, and it is fraud on this Court to transmit an incomplete record of the Trial Court and

represent it falsely as the complete record of the Trial Court for that specific case number being appealed. There is a reason or are reasons why the Clerk is submitting false certifications to the Court of Appeals of Virginia. This violates substantial due process of law and procedural due process of law. This is either neglect, incompetence, or conspiracy to defraud the Court of Appeals of Virginia, or there is some other factor or element at work here. This Court should conduct an investigation and inquiry into the false certifications by the Hon. Ashby R. Pritchett.

13. Second request in this motion for relief, is that Appellant requests that the CAV order the Hon. Ashby R. Pritchett to retransmit the record of the Trial Court but to include the entirety of the Trial Court record which includes all relevant and material pleadings. Appellant cannot effectively prosecute this Appeal case without the complete record. The Court of Appeals of Virginia cannot factually and legally proceed with this appeal without a complete record of the Trial Court, the U.S. Constitution and Virginia's Constitution of this Commonwealth requires the complete record of the Trial Court instead of a small portion of the record of the entire case then being misrepresented as the complete record of the Trial Court, which is fraud on the Court. Appellant requests that the records go back as far as the:

- a. ARREST WARRANT (Sept. 21, 2018);
- b. CRIMINAL COMPLAINT (Sept. 21, 2018);
- c. finding of guilty by the General District Court;
- d. the markings of the areas of the sealed mental evaluation report (*Appellant*

isn't asking for the sealed copies but the areas of the record with the pages marked "SEALED" and let the judges and Clerks of the CAV review over the SEALED pages if authorized by the Court and authorized by law);

e. the motion to withdraw appeal;

f. the conviction by the Circuit Court;

g. 3rd Motion filed on August 31, 2022;

h. 4th Motion filed on September 6, 2022;

i. and any and all relevant pleadings between September 21, 2018, and the date of this motion of January 17, 2023.

14. Appellant asks that the entire record of the case be transmitted by the Clerk as certified but this time not fraudulently/falsefully certified as the complete record when the evidence demonstrates that clearly it is not the complete record. The very motions which were denied by the Trial Court in it's appealed ORDER were not even included in the transmitted record of the Trial Court in this case, it's common sense that the certification is false in this case. It is the job of Appellant to file a Joint Appendix and/or Appellant Designation if necessary to point to the specific record areas in the thousands of pages just to point specifically to the areas of the record of what is material, relevant, and necessary for the appeal decisions by this Court. Appellant does not trust the Clerk anymore in the Trial Court, and his loss of trust is caused by the serial pattern of fraud or abuse. A repeated pattern of fraud by the most important and influential officer of the Trial Court is VERY DANGEROUS, and is

patently unconstitutional, and makes the entire case suspected of frauds, a nullity. This is very dangerous and sanctions need to be issued by this Court to prevent this repeated pattern of frauds by false certifications.

14. Third request in this motion for relief, is that Appellant requests that this Court restart the deadlines and timeframes of this appeal back to before the incomplete record was transferred. Appellant had proven fraud on the court by the Officer of the Trial Court, the Hon. Ashby R. Pritchett, and who is the Clerk of that Court. The fraud was that he falsely certified that the record was complete but was not complete. It didn't have all material and relevant pleadings including what had caused the Trial Court to order denial of multiple motions filed by Appellant with the Clerk of the Trial Court prior to the notice of appeal, and prior to the appealed ORDER of the Trial Court in this case. Appellant requests again that record be retransmitted with a non-false certification to fix their deficiencies and that the Clerk of the CAV restart the deadline and timeline requirement under Rule 5A:19 (b) Filing Time, back to 40 days after the transmittal of the corrected and complete record from the Trial Court, and it should include all pleadings from September 21, 2018, and all the way till today. All pages of the record, correspondences, and manuscripts of every pleading regardless of whoever filed a pleading, it all should be in the record for it to actually certify that it is the true and complete record from the Trial Court and not be fraudulent.

15. Pursuant to the Amendment XIV of the U.S. Constitution and Virginia

Constitution's Article I, Section 11, due process clauses', Appellant has a right to the relief requested and has a right to those remedies which can be given by this Court to be done in order to correct the deficiencies from the original record from the Trial Court. This Court should protect the rights of Appellant and Appellees'. Appellant's due process rights under both substantial due process rights and procedural due process rights require a complete and accurate record of the Trial Court for this appeal. Due Process clause has been violated by the Clerk of the Trial Court by submitting yet another false certification of transmitting the complete record. The Clerk should be inquired as to these false certifications of the submission of the record electronically to the Digital Appellate Record ("DAR") system of VACES. This makes the Trial Court's actions by its Clerk making multiple false certifications possibly unconstitutional, as failure to give Appellant these due process protections renders an unconstitutional crisis in this case, an unconstitutional situation of Appellant being permanently deprived of due process of law. It dilutes any trustworthiness and dilutes any integrity/honesty of an officer of the Court. This is a very serious matter. Thus, would make the entire case as possibly a nullity, a fraud, void, or voidable. An entire case may be unconstitutional when the fraud by false certifications is from the most important officer of the Court, the Clerk. Appellant's new evidence and multiple Motions for requesting that the Commonwealth Attorney respond to Appellant's Motions for New Trial or Judgment of Acquittal helps to prove his innocence to the indecent exposure charge

of “intentionally making an obscene display” on September 21, 2018. Appellant had proven his case by providing plenty of evidence and had given the Commonwealth Attorney Glen Andrew Hall plenty of opportunities to demand authentication or demand any credibility to any evidence filed by Appellant, but the Motions were wrongfully denied, to the best of Appellant’s belief. Appellant should have his due process right to a fair and just appeal. Any wrongful fettering or interference with an appeal process without the legal judicial process violates due process of law. Violations of the due process clause during the appeal are just as egregious as violating due process of law at Trial. Appellant fears that he is being given a rigged appeal by the Clerk of the Trial Court due to the Clerk submitting false certifications and incomplete records (still did this egregious act after being caught in CAV cases no. 0289-22-3 and 0290-22-3), See “COMPLAINT AGAINST THE “HON. ASHBY R. PRITCHETT”, CLERK OF THE CIRCUIT COURT OF MARTINSVILLE FOR RECORD TRANSMITTAL FRAUD; COMPLAINT TO THE OFFICE OF EXECUTIVE SECRETARY OF THE SUPREME COURT OF VIRGINIA”). Appellant feels that he is being given a rigged appeal by the Clerk of the Trial Court by submitting false certifications in multiple appeal cases filed by Appellant by such fraudulent record transfer It is an unfair legal process at this point and is a rigged game of legal chess much like a legal gambling casino to expect an appeal brief or Designation or anything with an incomplete Trial Court record transmitted fraudulently because the record was not complete. **This is deliberate by**

the Hon. Ashby R. Pritchett and warrants inquiry and even sanctions to prevent this form of misconduct of lying on court documents, Appellant wants to know why. Appellant does not appreciate if his court case is rigged against him. Appellant has already accused his Federal Court case of being a RIGGED JUDICIAL PROCESS in the U.S. Supreme Court due to an **alleged blackmail scheme of child rape and murder** (Link provided by family to paste: **<https://web.archive.org/web/20210104072454/https://twitter.com/LLinWood/status/1345993980811616256>**) as reported by Attorney L. Lin Wood of Georgia. See **EXHIBIT 6.** That is not fair and is unconstitutional in every aspect of Due Process of Law when pertaining to the rights of criminal defendants. Criminal defendants are supposed to have more Constitutional rights than civil litigants, because they are at extremely greater risk of losing life, liberty, and property if wrongfully convicted of a crime. Appellant has a lot to lose if his appeal rights are fettered with by unfair practices and unethical behavior including fraud and lying. Appellant requests from all clerks to be truthful and at least try to be truthful as best to their abilities as possible. We are all human. However, when the Clerk submitted four false certifications, this creates a major concern of a serial offender (*a government official or court official breaking rules or laws repeatedly*). Ashby R. Pritchett is now assumed by the Appellant to being that of a serial offender or serial fraud offender committing fraud even though he is an officer of the Court. This is misconduct beyond worry. This false certification means they can alter any of the record, add to

any of the record, or delete any of the record A Trial Court Clerk who can lie before the Court of Appeals of Virginia four different times is a serial abuser or pathological liar or just a repeated liar. This is misconduct.

16. Ashby R. Pritchett, the serial offender of filing false certifications, whether criminally illegal or just outright defrauding the Court, case law is being submitted further as to why relief must be given in any way, shape, or form, as to be determined by this Court of Appeals of Virginia, as a supervisory legal body-politic. *Wilson v. Commonwealth*, CL-2021-0003146, (Va. Cir. Ct. Apr. 20, 2021) (“Our criminal justice system relies upon fundamental rules that act as gears in a machine to provide for the administration of justice. For the mechanism to work properly, each rule interlocks with and propels the next rule forward. **When one cog fails, subsequent rules malfunction, causing a breakdown in the judicial machinery.**”). *Wilson v. Commonwealth*, CL-2021-0003146, (Va. Cir. Ct. Apr. 20, 2021) (“As a result of this clash, this **Court must grapple with shaken public confidence** and the question of what becomes of a two-year old conviction derived from a police officer's false representations. This Court recognizes the tension between the finality of a final order 21 days after it is entered and the limited exceptions in place to **promote the ends of justice and bolster the public's faith in court judgments.**”).

17. **“Where a court failed to observe safeguards, it amounts to denial of due process of law, court is deprived of juris.”** *Merritt v. Hunter*, C.A. Kansas 170 F2d 739. *People v. Wade*, 506 N.W.2d 954 (Ill. 1987). **Void judgment may be defined**

as one in which rendering court lacked subject matter jurisdiction, lacked personal jurisdiction or acted in manner inconsistent with due process of law Eckel v. MacNeal, 628 N.E. 2d 741 (Ill. App. Dist. 1993). A void judgment is one rendered by a court which lacked personal or subject matter jurisdiction or acted in a manner inconsistent with due process *In re Estate of Wells*, 983 P.2d 279, (Kan. App. 1999). See Rook v. Rook, 233 Va. 92, (Va. 1987) (“4. However, a void judgment which has been procured by extrinsic or collateral fraud, or which was entered by a court that did not have jurisdiction, may be attacked in any court at any time, directly or collaterally, and thus constitutes an exception to Rule 1:1.”). Appellant will now demand accountability of Hon. Ashby R. Pritchett for his false certifications made to this Court, repeated false certifications to this very Court should be treated very seriously when such abuse has been conducted in a serial manner, aka serial abuse or serial fraud. Ashby Pritchett should be investigated for fraud, and Appellant may file a separate motion asking for sanctions for the fraud.

CONCLUSION

Appellant asks for the following relief in the foregoing case in the CAV:

1. That the Honorable Clerk Ashby R. Pritchett correct his deficiencies of the incomplete transmitted record;
2. That the CAV file an order to conduct an inquiry into and possibly order any sanctions into the four false certifications to the Digital

Appellate Record (DAR) filed and submitted by Honorable Clerk
Ashby R. Pritchett of the Circuit Court;

3. The Clerk apologize for the fraud on the CAV when it is fraud on this
Court to transmit an incomplete record of the Trial Court and represent
it falsely as the complete record of the Trial Court;
4. That the Clerk retransmit the record of the Trial Court to include all
relevant and material pleadings from September 21, 2018 until now;
5. that the records go back as far as the
 - a. ARREST WARRANT;
 - b. CRIMINAL COMPLAINT;
 - c. CORRESPONDENCES;
 - d. finding of guilty by the General District Court;
 - e. the markings of the areas of the sealed mental evaluation report
(Appellant isn't asking for the sealed copies but the areas of the
record with the pages marked "SEALED" and let the judges and
Clerks of the CAV review over the SEALED pages if
authorized by the Court and authorized by law);
 - f. the motion to withdraw appeal;
 - g. the conviction by the Circuit Court;
 - h. 3rd Motion filed on August 31, 2022;

- i. 4th Motion filed on September 6, 2022;
 - j. and any and all relevant pleadings between September 21, 2018, and the date of this motion of January 17, 2023;
6. That this Court restart the deadlines and timeframes of this appeal back to before the incomplete record was transferred and restart all deadline for filings and pleadings back to before the incomplete record was fraudulently transferred;
7. That the Court give Appellant a new deadline of 40 days after transmittal and receipt of the complete record by the CAV;
8. And Appellant asks for sanctions against Hon. Ashby R. Pritchett or any other relief or remedy that the Court of Appeals of Virginia may deem proper and just to resolve the issues laid before this Court to protect the due process of law and of any integrity of the judicial machinery in the Trial Court. Thank you. I appreciate your time and effort to fix this.

Appellant requests relief accordingly and asks for any other relief which the Court of Appeals of Virginia may deem proper and just for the issues raised.

Appellant requests that this entire appeal case be reset to request the record of the Trial Court, again, from the Clerk and ensure that it is the true and COMPLETE record of the Trial Court and make sure that it is not fraudulent again.

Respectfully Filed/Submitted on January 17, 2023,

BRIAN DAVID HILL
Pro Se

Brian D. Hill
Signed

Brian D. Hill

Brian David Hill – Ally of Qanon
Founder of USWGO Alternative
News

310 Forest Street, Apt. 2
Martinsville, Virginia 24112
(276) 790-3505

Pro Se Appellant

<https://JusticeForUSWGO.wordpress.com>

<https://JusticeForUSWGO.nl>



CERTIFICATE OF COMPLIANCE

1. This motion complies with type-volume limits:

[X] this motion contains [5,780] words.

[] this motion used 50 pages or less.

2. This motion complies with the typeface and type style requirements because:

[X] this motion has been prepared in a proportionally spaced typeface using [Microsoft Word 2013] in [14pt Times New Roman]; or

[] this motion has been prepared in a monospaced typeface using [state name and version of word processing program] with [state number of characters per inch and name of type style].


Signed

Brian D. Hill

Dated: January 17, 2023



Brian David Hill – Ally of Qanon
Founder of USWGO Alternative News
310 Forest Street, Apt. 2 Martinsville,
Virginia 24112
(276) 790-3505

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Pro Se Appellant

CERTIFICATE OF FILING AND SERVICE

I hereby certify that on this 17th day of January, 2023, I caused this “MOTION TO RESTART APPEAL PROCESS AND RETRANSMIT THE RECORD OF THE TRIAL COURT IN APPEAL” and attached EXHIBITS 1-12 of evidence to be delivered by email service by Assistant/Filing-Representative Roberta Hill using rbhill67@comcast.net or rbhill67@justiceforuswgo.nl to the Commonwealth of Virginia and City of Martinsville through the Commonwealth Attorney’s Office of Martinsville City; as well as to the named counsel for the Office of the Attorney General; and the original was filed with the Clerk of the Supreme Court of Virginia by Virginia Court eFiling System (VACES) through Assistant/Filing-Representative Roberta Hill which shall satisfy proof of service as required by Rule 5:1B(c) stating that “*Service on Other Parties by Email. – An electronic version of any document filed in this Court pursuant to Rule 5:1B(b) must be served via email on all other parties on the date the document is filed with the Court or immediately thereafter, unless excused by this Court for good cause shown. An e-filed document must contain a certificate stating the date(s) of filing and of email service of the document.*” And the proof that such pleading was delivered will be filed together with this MOTION shall satisfy the proof of service was required by Rule 5A:2(a)(1) and Rule 5A:1(c)(4):

1. Glen Andrew Hall, Esq.
55 West Church Street, P.O. Box 1311
Martinsville, Virginia 24112 or 24114 (for P.O. Box)
Telephone: 276-403-5470

Fax: 276-403-5478
Email: ahall@ci.martinsville.va.us

Counsel for Appellees'

2. Justin B. Hill, Esq.
202 North 9th Street
Richmond, VA 23219
Telephone: (804) 786-2071
Fax: (804) 786-1991
Email: jhill@oag.state.va.us

Counsel for Appellees'

The reason why Brian David Hill must use such a representative/Assistant to serve such pleading with the Clerk on his behalf is because Brian is currently still under the conditions of Supervised Release for the U.S. District Court barring internet usage without permission. Brian's Probation Officer is aware of Roberta Hill using her email for conducting court business concerning Brian Hill or court business with the Probation Office in regards to Brian David Hill. Therefore, Roberta Hill is filing the pleading on Brian's behalf for official court business. Brian has authorized Roberta Hill to file the pleading.

If the Court wishes to contact the filer over any issues or concerns, please feel free to contact the filer Brian David Hill directly by telephone or by mailing. They can also contact Roberta Hill at rbhill67@comcast.net and request that she forward the message and any documents or attachments to Brian David Hill to view offline for his review.


Signed

Brian D. Hill



Brian David Hill – Ally of Qanon
Founder of USWGO Alternative News

310 Forest Street, Apt. 2 Martinsville, Virginia 24112

(276) 790-3505

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Pro Se Appellant



EXHIBIT 1

for

For MOTION TO RESTART APPEAL PROCESS
AND RETRANSMIT THE RECORD OF THE TRIAL
COURT IN APPEAL

CAV record no. 1424-22-3, 1425-22-3

Ally of Q, Former news reporter of USWGO Alternative News
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From: Court of Appeals of VA_5
To: jhill@oag.state.va.us; [OAG Criminal Litigation \(oagcriminallitigation@oag.state.va.us\)](mailto:OAG Criminal Litigation (oagcriminallitigation@oag.state.va.us))
Subject: CAV Record # 1424 - 22 - 3 BRIAN DAVID HILL v. COMMONWEALTH OF VIRGINIA, ET AL.
Date: Thursday, December 22, 2022 9:01:00 AM



COURT OF APPEALS OF VIRGINIA

For September 7th, 2022 Order Denying Motion for Judgment of Acquittal or New Trial

This is to notify you that the record of the proceedings in this case in the trial court was received in the clerk's office of the Court of Appeals of Virginia on **December 14, 2022**. Because this office failed to promptly notify counsel of the receipt of the record, the applicable appellate time limits for filing the petition shall run from **December 22, 2022**.

The Rules of the Court of Appeals of Virginia are found in Part 5A of the Rules of the Supreme Court of Virginia. Under those Rules, the date on which the Court received the record establishes the time allowed for filing certain documents and pleadings. In particular:

1. In appeals of right (which includes appeals filed by criminal defendants), the time for filing the statement of assignments of error runs from this date, Rule 5A:25(a)(1), and the opening brief of the appellant is due no later than 40 days after the record is received by the Court of Appeals, Rule 5A:19(b)(1).
2. In appeals by petition (which would be in limited circumstances), the petition for an appeal is due no later than 40 days after the date on which the record is received by the Court of Appeals. Code § 17.1-408; Rule 5A:12(a).

Please note that the trial court record was filed with this Court in electronic format. You can download the electronic record here:

<https://vacourts.box.com/s/t8etzx9vznrpxwul9t1nm5wktb4vqmpv>

Please note that the above link will expire in 60 days. Accordingly, please be sure to download the record. If all or a portion of the lower tribunal record is sealed, you will receive a separate email containing a passcode that will allow access to the record.

Please consult Part 5A of the Rules for information on filing times and other requirements. Failure to comply with the Rules may result in various sanctions, including dismissal of the appeal.

Effective June 1, 2021, all counsel are required to file all pleadings, letters, briefs, etc., electronically through the VACES system. Information on how to register to file through VACES and other instructions regarding the filing of electronic pleadings can be found in the Guidelines for Submission. Pro se/self-represented litigants may, but are not required to, file pleadings through the VACES system. Otherwise such individuals are required to transmit one paper copy of a filing to the Clerk of this Court.

A copy of this record acknowledgment email has been mailed to:

Brian David Hill
310 Forest Street, Apt 2
Martinsville, VA 24112

DO NOT REPLY TO THIS EMAIL.

This Court will take no action on anything received at this email address. Should you wish to contact the Clerk's Office of the Court of Appeals of Virginia, you may do so by telephone at 804-786-5651 or by writing to A. John Vollino, Clerk, Court of Appeals of Virginia, 109 North Eighth Street, Richmond, Virginia, 23219.

From: Court of Appeals of VA 5
To: jhill@oag.state.va.us; OAG Criminal Litigation (oagcriminallitigation@oag.state.va.us)
Subject: CAV Record # 1425 - 22 - 3 BRIAN DAVID HILL v. COMMONWEALTH OF VIRGINIA, ET AL.
Date: Thursday, December 22, 2022 9:01:00 AM



COURT OF APPEALS OF VIRGINIA

For September 13th, 2022 Order Denying Motion Requesting Commonwealth Attorney Respond to Motion for Judgment of Acquittal or New Trial

This is to notify you that the record of the proceedings in this case in the trial court was received in the clerk's office of the Court of Appeals of Virginia on **December 14, 2022**. Because this office failed to promptly notify counsel of the receipt of the record, the applicable appellate time limits for filing the petition shall run from **December 22, 2022**.

The Rules of the Court of Appeals of Virginia are found in Part 5A of the Rules of the Supreme Court of Virginia. Under those Rules, the date on which the Court received the record establishes the time allowed for filing certain documents and pleadings. In particular:

1. In appeals of right (which includes appeals filed by criminal defendants), the time for filing the statement of assignments of error runs from this date, Rule 5A:25(a)(1), and the opening brief of the appellant is due no later than 40 days after the record is received by the Court of Appeals, Rule 5A:19(b)(1).
2. In appeals by petition (which would be in limited circumstances), the petition for an appeal is due no later than 40 days after the date on which the record is received by the Court of Appeals. Code § 17.1-408; Rule 5A:12(a).

Please note that the trial court record was filed with this Court in electronic format. You can download the electronic record here:

<https://vacourts.box.com/s/aunwp9h051zvj6vrhtatn0mic1j1wneq>

Please note that the above link will expire in 60 days. Accordingly, please be sure to download the record. If all or a portion of the lower tribunal record is sealed, you will receive a separate email containing a passcode that will allow access to the record.

Please consult Part 5A of the Rules for information on filing times and other requirements. Failure to comply with the Rules may result in various sanctions, including dismissal of the appeal.

Effective June 1, 2021, all counsel are required to file all pleadings, letters, briefs, etc., electronically through the VACES system. Information on how to register to file through VACES and other instructions regarding the filing of electronic pleadings can be found in the Guidelines for Submission. Pro se/self-represented litigants may, but are not required to, file pleadings through the VACES system. Otherwise such individuals are required to transmit one paper copy of a filing to the Clerk of this Court.

A copy of this record acknowledgment email has been mailed to:

Brian David Hill
310 Forest Street, Apt 2
Martinsville, VA 24112

DO NOT REPLY TO THIS EMAIL.

This Court will take no action on anything received at this email address.

Should you wish to contact the Clerk's Office of the Court of Appeals of Virginia, you may do so by telephone at 804-786-5651 or by writing to A. John Vollino, Clerk, Court of Appeals of Virginia, 109 North Eighth Street, Richmond, Virginia, 23219.

COURT OF APPEALS OF VIRGINIA
109 NORTH EIGHTH STREET
RICHMOND, VIRGINIA 23219-2305

RICHMOND VA 230

22 DEC 2022 PM 7 L



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Received on
December 24 2022
Brian D. Hill
signed

Brian David Hill
310 Forest Street, Apt 2
Martinsville, VA 24112

24112-421010

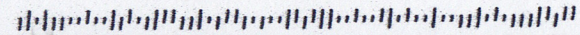


EXHIBIT 2

for

For MOTION TO RESTART APPEAL PROCESS
AND RETRANSMIT THE RECORD OF THE TRIAL
COURT IN APPEAL

CAV record no. 1424-22-3, 1425-22-3

Ally of Q, Former news reporter of USWGO Alternative News
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MARTINSVILLE CIRCUIT
Commonwealth of VA

Case No.:CR19000009-00
vs. HILL, BRIAN DAVID

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AFFIDAVIT - INDIGENCE	09/19/2022	27 - 28
NOTICE - APPEAL (2)	09/19/2022	29 - 53
LETTER - COURT OF APPEALS-TRANS REC	11/30/2022	54 - 54

I, Ashby R. Pritchett, Clerk of the Martinsville Circuit, certify that the contents of the record listed in the table of contents constitute the true and complete record, except for exhibits whose omission are noted in the table of contents, and are hereby transmitted to the Court of Appeals on December 13, 2022.

EXHIBIT 3

for

For MOTION TO RESTART APPEAL PROCESS
AND RETRANSMIT THE RECORD OF THE TRIAL
COURT IN APPEAL

CAV record no. 1424-22-3, 1425-22-3

Ally of Q, Former news reporter of USWGO Alternative News
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EXHIBIT PAGES 10 OF 227



Virginia Judiciary

Online Case Information System 2.0

[Return to Search Results](#)**Martinsville Circuit Court** [\(details\)](#)[Subscribe](#)Case #: **CR19000009-00**Defendant: **HILL, BRIAN DAVID****Defendant Information**Address: **MARTINSVILLE, VA 24112**Gender: **MALE**Race: **WHITE**DOB: **05/26/******Attorney: **JONES, JOHN****Case/Charge Information**Defendant Status: **BAIL**Filed Date: **01/09/2019**Locality: **MARTINSVILLE**Code Section: [18.2-387](#)Charge: **INDECENT EXPOSURE**Case Type: **MISDEMEANOR**Class: **CLASS 1**Commenced By: **GENERAL DISTRICT COURT APPEAL**Offense Date: **09/21/2018**Arrest Date: **09/21/2018**

Amended Code Section:

Amended Charge:

Amended Case Type:

Amended Class:

Appeal InformationAppeal Date: **04/07/2020****Hearing Information**

Date	Time	Result	Type	Courtroom	Plea	Duration	Jury
12/02/2019	09:00 AM	WITHDRAWN	JURY TRIAL				NO
11/15/2019	09:00 AM	APPEAL WITHDRAWN	PLEA		GUILTY		
08/30/2019	09:00 AM	WITHDRAWN	JURY TRIAL				NO
08/27/2019	09:00 AM	SET FOR TRIAL	TO BE SET				
07/15/2019	09:00 AM	SET FOR TRIAL	ARRAIGNMENT		NOT GUILTY		
06/04/2019	02:30 PM	GRANTED	BOND				
04/23/2019	09:00 AM	CONTINUED MOTION OF DEFENSE	REVIEW				
01/28/2019	09:00 AM	CONTINUED MOTION OF DEFENSE	TERM				

Disposition InformationDisposition: **APPEAL WITHDRAWN**Disposition Date: **11/15/2019**Concluded By: **GUILTY PLEA**Jail/Penitentiary: **JAIL**Concurrent/Consecutive: **SENTENCE IS RUN CONSECUTIVELY WITH ANOTHER**

Life/Death:

Sentence Time: **30 Day(s)**

Sentence Suspended:

Program Type:

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Probation Type:	
Probation Time:	
Probation Starts:	
Operator License Suspension Time:	
Restriction Effective Date:	
Operator License Restrictions:	
Military:	
Traffic Fatality: NO	
Court/DMV Surrender:	
Driver Improvement Clinic:	
VASAP:	
Restitution Paid:	
Restitution Amount:	
Fine: \$0.00 *	
Costs: \$1,224.00 *	
Fine/Costs Paid:	
Fine/Costs Paid Date:	
<i>* This system cannot process online payments at this time. Please refer to 'How to Pay Traffic Tickets and Other Offenses' for more</i>	
Service/Process ^	
No Services/Processes found.	

Pleadings/Orders ^							
Seq. #	Date	Type	Party	Judge	Book & Page	Instrument	Remarks
170	12/13/2022	OTHER	TTM				DIGITAL APPELLATE REC SUB
169	12/13/2022	OTHER	TTM				TABLE OF CONTENTS- APPEALED
168	12/01/2022	OTHER	TTM				EMAIL DIGITAL APPL TO CT A
167	11/30/2022	LETTER	TTM				COURT OF APPEALS- TRANS REC
166	09/19/2022	NOTICE	ARP				APPEAL (2)
165	09/19/2022	AFFIDAVIT	ARP				INDIGENCE
164	09/19/2022	NOTICE	ARP				APPEAL (1)
163	09/19/2022	AFFIDAVIT	ARP				INDIGENCE
162	09/14/2022	OTHER	TTM				DIGITAL APPELATE REC SUBMT
161	09/14/2022	OTHER	TTM				TABLE OF CONTENTS ADD-APPL
160	09/13/2022	LETTER	TTM	GCG			FROM DEF TO COURT
159	09/13/2022	ORDER	TTM	GCG			DEN MOT COMM RESPOND M/J
158	09/08/2022	OTHER	TTM				TABLE OF CONTENTS- APPEALED
157	09/08/2022	OTHER	TTM				DIGITAL APPELATE REC SUBMT
156	09/07/2022	FINAL ORDER	ARP				DENY MOTION LACK JURISDICT
155	09/06/2022	MOTION	ARP				MJ NEW EVID J CASSELL
154	09/06/2022	MOTION	ARP				REQUEST CA RESPOND TO MJ
153	08/31/2022	OTHER	ARP				LITIGATION HOLD LETTER
152	08/31/2022	MOTION	ARP				JUDGMT OR ACQUITTAL OR TRL
151	08/30/2022	OTHER	TTM				DIGITAL APPELATE REC SUBMT

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Seq. #	Date	Type	Party	Book &		Instrument	Remarks
				Judge	Page		
150	08/30/2022	OTHER	TTM				TABLE OF CONTENTS- APPL ADD
149	08/31/2022	OTHER	TTM				EMAIL-RECORD SUBMITTED
148	08/29/2022	MOTION	TTM				REQ CA RESPOND-M/J W/EMAIL
147	06/22/2022	OTHER	TTM				DIGITAL APPELATE REC SUBMT
146	06/22/2022	ADDENDUM	TTM				TABLE OF CONTENTS- APPEALED
145	06/22/2022	LETTER	ARP				LTR EDITED 6.21.2022
144	06/21/2022	MOTION	ARP				PROCEED WOUT PYMT OF FEES
143	06/21/2022	LETTER	ARP				LETTER TO JUDGE 6.18.22
142	06/21/2022	OTHER	ARP				ADDITIONAL GROUNDS
141	06/21/2022	OTHER	ARP				APPL FED WRIT HAB CORPUS
140	05/25/2022	OTHER	TTM				DIGITAL APPELLATE REC RECV
139	05/25/2022	OTHER	TTM				TABLE OF CONTENTS- APPEALED
138	05/25/2022	LETTER	TTM				TO CT OF APPEALS- ENTIRE FL
137	05/11/2022	OTHER	TTM				DIGITAL APPELATE REC SUBMT
136	05/11/2022	OTHER	TTM				TABLE OF CONTENTS APPEALED
135	02/23/2022	APPEAL NOTICE	JCC				FAX-NOT OF APPEAL- 2/22/22
134	02/23/2022	APPEAL NOTICE	JCC				FAX-NOT OF APPEAL- 2/10/22
133	02/23/2022	APPEAL NOTICE	ERH				APPEAL-CAV 02222022 2ND
132	02/23/2022	APPEAL NOTICE	ERH				APPEAL-CAV 02222022 1ST
131	02/22/2022	ORDER	ARP				DENY MOTION
130	02/22/2022	LETTER	ERH				B. HILL TO CLERK EMAIL
129	02/22/2022	LETTER	ERH				B. HILL TO CLERK FAX
128	02/17/2022	OTHER	ERH				NEW MEDICAL EVIDENCE
127	02/14/2022	MOTION	ERH				JUDGMENT OF ACQUITTAL CORR
126	02/14/2022	MOTION	ERH				FOR JUDGMENT OF ACQUITTAL
125	02/14/2022	OTHER	ERH				LAST MINUTE EVIDENCE
124	02/14/2022	LETTER	ERH				LETTER TO JUDGE GCG
123	02/14/2022	AMENDMENT	ERH				AMENDED EVIDENCE
122	02/11/2022	APPEAL NOTICE	ARP				NOTICE OF APPEAL
121	02/10/2022	ORDER	ARP				PETITION DENIED
120	02/09/2022	LETTER	ARP				LETTER TO CLERK
119	02/08/2022	MEMORANDUM	ARP				NEW MEDICAL EVIDENCE
118	01/31/2022	MEMORANDUM	ARP				LAST MINUTE EVIDENCE

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Seq. #	Date	Type	Party	Judge	Book & Page	Instrument	Remarks
117	01/24/2022	MEMORANDUM	ARP				AMENDED MEMORANDUM
116	01/21/2022	MEMORANDUM	ARP				EVIDENCE IN SUPPORT OF MOT
115	01/20/2022	MOTION	ARP				EVIDENCE
114	03/22/2021	LETTER	TTM				TO BDH-RECORDS SENT TO C/A
113	03/22/2021	OTHER	TTM				REQUEST FOR TRANSCRIPTS
112	01/11/2021	COURT OF APPEALS OF VA ORDERS	TTM				DENIED PETITION FOR APPEAL
111	02/24/2021	OTHER	TTM				TABLE OF CONTENTS APPEALED
110	02/24/2021	OTHER	TTM				DIGITAL APPELATE REC SUBMT
109	12/14/2020	APPOINTMENT OF COUNSEL	TTM	GCG			PER CT APPEALS-JJONES
108	11/12/2020	NOTICE	TTM				2ND OF FRAUD UPON THE CT
107	11/09/2020	NOTICE	TTM				2ND OF FRAUD UPON THE CT
106	11/12/2020	APPEAL NOTICE	TTM				OF APPEAL (2)
105	11/13/2020	AFFIDAVIT	TTM				AFFIDAVIT OF SERVICE
104	11/16/2020	LETTER	TTM				AS TO DOC NOTICE OF FRAUD
103	11/13/2020	AFFIDAVIT	TTM				AFFIDAVIT OF SERVICE
102	11/05/2020	OTHER	TTM				TABLE OF CONTENTS- ADD APLD
101	11/05/2020	OTHER	TTM				DIGITAL APPELATE REC SUBMT
100	11/05/2020	NOTICE	TTM				OF FRAUD UPON THE CT- DEF
99	11/04/2020	NOTICE	TTM				OF FRAUD UPON THE CT- DEF
98	10/28/2020	COURT OF APPEALS OF VA ORDERS	TTM				GRANTED LEAVE REPLACE N/A
97	07/29/2020	OTHER	TTM				TABLE OF CONTENTS- ADD APLD
96	07/29/2020	OTHER	TTM				DIGITAL APPELATE REC- SUBMT
95	04/23/2020	LETTER	TTM				DEF TO CLK-NOT RECV COPY O
94	04/21/2020	APPEAL NOTICE	ERH				
93	04/20/2020	OTHER	TTM				DIGITAL APPELATE REC SUBMT
92	04/20/2020	OTHER	TTM				TABLE OF CONTENTS- ADD APLD
91	04/10/2020	ORDER	TTM	GCG			DENIED MOT DISQUALIFY GCG
90	04/20/2020	COURT OF APPEALS OF VA ORDERS	TTM				APPOINT J I JONES- COUNSEL
89	04/20/2020	COURT OF APPEALS OF VA ORDERS	TTM				APPOINT J I JONES- COUNSEL

EXHIBIT PAGES 14 OF 227

Seq. #	Date	Type	Party	Judge	Book & Page	Instrument	Remarks
88	04/14/2020	LETTER	TTM				FROM DEF TO CLERK-SERVICE
86	04/10/2020	ORDER	TTM	GCG			DENIED MOT WAIVE FEES
85	04/10/2020	ORDER	TTM	GCG			DENIED DEF WRIT ERROR CV
84	04/15/2020	APPEAL NOTICE	ERH				RE: MOT TO DISQUALIFY
83	04/08/2020	OTHER	TTM				DIGITAL APPELATE REC SUBMT
82	04/08/2020	OTHER	TTM				TABLE OF CONTENTS-ADD APLD
81	04/08/2020	MOTION	ERH				TO DISQUALIFY GCG
80	04/07/2020	APPEAL NOTICE	TTM				MCC/US DIST COURT
79	04/06/2020	OTHER	TTM				TABLE OF CONTENTS ADD APLD
78	04/06/2020	OTHER	TTM				DIGITAL APPELATE REC SUBMT
77	04/02/2020	ORDER	TTM	GCG			DENIED MOT-DISCHARGE F/C
76	04/02/2020	OTHER	TTM				APLC PROCEED IN FP-US DIST
75	04/02/2020	WRIT OF MANDAMUS	TTM				
74	03/31/2020	OTHER	TTM				TABLE OF CONTENTS-ADD APLD
73	03/31/2020	OTHER	TTM				DIGITAL APPELATE REC SUBMT
72	03/27/2020	OTHER	TTM				TABLE OF CONTENTS ADD APLD
71	03/27/2020	OTHER	TTM				DIGITAL APPELATE REC SUBMT
70	03/31/2020	MOTION	ERH				TO DISCHARGE LEGAL FEES
69	03/30/2020	LETTER	ERH				LETTER TO CLERK
68	03/26/2020	LETTER	TTM				FROM CLERK TO DEFENDANT
66	03/25/2020	LETTER	TTM				FROM DEF W/ATTACHMENTS
65	03/25/2020	LETTER	ERH				LETTER TO CLERK
64	03/25/2020	AFFIDAVIT	ERH				AFF/DECLAR. ROBERTA HILL
63	03/25/2020	AFFIDAVIT	ERH				AFF/DECLAR. BRIAN HILL
62	03/26/2020	NOTICE	ERH				NOTICE OF LAWSUIT
61	03/16/2020	OTHER	TTM				TABLE OF CONTENTS-ADD APLD
60	03/16/2020	OTHER	TTM				DIGITAL APPELATE REC SUBMT
59	03/16/2020	MOTION	TTM				WAIVING LEGAL FEES
58	03/16/2020	MOTION	TTM				TO PROCEED PRO SE ON APPLS
57	03/10/2020	OTHER	TTM				DIGITAL APPELATE REC SUBMT
56	03/10/2020	ADDENDUM	TTM				TABLE OF CONTENTS-APPEALED

EXHIBIT PAGES 15 OF 227

Seq. #	Date	Type	Party	Judge	Book & Page	Instrument	Remarks
55	03/04/2020	ADDENDUM	TTM				TABLE OF CONTENTS- APPEALED
54	03/06/2020	LETTER	TTM				RESPONSE-CLERK SUPREME CT
53	03/09/2020	LETTER	ERH				PSYCHOLOGICAL EVALUATION
52	03/02/2020	OTHER	TTM				TABLE OF CONTENTS- ADD APLD
51	03/02/2020	OTHER	TTM				DIGITAL APPELATE REC SUBMT
50	02/26/2020	LETTER	TTM				FROM DEFENDANT TO CLERK
49	01/29/2020	OTHER	TTM				TABLE OF CONTENTS- APPEALED
48	01/29/2020	OTHER	TTM				DIGITAL APPELATE REC SUBMT
47	11/27/2019	APPEAL NOTICE	JCC				NOTICE OF APPEAL
46	11/27/2019	APPEAL NOTICE	JCC				NOTICE OF APPEAL
45	11/15/2019	OTHER	BEW				COPY DISPOSITION NOTICE
44	11/15/2019	PAYMENT AGREEMENT PLAN	BEW				
43	11/15/2019	ORDER IN MISDEMEANOR OR TRAFFIC INFRACTION PROCEEDING	BEW	GCG			
42	11/25/2019	ORDER	JCC	GCG			VACATE FRAUD JUDG- DENIED
41	11/25/2019	MOTION	JCC				VACATE FRAUD BEGOTTEN JUDG
40	11/12/2019	MOTION	ERH				FAX TO WITHDRAW APPEAL
39	11/04/2019	MOTION	ERH				FAX MOT TO DISMISS
38	09/11/2019	BOND ORDER	BEW	GCG			AMENDED BOND ORDER
37	08/27/2019	NOTICE	BEW				APPEAR 12-2-19 @ 9AM
36	08/27/2019	CONTINUANCE ORDER	BEW	GCG			SET 12-2-19 @ 9AM
35	08/29/2019	CLERK'S WORKSHEET	JCC				COMMONWEALTH WITNESS LIST
34	08/21/2019	NOTICE	JCC				APPEAR 08/27/19@9AM
33	08/21/2019	CLERK'S WORKSHEET	JPN	GCG			EMAIL CD JURY TRIAL
32	08/20/2019	CONTINUANCE ORDER	JPN	GCG			CD-TBS ON 8/27
31	08/19/2019	MOTION	BEW				CONTINUE 8-30-19
30	08/06/2019	NOTICE	ERH				PRIOR CONVICTIONS
29	08/01/2019	ORDER	JCC	GCG			APPOINTED ATTY MATT CLARK
28	07/30/2019	ORDER	JCC	GCG			ATTY L.MCGARRY WITHDRAWN
27	07/29/2019	MOTION	BEW				PUB. DEFENDER WITHDRAW
26	07/26/2019	MOTION	JCC				MOT TO SUPPRESS EVIDENCE
25	07/26/2019	MOTION	JCC				DISCOVERY
24	07/15/2019	ORDER	JCC	GCG			DISCOVERY
23	07/19/2019	MOTION	ERH				REQ SUB COUNSEL-FILED BY D

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Seq. #	Date	Type	Party	Judge	Book & Page	Instrument	Remarks
22	07/19/2019	MOTION	ERH				INSANITY DEF-FILED BY DEF
21	07/18/2019	WITNESS LIST	JCC				COMMONWEALTH WITNESS LIST
20	07/15/2019	NOTICE	JCC				TO APPEAR 08/30/19@9AM
19	07/15/2019	SCHEDULING ORDER	JCC				CA OF REQ JURY-SET 8/31@9A
18	06/04/2019	OTHER	JCC				CONT CUST-07/15 /19@9AM
17	06/04/2019	ORDER	JCC	GCG			AGREED ORDER FOR BOND
16	06/04/2019	CLERK'S WORKSHEET	JCC				MOT FOR BOND
15	05/30/2019	CLERK'S WORKSHEET	JCC				HILL TURNED HIMSELF IN
14	05/30/2019	CLERK'S WORKSHEET	JCC				EMAIL TO A.HALL-TRIAL DAT
13	02/01/2019	CLERK'S WORKSHEET	JCC				EMAIL FROM CWS-CAPIAS
12	01/30/2019	CLERK'S WORKSHEET	JCC				EMAIL TO CWA ABOUT CAPIAS
11	06/04/2019	OTHER	JCC				RELEASE ORDER
10	06/04/2019	BOND	JCC				
9	05/31/2019	MOTION	JCC				MOTION FOR BOND

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EXHIBIT 4

for

For MOTION TO RESTART APPEAL PROCESS
AND RETRANSMIT THE RECORD OF THE TRIAL
COURT IN APPEAL

CAV record no. 1424-22-3, 1425-22-3

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No.22-_____

**In The
Supreme Court Of The United States**

BRIAN DAVID HILL,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent,

On Petition for a Writ of Certiorari to
the United States Court of Appeals for
the Fourth Circuit

PETITION FOR A WRIT OF CERTIORARI

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Dated: November 7, 2022



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ORIGINAL

I. Questions Presented

Where the U.S. Court of Appeals did not properly and appropriately proceed with two consolidated interlocutory appeals on the District Court's order denying Motion for Special Master and Motion to Reconsider the District Court's order denying a Motion for a Special Master to investigate alleged blackmail videos of child rape and murder concerning "judges" and "officials"?

Where the U.S. District Court improperly and unlawfully denied the undisputed, uncontested Motions for Special Master and Appointment of Counsel to conduct discovery and review of credible Georgia Attorney L. Lin Wood's claim of allegedly "judges" and "officials" being blackmailed with child rape and murder in such a horrendous scheme by the Intelligence agencies?

Where the U.S. Court of Appeals wrongfully dismissed the appeals by claiming that they have a lack of jurisdiction when such interlocutory appeals were necessary over the issues of needing a Special

Master to subpoena Attorney Lin Wood for the alleged video recordings and review over alleged video recordings of “judges” being potentially blackmailed with child rape and murder which may affect their impartiality and independence, in sheer violation of Due Process of Law requiring IMPARTIALITY OF JUDGES and in violation of 28 U.S.C. § 455?

Where the U.S. District Court had erred or abused discretion on denying Motion for Special Master and Motion to Reconsider the District Court’s order denying a Motion for a Special Master, because the judges who are involved in the case may or may not be blackmailed with child rape and murder which may be considered a CONFLICT OF INTEREST, and should have stepped aside after Petitioner made such allegations with a credible witness alleging the existence of GOD-KNOWS-HOW-MANY blackmail videos of “judges” and “officials”, to allow a Special Master to order the alleged blackmail scheme video recordings or tapes alleged by Attorney L. Lin Wood?

Where case law precedent in this very Court and the lower Courts all held that a Special Master is

warranted in special circumstances and that refusal to appoint a Special Master (with no potential conflict of interest issues) over matters such as judges possibly being blackmailed with a sexual crime may throw the entire judicial system in jeopardy causing lack of confidence and a lack of integrity?

Where the “due process of law” clause of the U.S. Constitution, Amendment V, is being deprived and ignored by the U.S. District Court in the Middle District of North Carolina and the supervisory Court known as the U.S. Court of Appeals by allowing their judges to possibly be blackmailed with anything including child rape and murder without ever so much as an investigation or questioning the witness Attorney L. Lin Wood who is protecting his source or sources requiring the necessary need for a subpoena or court order to review over the alleged blackmail videos alleged by this Attorney on Twitter last year?

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Petition seeking review of Judgment

U.S. Court of Appeals for the Fourth Circuit;
consolidated appeals case nos. 22-6325 and 22-6501,
Petition for Rehearing denied: October 24, 2022,
Consolidated Appeals dismissed on August 23, 2022.

IV. Petition for Writ Of Certiorari

Brian David Hill (“Petitioner”), a criminal defendant and civil case 2255 Petitioner who is currently serving a sentence of supervised release by and through the United States Probation Office for the Western District of Virginia by the original order of the Middle District of North Carolina. Brian David Hill (“Petitioner”) respectfully petitions this court for a writ of certiorari to review the judgment of the U.S. Court of Appeals (“Appeals Court”) (JA 1-4). The judgment (JA 1-4) wrongfully dismissing two consolidated interlocutory appeals (JA 22) over two orders in the United States District Court (“District Court”) denying the uncontested 2255 civil case Motion (JA 6) asking for a Special Master (Doc #294) and for denying (JA 21) a Motion asking to Reconsider (Doc #301, 18 Exhibits) the order denying the Motion asking for a Special Master. Those uncontested Motions were regarding a need for a Special Master to review over alleged sexual blackmail tapes aka video recordings who was alleged by a credible attorney from Georgia named L. Lin Wood, and both of those denied motions were uncontested/undisputed by the Respondent: United States of America. It was asking for a necessary remedy of relief to prevent a possibly compromised and possibly partial judge who may or may not be a puppet of sexual blackmail evidence if the judges are ever in any of

those alleged videotapes. There should have been a federal criminal investigation over the John Does and Jane Does in those child rape and murder sexual blackmail tapes A LONG TIME AGO. The purpose of those motions was to have a Special Master appointed in the 2255 civil/criminal Habeas Corpus case for the purposes of (1) contacting Attorney L. Lin Wood, (2) requesting for or entering a court order for him to compel him to have his source, or sources, or client, or clients furnish a copy of the alleged proclaimed encrypted blackmail video recordings or tapes as well as providing the password for the encrypted alleged blackmail videos (Doc. #301-7), (3) and that the Special Master reviews over them or even ask for any additional staff including investigators to review over the alleged blackmail videos to determine if any specific Federal Judges involved in Brian David Hill's criminal case and 2255 civil case were possibly ever in any of the alleged blackmail video files which Attorney Lin Wood have spoken of (Document #290-1, pages 4 and 6). The Federal Judges Brian suspects may be blackmailed is the former Chief Judge William Lindsey Osteen Junior of the U.S. District Court for the Middle District of North Carolina, as well as current Chief Judge Thomas David Schroeder. Brian suspects or fears both may be blackmailed and that was why he requested a Special Master to review over the alleged blackmail video files, by contacting Attorney L. Lin Wood like Brian had done a year

prior asking for information on who had been blacked (JA 9-20), and compelling Attorney Lin Wood to turn over a copy of the blackmail tapes to a Special Master for such reviewing over those blackmail videos to determine if those judges are in there. If they are ever proven blackmailed with the tapes, then Brian D. Hill will never face fair and impartial justice in that Court or in the U.S. Court of Appeals, it will be impossible to receive any justice at all with such blackmail and compromise if the blackmail videos prove this. This is dangerous, scary.

This is VERY SERIOUS as any form of sexual blackmail of Federal Judges dismantles the integrity, dismantles the credibility, dismantles the independence, dismantles the ethics, and dismantles the legality of the Federal Courts, and throws possibly many criminal and civil cases into disarray. However, Federal Law (28 U.S.C. § 455) and the U.S. Constitution requires that the TRIER OF FACT be neutral, be impartial, and only make legal rulings and legal decisions based on facts which is based on sound evidence and law. It is unlawful and even criminal for anybody to blackmail a Federal Judge and anybody includes any employee of the Federal Government. The Federal Government has no right or authority to blackmail Federal Judges to ruling favorably in criminal and civil cases, that is highly CRIMINAL and TREASONOUS. Refusal to investigate any credible claims of Federal Judges being blackmailed distorts the trust and

confidence within our federal judiciary. People will no longer trust what a Federal Judge decides in any court by refusal to investigate such claims when coming from an alleged claim by a licensed attorney from Georgia. Attorney Lin Wood is either telling the truth based on his protected source or sources, or he can be disbarred by violating Rule 7.1 of the Georgia Rules of Professional Conduct. When Brian Hill made statements before the District Court over such fears of judges involved with his case being possibly blackmailed due to the blackmail claims last year in January, 2021, based on this “attorney” from Georgia, this creates issues which must be rectified or Lin Wood should be liable for making such false claims if untrue. Why would such an attorney of decorated stature risk possible defamation suits especially from Chief Justice John Roberts if untrue? and why would he be making statements of political individuals and judges being blackmailed in a horrendous scheme of sexual blackmail??? Why would he name names on Twitter of those involved in being blackmailed in this alleged scheme such as Chief Justice John Roberts (Doc. #301-7, Doc. #301-6) and not be sued for defamation by Chief Justice Roberts regarding the timespan between Lin Wood’s claims against John Roberts on January 3 or 4, 2021, and right now???

However, instead the District Court had failed or refused to conduct its ministerial duties in regards to the valid uncontested and

undisputed evidence of a credible and licensed civil Attorney L. Lin Wood who acts as a barrier between his source or sources who claim to have encrypted blackmail video recording of possibly federal and state jurists being videotaped performing sexually repulsive acts of child rape and murder to be blackmailed by unidentified blackmailers in the credible attorney referenced statements in support of the denied motions subject to relief as a matter of law, which challenges the whether unlawful or lawful subject-matter jurisdiction of the judgment(s) before his Court. If the judges were ever proven to have been blackmailed by this alleged blackmail scheme, then every negative judicial decision against Brian David Hill is a nullity, void, and should have no legal consequence on the life of Mr. Hill, no criminal record whatsoever. Every bad decision from the supervised release violation conviction, to the original conviction, to denying the first 2255 motion in 2019, and every other negative decision through the criminal case timeline of United States of America v. Brian David Hill (Case no. 1:13-cr-435-1) since 2013 is a nullity if the judges were ever proven to have been blackmailed with this horrendous sex crime scheme. CHILD RAPE/MURDER.

Brian's 2255 case had a lot of grounds and some of them were: The District Court convicted the Petitioner of a supervised release violation without a constitutional right to a jury, that the Court erred

in finding that the evidence was sufficient, Actual Innocence, Fraud on the Court, and another ground which is relevant for all intents and purposes of the interlocutory appeals. It said:

Citation from Document “#291, pg. 14 and 15 said: GROUND VII — IT IS NOW POSSIBLE AND PETITIONER SUSPECTS THAT THE ORIGINATING JUDICIAL OFFICER WHO REVOKED THE SUPERVISED RELEASE ON DOCUMENT #200 MAY OR MAY NOT BE A TARGET OF A BLACKMAIL SCHEME INVOLVING CHILD RAPE AND MURDER DUE TO CLAIMS BY ATTORNEY L. LIN WOOD ASSERTING IN PUBLIC STATEMENTS THAT “JUDGES” AND “OFFICIALS” WERE BEING ORDERED TO RAPE AND MURDER CHILDREN ON VIDEO RECORDINGS AND THUS WERE COMPROMISED AND NO LONGER IMPARTIAL TO THE DECISIONS THEY MADE WHILE BEING BLACKMAILED. REGARDLESS OF WHETHER THE BLACKMAIL WAS MATERIAL TO ANY DECISIONS MADE AGAINST BRIAN DAVID HILL, IT WOULD STILL MAKE THE JUDGE PARTIAL AND/OR BIASED AND/OR COMPROMISED. THIS VIOLATES THE U.S. CONSTITUTION’S GUARANTEE THAT THE TRIER OF FACT REMAIN IMPARTIAL DURING THE CRIMINAL PROCEEDINGS OF A CASE.”

“This issue cannot and could not have been raised on appeal due to it being new evidence from claims surfacing from Attorney L. Lin Wood in January, 2021 which has not been fully developed and requires expansion of the record. It requires that Attorney L. Lin Wood and his source or sources be subpoenaed to obtain the blackmail video recordings which he claimed allegedly to have the encrypted password or key. Attorney Lin Wood does not possess the actual videos but he received this information from his source or sources. His source or sources appear to be involved somehow with American Actor Isaac Kappy who was reportedly killed after falling off of a bridge and died. Attorney Lin Wood suggested or claimed that Isaac Kappy was murdered. Attorney Lin Wood must be subpoenaed to further develop the facts of this GROUND.”

The U.S. Court of Appeals for the Fourth Circuit (“Appeals Court”) under consolidated appeals case no. #22-6325, #22-6501 (JA 22), is the originating case where the timely filed interlocutory appeal,

was originally filed and the very case, which is being appealed to the United States Supreme Court to undo a miscarriage of justice (violation of the U.S. Constitution, Amendment V, Due Process Clause) of not appointing a Special Master to ask for the alleged blackmail scheme of videos alleging that “judges” and “officials” were raping and murdering children on video camera and were being used by the unidentified blackmailers. A miscarriage of justice by refusing to accept the credibility of Attorney L. Lin Wood (Appeal case no. 22-6501, Doc. 6, pages 27-32) (Appeal case no. 22-6501, Doc. 11, pages 5-6) and that multiple uncontested, undisputed motions with undisputed prime facie facts of a credible licensed attorney, held to tell the truth under Georgia Professional Conduct Bar Rule 7.1, making claims that “judges” and “officials” are being blackmailed with video recordings of child rape and murder being used to compromise the “judges” and “officials”. Blackmailers along with their targets committing the offenses of producing a video depiction of an adult raping a child on video recordings which is legally considered child pornography and snuff films, blackmailing a federal judge or federal judges for the purposes of compromising the federal judiciary, and that creates a loss of jurisdiction by an excess of jurisdiction or NULL AND VOID of jurisdiction all together. As a matter of law, the Motion originally seeking for a Special Master should have been granted. The Appeals

Court failed and refused to hold that the District Court by its own prescribed Local Rules should have granted the original uncontested motions asking for a Special Master to review over the alleged blackmail video recordings. Petitioner fears that he is suffering under void nullity judgments possibly being ordered by blackmailed or compromised judges and is being held hostage to these judgments, which were conjured by unlawful criminal blackmail scheme, and the people behind this we do not even know on a public-scale, aka the John Does and Jane Does. If this alleged blackmail scheme cannot be investigated by anybody including the higher Federal Courts, the Federal Bureau of Investigation (FBI), U.S. Department of inJustice (DOJ), then this unresolved alleged blackmail scheme claimed by Attorney Lin Wood destroys any faith left in the federal judiciary, then the lower courts have become compromised, corrupted, and this causes the Judicial Machinery to be completely broken down into distrust and anarchy, destroyed the integrity of the Middle District of North Carolina and the Fourth Circuit of the Appeals Court, a very horrible crime against the Constitution.

Attorney Lin Wood didn't say whether the judges being blackmailed are only restricted to the jurisdiction of federal or state. However, Lin Wood's claims have indicated, by his own mouth or written words and not sourced by Petitioner here, that somebody within

the United States Supreme Court (“SCOTUS”) was being compromised and possibly blackmailed in the horrendous scheme of child rape and murder.

It is due to this fact that it is the duty of Petitioner as a citizen properly applied before this Court to also file alongside this Petition, a MOTION or APPLICATION directed to Chief Justice John Roberts to recuse himself from all proceedings in this Petition for Writ of Certiorari case, and all future Petitions ever filed before SCOTUS in the future, since Petitioner is pushing for investigation of this blackmail scheme originally alleged by Attorney L. Lin Wood. Since Chief Justice John Roberts is directly named as one of the possibly blackmailed federal jurists, this requires the upmost carefulness and delicate handling of this case. Lin Wood had named John Roberts, but did not name BRIAN HILL in any of the tweets but BRIAN HILL did ask for information on which specific individuals were being blackmailed, Brian Hill being the Petitioner in this case. But this must be referenced in the Petition as well to prevent a conflict of interest or a biased or prejudiced desire in a negative outcome to make an accusation go away despite the fact that it was alleged by a credible licensed attorney from Georgia by denying this Petition to make this go away. John Roberts must not be involved with this petition due to Lin Wood’s allegations last year and he must recuse himself, and the evidence of why he should

recuse himself will be attached to the separate APPLICATION or MOTION being filed with this Petition.

IV. Opinions Below

The decision by the U.S. Court of Appeals dismissing two consolidated cases of interlocutory appeals (JA 1-4) regarding the judgment of the District Court (JA 1-4) denying the Motion for Special Master and Motion for Reconsideration (JA 6-8, JA 21) is reported in an unpublished opinion as UNITED STATES OF AMERICA v. BRIAN DAVID HILL, case No. 22-6501 and 22-6325 (April 27, 2021) by the panel of Judge Wynn, Judge Thacker, and Judge Heytens (JA 1-4). Mr. Hill filed a petition for rehearing dated Sept. 6, 2022. The U.S. Court of Appeals denied Mr. Hill's petition for rehearing or rehearing en banc on October 24, 2022 (JA 24-25).

Citation: That order was unpublished and stated that "PER CURIAM:

"Brian David Hill seeks to appeal the district court's orders denying his motions for appointment of a special master and appointment of counsel, his motion to reconsider, and his motion to extend time for the Government to respond to his 28 U.S.C. § 2255 motion. This court may exercise jurisdiction only over final orders, 28 U.S.C. § 1291, and certain interlocutory and collateral orders, 28 U.S.C. § 1292; Fed. R. Civ. P. 54(b); *Cohen v. Beneficial Indus. Loan Corp.*, 337 U.S. 541, 545-46 (1949). The orders Hill seeks to appeal are neither final orders nor appealable interlocutory or collateral orders. Accordingly, we dismiss the appeals for lack of jurisdiction. We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process."

And opinion denying the petition for rehearing said: “The court denies the petition for rehearing and rehearing en banc. No judge requested a poll under Fed. R. App. P. 35 on the petition for rehearing en banc. Entered at the direction of the panel: Judge Wynn, Judge Thacker, and Judge Heytens.”

V. Jurisdiction

Mr. Hill’s petition for hearing to the U.S. Court of Appeals was denied on October 24, 2022 (JA 24-25). Mr. Hill invokes this Court's jurisdiction under 28 U.S.C. § 1254(1), having timely filed this petition for a writ of certiorari within sixty days of the United States Court of Appeal's final judgment under 28 U.S.C. § 2101.

VI. Constitutional Provisions Involved

United States Constitution, Amendment V:

“No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a Grand Jury, except in cases arising in the land or naval forces, or in the Militia, when in actual service in time of War or public danger; nor shall any person be subject for the same offense to be put twice in jeopardy of life or limb; nor shall be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.”

VIII. Statement of the Case

This case presents a very important questions of facts, credible witnesses, and the necessity of requiring a Special Master in any case before a Federal Judge including cases of 2255 motions and 2255 proceedings. When a criminal defendant and 2255 Petitioner

presents evidence from a credible and licensed attorney from the state of Georgia proclaiming in the Court of Public Opinion (online, archived Tweets) that there exists a blackmail scheme which may involve both federal jurists and state jurists, in a horrendous blackmail scheme involving child rape and murder.

If Attorney L. Lin Wood ever lied about or made false statements about the “child rape and murder” blackmail scheme, then last year he could have been held liable under Rule 7.1 of the Georgia Rules of Professional Conduct, where attorneys are prohibited from using false, deceptive, fraudulent or misleading information in any communication, including websites. That would include Twitter. Attorney Lin Wood cannot lie about anything.

This case presents very important questions of exceptional circumstances as to whether the Appeals Court of the United States should have dismissed two interlocutory appeals over a District Court wrongfully denying a request for a Special Master to deal with urgent issues or emergency issues of preventing a potential or possibly compromised judge or even a potential conflict of interest in an outcome from making a decision in a child pornography case of somebody who continuously claimed actual innocence, over and over again, and kept claiming innocence over the years. Petitioner filed petitions before this Court, time and time again claiming actual innocence

and fraud on the court in Supreme Court cases no. 19-8684, 20-7763, 21-6036, 21-6037, 21-6038.

This is not due process of law to ignore credible attorneys and his source or sources who he vetted before making these types of statements under Rule 7.1 of the Georgia Rules of Professional Conduct requiring that Lin Wood tell the truth or be disbarred or sanctioned. The Rules apply to everybody including Lin Wood, all lawyers are officers of the courts who practice before a Court.

Here are the facts for the Justices to consider:

1. The Uncontested, Undisputed Motions by Mr. Hill

On January 28, 2022, Brian Hill filed under Document #294 a "MOTION FOR APPOINTMENT OF SPECIAL MASTER FOR PROCEEDINGS AND FINDINGS OF FACT OF GROUND VII "...BLACKMAIL SCHEME INVOLVING CHILD RAPE AND MURDER..." Concerning "JUDGES" MOTION AND BRIEF/MEMORANDUM OF LAW IN SUPPORT OF MOTION by BRIAN DAVID HILL. (1:22CV74) (Butler, Carol) Modified on 1/28/2022 to reflect civil case number. (Butler, Carol) (Entered: 01/28/2022)". That motion was uncontested by the United States Attorney and was denied before potentially any responsive pleading was ever to be considered by the U.S. Attorney in response.

On January 28, 2022, Brian Hill filed under Document #295 a “MOTION FOR CHANGE OF VENUE/TRANSFER OF VENUE TO THE WESTERN DISTRICT OF VIRGINIA MOTION AND BRIEF/MEMORANDUM OF LAW IN SUPPORT OF MOTION by BRIAN DAVID HILL. (1:22CV74) (Butler, Carol) Modified on 1/28/2022 to reflect civil case number.(Butler, Carol) (Entered: 01/28/2022)”. That motion was uncontested by the United States Attorney and was denied before potentially any responsive pleading was ever to be considered by the U.S. Attorney in response.

On January 28, 2022, Brian Hill filed under Dkt. #296 a “MOTION entitled " MOTION FOR APPOINTED COUNSEL TO ASSIST IN 2255 CASE MOTION AND BRIEF/MEMORANDUM OF LAW IN SUPPORT OF MOTION by BRIAN DAVID HILL. (1:22CV74)(Butler, Carol) Modified on 1/28/2022 to reflect civil case number.(Butler, Carol) (Entered: 01/28/2022)”. That motion was uncontested by the United States Attorney and was denied before potentially any responsive pleading was ever to be considered by the U.S. Attorney in response.

On February 2, 2022, Brian Hill filed under Dkt. #299 a “MEMORANDUM entitled "Additional Evidence Memorandum in Support of the (Doc. #291) Petitioner's Motion to Vacate, Set Aside, or Correct a Sentence by a Person in Federal Custody. Motion under 28

U.S.C. 2255 filed by Brian David Hill; in support of Document #294: "Motion for Appointment of Special Master for Proceedings and Findings of Fact of Ground VII"...Blackmail scheme involving child rape and murder..." Concerning "Judges" Motion and Brief/Memorandum of Law in support of motion by Brian David Hill; and in support of Document #296: Motion for Appointed Counsel to Assist in 2255 case motion" filed by BRIAN DAVID HILL re 291 Motion to Vacate/Set Aside/Correct Sentence. (Attachments: # 1 Envelope - Front and Back) (Garland, Leah) (Entered: 02/03/2022)".

On March 11, 2022, Brian Hill filed under Dkt. #301 a "MOTION To Reconsider the Order/Judgment Under Document #300 Denying Petitioner's Document #294: "Motion For Appointment of Special Master for Proceedings and Findings of Fact of Ground VII"; And Document #296: "Motion For Appointed Counsel to Assist in 2255 Case Motion and Brief/Memorandum of Law in Support of Motion by Brian David Hill." re 300 Order on Motion for Miscellaneous Relief, Order on Motion to Appoint Counsel, 296 MOTION to Appoint Attorney filed by BRIAN DAVID HILL by BRIAN DAVID HILL. Response to Motion due by 4/1/2022 (Attachments: # 1 Exhibit 1, # 2 Exhibit 2, # 3 Exhibit 3, # 4 Exhibit 4, # 5 Exhibit 5, # 6 Exhibit 6, # 7 Exhibit 7, # 8 Exhibit 8, # 9 Exhibit 9, # 10 Exhibit 10, # 11 Exhibit 11, # 12 Exhibit 12, # 13 Exhibit 13, # 14 Exhibit 14, # 15 Exhibit 15, # 16 Exhibit 16, # 17

Exhibit 17, # 18 Exhibit 18, # 19 Attachment, # 20 Envelope - Front and Back) (Bowers, Alexis) (Entered: 03/11/2022)". That motion was uncontested by the United States Attorney since the Clerk added: "Response to Motion due by 4/1/2022". Under Local Rule 7.3 of Middle District of North Carolina, paragraphs (f) and (k), that motion should have ordinarily been granted without further notice.

On April 13, 2022, Brian Hill filed under Dkt. #306 a "Document re 301 MOTION for Reconsideration re 300 Order on Motion for Miscellaneous Relief, Order on Motion to Appoint Counsel, 296 MOTION to Appoint Attorney filed by BRIAN DAVID HILL. (Attachments: # 1 Envelope - Front and Back). (Bowers, Alexis) (Entered: 04/13/2022)".

2. The Order of the U.S. District Court for the Middle District of North Carolina denying two motions which would have resolved the issues and fear of the probability that there may be videotapes or video recordings show that federal judges may or may not be blackmailed with child rape and murder.

On March 2, 2022, The District Court filed a "ORDER signed by MAG/JUDGE JOE L. WEBSTER on 03/02/2022 that the United States Attorney is directed to file a Response to Petitioner's Motion (Docket Entry 291) within sixty (60) days from the date of the entry of this Order. IT IS FURTHER ORDERED that Petitioner's Motions (Docket Entries 294, 295,

296, and 297) seeking the appointment of a special master, a change of venue, an appointment of counsel, and special filing procedures are denied. (civil case 22cv74) (Bowers, Alexis) (Entered: 03/02/2022)", under Document #300.

On April 21, 2022, The District Court filed with no document number (docket-only text order entry) a "TEXT ORDER denying 301 Motion for Reconsideration. Petitioner has filed a motion (Docket Entry 301) requesting that the Court reconsider an Order directing the Government to file a response to Petitioner's motion brought pursuant to 28 U.S.C. § 2255 and denying the appointment of a special master, a change of venue, the appointment of counsel, and the adoption of special filing procedures. Petitioner has failed to provide good cause or an adequate reason for the relief requested. The motion is therefore denied. Issued by MAG/JUDGE JOE L. WEBSTER on 4/21/2022. (Lee, Pedra)".

Petitioner had added evidence verifying the credibility of Attorney Lin Wood in his motion to reconsider in Document #301.

Citation from Document #301, pg. 3 and 4 said: "Petitioner requests vacatur or modification of the erroneous judgment / order entered on March 2, 2022, under Document #300 by the District Court. It is erroneous, an error of law or abuse of discretion, and needs to be corrected, modified, or vacated to reflect the facts and legal issues herein. The order is erroneous, an abuse of discretion, and is making erroneous remarks against a highly skilled and highly decorated attorney at law in the United States Judicial Districts of Georgia. Erroneous but Attorney Lin Wood may or may not consider as defamatory remarks such as by labeling Petitioner's entire blackmail scheme claims, evidence and witness or witnesses regarding the "blackmail" video as: "delusional" and "frivolous". Those labels applies not only to Petitioner but applies to Isaac Kappy and Attorney L. Lin Wood, they may disagree with the opinion in Document #300. The order does not specify what is delusional here and why Petitioner is considered "delusional" just for asking for legal

reviewing over the alleged blackmail videos. Petitioner had faxed this attorney last year (See Exhibit 3) asking about who is in the blackmail videos and this Attorney is not confirming or denying if Hon. Thomas David Schroeder and/or Hon. William Lindsey Osteen Junior are in any of the alleged encrypted blackmail videos. This Court and the Prosecutor (after being filed by the Clerk via CM/ECF) now will have the password as well to the encrypted blackmail videos, wherever they are, due to his family obtaining the password by research (See Exhibit 10, and Exhibit 6) under finding evidence from radiopatriot.net which that evidence was printed under Exhibit 6 and Exhibit 7. It verifies the claim is backed by credible solid evidence warranting the need for a Special Master or Appointment of Counsel for further investigation into the alleged blackmail videos.”

“Disclaimer: All of the Petitioner’s printouts and exhibits, as well as any links and videos or any other data of the online information were all given to him by family. The Petitioner did not use the internet in the creation and drafting of this pleading and it’s supporting exhibits. (Citation reformatted).”

Petitioner had even informed the District Court in a written notification letter that the U.S. Attorney did not file any objection or response to the “Doc. #301 MOTION To Reconsider the Order/Judgment Under Document #300 Denying Petitioner's Document #294: "Motion for Appointment of Special Master for Proceedings and Findings of Fact of Ground VII" ...”. Petitioner had stated in the LETTER TO U.S. DISTRICT COURT, directed to “ATTN: The Honorable Magistrate Joe L. Webster”, that “I hereby notify you that the Motion under Document #301, Motion to Reconsider; was uncontested by the Party: United States of America. Response to Motion due by 4/1/2022. It is now April 11, 2022, and I am sending you this letter notifying you that the contentions by Brian David Hill in Document #301 Motion to Reconsider are undisputed.”

Again, it directly cites Local Rule 7.3. Under the Local Federal Rules of Civil Procedure for the Middle District of North Carolina, cited in the LETTER TO THE U.S. DISTRICT COURT under Document #306:

Citation of Local Rule 7.3(k) MOTION PRACTICE said and I quote that: **“Failure to File and Serve Motion Papers. The failure to file a brief or response within the time specified in this rule shall constitute a waiver of the right thereafter to file such brief or response, except upon a showing of excusable neglect. A motion unaccompanied by a required brief may, in the discretion of the Court, be summarily denied. A response unaccompanied by a required brief may, in the discretion of the Court, be disregarded and the pending motion may be considered and decided as an uncontested motion. If a respondent fails to file a response within the time required by this rule, the motion will be considered and decided as an uncontested motion, and ordinarily will be granted without further notice.”** (Citation reformatted).

LR 7.3 MOTION PRACTICE (f) **“Response to Motion and Brief. The respondent, if opposing a motion, shall file a response, including brief, within 21 days after service of the motion (30 days if the motion is for summary judgment; see LR 56.1(d)) (14 days if the motion relates to discovery; see LR 26.2 and LR 37.1). If supporting documents are not then available, the respondent may move for an extension of time in accordance with section (g) of this rule. For good cause appearing therefor, a respondent may be required to file any response and supporting documents, including brief, within such shorter period of time as the Court may specify.**

Those motions were properly filed and properly presented before the District Court.

On March 2, 2022, an order had been filed under document #300 (JA 6-8).

Stating in part that:

CITATION: (#1) **“Petitioner also filed four other motions. The first Motion (Docket Entry 295) seeks the appointment of a special master because an attorney in Georgia stated that unidentified judges somewhere in this country are being blackmailed into raping and murdering children on video recordings and Petitioner fears that judges in this Court, including the ones handling his case, may be affected. The Motion will be denied because**

Petitioner's statement is delusional and frivolous and because Petitioner's request meets none of the requirements for the appointment of a special master. See Fed. R. Civ. P. 53(a)...", and (#2) "...Petitioner's next Motion (Docket Entry 296) seeks to have venue transferred to the Western District of Virginia because Petitioner was on supervised release residing in that district, any violations of the terms of supervised release occurred in that district, the violations involved breaches of Virginia law, and the Court later transferred jurisdiction of Petitioner's supervised release to that district. Although all of these facts are true, Petitioner's supervision was revoked by this Court and Petitioner seeks to challenge its Judgment (Docket Entry 200) revoking supervision. Venue for a § 2255 motion is proper in the court that issued the challenged judgment. 28 U.S.C. § 2255(A). Petitioner also seeks to have venue transferred based on his delusional blackmail theory which fails for the reasons already noted. No change of venue is appropriate and Petitioner's Motion will be denied..."

That sounded erroneous what the District Court had ruled, each denied motion had good reasons why venue needed to be transferred or as to why a Special Master is warranted. The Trial Court's error in law. Erred in facts, erred on record. Is Attorney Lin Wood delusional??? Why is the District Court afraid to have those video recordings/videotapes reviewed??? Why is it not considered warranted for appointment of Special Master or for a change of venue when blackmail videos may find those judges in those videos??? The accused judges will not just review over blackmail videos when it may or may not show themselves in those alleged videos. **It is a potential CONFLICT OF INTEREST to deny a request for a Special Master in this situation** because of the potential issues of the judge involved in the case potentially reviewing over the videos, may or may not see himself in any video if that is ever the case, and

will not admit to possibly being in any blackmail video recordings, even if it may or may not be true. That is the issue warranting a Special Master here.

On March 11, 2022, Mr. Hill had filed a timely “NOTICE OF APPEAL without payment of fees by BRIAN DAVID HILL re 300 Order. (Bowers, Alexis) (Entered: 03/11/2022).”

On April 25, 2022, Mr. Hill had filed a timely “NOTICE OF APPEAL without payment of fees by BRIAN DAVID HILL re Order on Motion for Reconsideration. (Bowers, Alexis) (Entered: 04/26/2022)”

On August 23, 2022, the U.S. Court of Appeals had affirmed the order/judgment of the Trial Court with its docket entry entitled “UNPUBLISHED PER CURIAM OPINION filed. Originating case number: 1:13-cr-00435-TDS-1, 1:22-cv-00074-TDS-JLW. Copies to all parties and the district court/agency. Mailed to: Brian David Hill. [1001216508] [22-6325, 22-6501] KH [Entered: 08/23/2022 09:07 AM]”. JA 1-3. Order entry entitled: “JUDGMENT ORDER filed. Decision: Dismissed. Originating case number: 1:13-cr-00435-TDS-1, 1:22-cv-00074-TDS-JLW. Entered on Docket Date: 08/23/2022. Copies to all parties and the district court/agency. Mailed to: Brian David Hill. [1001216525] [22-6325, 22-6501] KH [Entered: 08/23/2022 09:12 AM]”. JA 4-5.

On October 24, 2022, the U.S. Court of Appeals had denied the petition for rehearing with its docket entry entitled “COURT ORDER filed denying Motion for rehearing and rehearing en banc [11] Copies to all parties. Mailed

to: Brian David Hill. [1001252925] [22-6325, 22-6501] KH [Entered: 10/24/2022 09:50 AM]". See JA 24-25.

It is clear that when judges don't act right, when judges ignore evidence and ignore the law as well as ignore witnesses, it violates the Due Process of Law of the United States Constitution. It also violates the Canons of Professional Conduct or Canons of Judicial Conduct, and it unethical and unprofessional for judges to ignore evidence and witnesses without a good reason such as whether the evidence or witnesses is admissible or not. When judges just outright ignore and ignore the law, it brings a lot of suspicion of things like bribery, behind the scenes threats, blackmail, etc. etc. It is not delusional to start suspecting this with the history of these judges not following any law or rule or anything. Brian Hill had filed other petitions before this Court alleging that the judges are not following the law and are allowing fraud in the court, and they are allowing fraud on their records by refusing to sanction the fraud and refusing to correct the court records to reflect only the truth.

The behaviors of those federal judges are abnormal when they disregard the law, disregard the case law authorities as high as this U.S. Supreme Court. **It is logical to suspect blackmail.** Attorney Lin Wood fanned the flames of suspicion with his claims of this blackmail scheme made on Twitter that Brian's family gave him these screenshots and printouts, knowing that it is on the WayBack Machine and was on Twitter before being censored, forever

printed and screenshot photographed to be preserved in the Internet Archive's Wayback Machine and forever archived in the records of the U.S. District Court. See 1:13-cr-435-1 District Court Documents #290, #290-1, #293-5, #293-6, #293-7, #293-8, #293-9, #293-10, #293-11, #293-12, #293-13, #294, #295, #296, #299, #301, #301-1, #301-2, #301-3, #301-4, #301-5, #301-6, #301-7, #301-8, #301-9, #301-10, #301-11, #301-12, #301-13, #301-14, #301-15, #301-16, #301-17, and #301-18.

See the Petitions previously filed in U.S. Supreme Court cases as to why something is seriously wrong with the Middle District of North Carolina refusing justice for Brian David Hill across the board. See Supreme Court cases #19-8684, 20-7763, 21-6036, 21-6037, 21-6038, and no. 20-6864 with Attorney Edward Ryan Kennedy who was attorney for Petitioner.

It is not delusional but it is logical to suspect blackmail when judges no longer follow the law, allow a repeated pattern of lies, falsehoods, and fraud on their records of the Court and refuse to ever correct lies and fraud. Blackmail is a logical theory and could very well be proven with a Special Master simply ordering that Attorney Lin Wood either provide his source or sources or compel them to produce a copy of those alleged encrypted blackmail videos since the encrypted password was provided to the U.S. District Court in one of Petitioner's filings after Attorney Lin Wood disclosed the encryption password to some place called TLEEGRAM which was published on a blog somewhere for the general public on radiopatriot.net. See

<https://radiopatriot.net/2021/02/01/lin-wood-re-isaac-kappys-discovery-of-pedo-blackmail-tapes/> and archived on Document #301-6 and #301-7.

II II II

IX. REASONS FOR GRANTING THE WRIT

- A. To protect the integrity, independence, ethics, and constitutionality of the decisions of judges within the District Court and Appeals Court, as well as protecting the Judicial Machinery from the possibility of blackmail of any kind whether or not it is only of the alleged child rape and murder as alleged by Attorney Lin Wood, or of any other kinds of blackmail being used to compromise Federal Judges. The decision by both the District Court and Court of Appeals is in conflict of law, conflict of well-established precedent in federal courts nationwide.

In a lot of different federal cases, it is wrong for a partial judge or even a proven biased judge or conflict of interest to be over a criminal case or even a civil case such as a Habeas Corpus case.

Brian clearly established in his motion to reconsider with evidence that he had faxed a letter to Attorney L. Lin Wood on January 20, 2021 (Document #301-3) entitled: "EMERGENCY LETTER TO ATTORNEY L. LIN WOOD ON TWEETS CONCERNING BLACKMAILED FEDERAL/STATE JUDGES AND POLITICIANS, INQUIRY THAT COULD SAVE MY LIFE FROM BEING TARGETED BY THE CIA/NSA DEEP STATE THUGS". Letter was asking about whether or not the federal judges of the U.S.

Court of Appeals, Fourth Circuit were in any of the alleged blackmail videos. It said partially in that letter:

Citation of Document #301-3, pgs. 3, 5, 6 (JA 11-14):

“Dear L. Lin Wood, This is in reference to YOUR tweets. My family took screenshots and gave them to me to use as reference in this EMERGENCY LETTER. These are YOUR tweets. Here they are:”

“@LLinWood

The blackmail targets are approached with a gun, a child, & a camera. The target is ordered to rape the child on video. The target is then ordered to shoot the child on video. The target is then owned & controlled by the blackmailers until blackmail evidence loses its value.

2122 AM - Jan 4, 2021 - Twitter for iPhone

34.7K Retweets 4.4K Quote Tweets 75.3K Likes”

(Citation omitted, onto next reference from another page)

“@LLinWood

Many issues in our world may be tied to blackmail scheme I described tonight, including bizarre behavior of officials & judges in recent election.

@realDonaldTrump must appoint special prosecutor to thoroughly investigate. We need answers. We must investigate. For the children.

4:04 AM «Jan 4, 2021 - Twitter for iPhone

31.5K Retweets 1.4K Quote Tweets 95.5K Likes”

“I like to bring to your attention the following individuals who have been targeting me or have been getting the CIA/NSA to target me, and if they are compromised as you have been saying on Twitter, then I like to have an inquiry on possible blackmail targets who have been making my life a living hell and almost caused me to kill myself back in 2013. Receiving threatening CIA text messages, CIA greeting cards with terms such as “SNOW WHITE” an intelligence Supercomputer, receiving threatening emails in 2013. This involves pedophilia and they set me up with child porn and I suspect that the following individuals have been blackmailed with child rape and murder, and that would give them access to those materials used to try to set me up back in July, 2012.”

**INDIVIDUALS SUSPECTED OF BEING
BLACKMAILED WITH CHILD RAPE AND MURDER:**

- * Philip Edward Berger Senior, NC State Senator and President Pro Tempore
- * Philip Edward Berger Junior, former Rockingham County District Attorney
- * Federal Judge William Lindsey Osteen Junior, Middle Dist. North Carolina
- * Federal Judge Thomas David Schroeder, Middle Dist. North Carolina
- * SBI Agent Rodney V. White
- * NC Reidsville Detective Robert Bridge
- * Any or All listed Federal Appellate Court Judges of the Fourth Circuit U.S. Court of Appeals in Richmond, Virginia.
- * Charles J, Caruso, Mayodan Police Chief
- * Christopher Todd Brim, Detective Sergeant, Mayodan Police
- * Attorney Mark Jones, Bell Davis and Pitt law firm”

“I have photographs of criminal case discovery materials that prove alleged child porn was downloading from July 20, 2012, to July 28, 2013. My computer was seized on August 28, 2012. So for 11 months it was downloading to my computer when I didn't even have my computer while it was supposedly in secure law enforcement custody. I have been set up here and I have evidence of it, but the CORRUPT JUDGE Thomas David Schroeder ignores it all. He is probably being blackmailed too like John Roberts.”

“Look sir, I am willing to be executed, murdered, to prove my actual innocence. I am willing to risk my life and my families lives to clear my name. I need to give these individuals names to you and if they are in any of the child rape blackmail schemes evidence that you were tweeting about, then they are the SUSPECTED #1 culprits who SET ME UP WITH CHILD PORN. President Trump would not pardon me even though Roger Stone agreed to get this information to President Trump. He told me through text message today that he was unable to have me on Trump's final pardon list. So now my only option is to prove that any of these individuals were pedophiles blackmailed child rapists being videotaped by the blackmailers of the Deep State Swamp. Compromised.”

(Citation omitted, onto next reference from another section)

“I can use this information to prove my Actual Innocence if Pedophiles or Child Rapers were in charge of investigating me in 2012.”

Then it breaks down confidence in the Judicial System. It breaks down any credibility the Court has had prior to such defrauding by the

usage of blackmail for the other party to succeed all of the time in Court. It makes the legal process as worthless as the paper it is printed on. Nobody can believe whatever is said in Court documents because of such fraud and deceit not being sanctioned, because of the blackmail, and it is not being tackled with reasonability. Then common sense no longer exists in the judicial process, evidence by the federal prosecutor is worthless because evidence is not to be believed when filed in a Court. The Courts fall apart and can no longer function properly if at all, when there is no justice, there is no peace. It invites anarchy; it invites disrespect for the law as well as disrespect for the judges, its enforcers, and other judicial officers of the Courts. It invites the potential for the law of war, where justice cannot be obtained by usage of peaceful means and neither of reasonable arguments. Thus, degrades society slowly into the law of war, into feudalism, the end of diplomacy. After such degradation with pedophiles running high positions of the United States Government including courts, then it may bring by the angry citizens the Revolutions and Civil Wars created and painted under the banner of bringing back vigilance and justice when justice had died. Militias having to defend themselves to the death in order to retain what is left of the Second Amendment, Freedom of speech becomes a myth and Freedom of Press becomes scarce. Activism becomes illegal. Dissent is punished. That is why Courts have to have integrity, to be

honest, and to ensure the proper authority and enforcement measures are taken place to prevent such degradation of the lawful peaceful judicial process. It is part of diplomacy. It degrades the lawful administration of justice when deceit, false evidence, blackmail, and perjury is permitted by an officer of the Court. It taints the record and makes none of its records believable; it all becomes worthless as having no merit or actual cause. No merit or cause to be honest.

Despite the facts then presented, the U.S. Court of Appeals did not exercise its rightful authority to order and remand that a Special Master must be appointed NOW, by granting the uncontested motion for a Special Master and uncontested Motion for Reconsidering the Order denying the Motion for a Special Master as prescribed by its Local Rule 7.3, paragraphs (f) and (k).

- B. To keep in uniformity with the Circuits, to conform with federal law, and to prevent a new conflict of law which would disturb the uniformity of other circuits which all make rulings on requirement of impartiality of federal judges in a case.

This Court has the ability to use its authority to grant the Petition for Writ of Certiorari, then order and remand to keep the uniformity of appellate courts with the multiple authoritative case law decisions, which prevents opening up a conflict of laws, and prevent opening up a conflict with the different circuits. Here are the case laws

from different circuits with that same uniformity, but the decision of both the District Court and Court of Appeals in this appealed case before this Court creates a conflict of laws and opens up a conflict with the other circuits creating a division of the uniformity of laws. This must act to keep the uniformity.

CITATION: Scott v. U.S., 559 A.2d 745, 752-53 (D.C. 1989) ("Id. ___ U.S. ___, 108 S.Ct. at 2203, 100 L.Ed.2d at 873-74 (footnote omitted). However, the Court viewed the traditional harmless error prejudice test inappropriate where the appearance of impropriety taints the entire proceeding and inadequate to accomplish what the Court has repeatedly affirmed is vital to that criminal justice system. Id. ___ U.S. ___, 108 S.Ct. at 2203, 100 L.Ed.2d at 874-75; see Vuitton, supra, 107 S.Ct. at 2138-40 ("narrow focus of harmless error analysis is not . . . sensitive to this underlying concern [that "an appearance of impropriety diminishes faith in the fairness of the criminal justice system in general"]); Aetna Life Ins. Co. v. Lavoie, 475 U.S. 813, 823, 106 S.Ct. 1580, 1586, 89 L.Ed.2d 823 (1986) (concern about appearances has constitutional dimensions involving due process); see also In re Murchison, 349 U.S. 133, 136, 75 S.Ct. 623, 625, 99 L.Ed. 942 (1955); Offutt v. United States, 348 U.S. 11, 14, 75 S.Ct. 11, 13, 99 L.E. 11 (1954); Tumey v. Ohio, 273 U.S. 510, 532, 47 S.Ct. 437, 444, 71 L.Ed. 749 (1927). It therefore concluded that in determining whether a judgment should be vacated for a violation of § 455, it is appropriate to consider the risk of injustice to the parties in the particular case, the risk that the denial of relief will produce injustice in other cases, and the risk of undermining the public's confidence in the judicial process. We must continuously bear in mind that "to perform its high function in the best way 'justice must satisfy the appearance of justice.' """)

Scott v. U.S., 559 A.2d 745, 753 n.16 (D.C. 1989) (“The Court recalled its recent decision in Aetna Life Ins. Co. v. Lavoie, supra, 475 U.S. 813, 106 S.Ct. 1580, 89 L.Ed.2d 823 holding that there was a violation of due process where, without a finding of actual influence, it was sufficient that sitting on the case " 'would offer a possible temptation to the average . . . judge to . . . lead him not to hold the balance nice, clear and true.' " Id. at 825, 106 S.Ct. at 1587 (quoting Ward v. Village of Monroeville, 409 U.S. 57, 60, 93 S.Ct. 80, 83, 34 L.Ed.2d 267 (1972), in turn quoting Tumey, supra, 273 U.S. at 532, 47 S.Ct. at 444). The Court noted that even "[a] finding by another judge — faced with the difficult task of passing upon the integrity of a fellow member of the bench — that his or her colleague merely possessed constructive knowledge, and not actual knowledge, is unlikely to significantly quell the concerns of the skeptic." Id. ___ U.S. at ___, n. 12, 108 S.Ct. at 2205, n. 12, 100 L.Ed.2d at 875 . 12.”)

Child rape and murder is a very dangerous accusation to bring forth in a 2255 criminal and civil Habeas Corpus case matter. If it had come from only Brian D. Hill, then maybe it is only just a mere delusional fear. However, when he brings written or typed statements from an attorney from Georgia who has practiced law before the U.S. Supreme Court with evidence that Petitioner had written this attorney asking for who was blackmailed and gave him a list of suspected individuals. Where Attorney Lin Wood was before the U.S. Court of Appeals over districts in Georgia, and was licensed to practice in the U.S. District Courts in Georgia, well then it creates a whole new situation where even with being given a judge’s labeling of “delusional”, Petitioner may just be right when he voluntarily asks an attorney to

review over evidence or have a Special Master to review over an attorney's proclaimed allegation of evidence of a blackmail scheme possibly with many video recordings. Video recordings of judges and officials raping children and murdering children on video camera recordings, and being blackmailed by various corrupt elements of the United States of America. This was alleged by a licensed attorney, was not disbarred after his statements made on January 3 and 4, 2021, with over 30,000 ReTweets according to the screenshots in the docket court filings.

CITATION: *Liteky v. United States*, 510 U.S. 540 (1994) ("28 U.S.C. §455(a) requires recusal of a judge in any proceeding in which his impartiality may be questioned. The Supreme Court holds that matters arising out of the course of judicial proceedings – either in this case, or in a prior case – are not a proper basis for recusal.")

CITATION: *Hurles v. Ryan*, 752 F.3d 768 (9th Cir. 2011) ("As a matter of due process, a judge who fails the "appearance of impartiality" test may not sit as the judge in the case. In this case, when a pretrial ruling concerning the appointment of additional counsel was appealed, the judge appeared as a nominal party in the appellate court but actually filed a pleading, urging that the ruling was proper and that the simplicity of the case (implying that the evidence of guilt was overwhelming) justified the decision to deny the appointment of two lawyers in this death penalty case. That pleading also questioned the ability of the lawyer who was representing the defendant. The Ninth Circuit held that the state trial judge's participation in the appeal may have rendered her too biased to participate in the death penalty proceedings that ensued in the trial court. A remand for a full evidentiary hearing on the state judge's impartiality was required.")

CITATION: *United States v. Paul*, 561 F.3d 970 (9th Cir. 2009) ("The Ninth Circuit previously reversed the defendant's 16 month sentence, holding that it was unreasonably harsh. On remand, the district court judge imposed a 15 month sentence. The Ninth Circuit reversed again and ordered a change of judges on remand."). In re *Nettles*, 394 F.3d 1001 (7th Cir. 2005) ("Where the defendant is charged with targeting a federal courthouse for bombing, every judge (district court and court of appeals) should recuse himself from any participation in the case.")

CITATION: *United States v. Andrews*, 390 F.3d 840 (5th Cir. 2004) ("The district court departed upward on the Guidelines, expressing dissatisfaction with the sentence that was dictated by the Guidelines. The Fifth Circuit reversed and held that a remand to a different judge was appropriate in this case.")

The case laws in the different United States federal appeal circuits make it clear.

Once you make an accusation against the specific federal judges by name and produce a photocopy of a faxed letter to a credible licensed attorney, still licensed, held to the truth telling standard under Rule 7.1 of the Georgia Bar Rules of Professional Conduct, asking about his claims that allegedly "judges" and "officials" were involved in a blackmail scheme of child rape and murder being videotaped compromising the independence of politicians and judges. Even naming "Chief Justice John Roberts" a federal jurist as one of the "judges" and "officials", then either Lin Wood needs to be disbarred and sued for defamation himself for mentioning John Roberts without any proof, OR

LIN WOOD HAS THE PROOF OR HAD ACCESS TO THE SOURCE OR SOURCES WHO HAS THE PROOF. Proof which could turn the entire federal judiciary on its head. The investigation must find who is blackmailed and must name names of who is blackmailed in the federal judiciary, it must be done or the United States of America is gone forever, it's finished, it's Constitution will become worthless in matters of law as former President George W. Bush had dubbed it as a "goddamned piece of paper" (I apologize to God and Jesus for using those words, but I am quoting what George W. Bush called the U.S. Constitution). The only way the Constitution does not fall into the corruption of blackmailed politicians and judges is abundantly clear. We must hold blackmailed judges accountable, to recuse them or remove them from office.

It is an EMERGENCY SITUATION. There needs to be a Special Master because that Special Master would not be tied to any potential blackmail of child rape and murder, and can ensure a fair and impartial review process and discovery process to investigate and look through every blackmail video of child rape and murder. Then make a determination if any of the federal judges involved in this appealed 2255 case are in any of the video recordings. If they are, then the Special Master can recommend criminal referrals and can order the recusal of those federal judges by compelling them to do so under 28 U.S. Code §

455 and have them criminally investigated for being blackmailed with such heinous acts requiring impeachment by U.S. Congress. No judge should ever rape a child, it is immoral, unethical, it is criminal, and negatively impacts the performance of their duties and destroys credibility of the judiciary. It destroys impartiality of the judiciary. This must be nipped in the bud; this blackmail scheme must be taken down by any law enforcement or this Court should Order Remand to rule that the District Court should require a Special Master in this situation to help restore the impartiality and fairness by sorting out which federal judges in the Middle District of North Carolina are in the alleged blackmail video recordings. Truth can only come out by investigation.

Also, if it is proven that a judge was blackmailed with a child sex crime, then can a judge like that be the assigned judge over a child pornography case and not be partial, not be prejudiced, and not be biased??? Does that not require removal of this judge pursuant to 28 U.S. Code § 455 to protect the Constitutional rights of both the defendant and government prosecutor??? Either way does this blackmail not constitute that a person or group of people not a party to a criminal and civil case have the ability to influence the judge to act against the best interest of law, facts, evidence, witnesses, and justice???

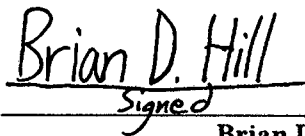
X. CONCLUSION

For the foregoing reasons, Petitioner Mr. Hill respectfully requests that this Court issue a writ of certiorari to review the judgment of the U.S. Court of Appeals wrongfully dismissing two interlocutory appeals of the U.S. District Court orders/judgments denying the uncontested Motion for Special Master and uncontested Motion to Reconsider the order/judgment denying the uncontested Motion for Special Master. Petitioner requests that this Supreme Court enter an Order and Remand for further proceedings, and require that the U.S. Court of Appeals reopen the consolidated appeals and instruct the U.S. Court of Appeals to Order and Remand that a Special Master is warranted and appointment of counsel is warranted to review over alleged blackmail videos of child rape and murder for the best interests of justice for the public.

II

DATED this 7th day of November, 2022.

Respectfully submitted,


Signed

Brian D. Hill

Brian David Hill



Pro Se Petitioner

**Ally of QANON and Atty Lin Wood
Former USWGO Alternative News Reporter
310 FOREST STREET, APARTMENT 2
MARTINSVILLE, VIRGINIA 24112**

Tel.: (276) 790-3505

U.S.W.G.O.

**E-Mail: c/o Roberta Hill rbhill67@comcast.net
JusticeForUSWGO.wordpress.com**

EXHIBIT 5

for

For MOTION TO RESTART APPEAL PROCESS
AND RETRANSMIT THE RECORD OF THE TRIAL
COURT IN APPEAL

CAV record no. 1424-22-3, 1425-22-3

Ally of Q, Former news reporter of USWGO Alternative News
JUSTICEFORUSWGO.WORDPRESS.COM
USWGO.COM // JUSTICEFORUSWGO.NL

The logo for USWGO, featuring the letters 'U.S.W.G.O.' in a bold, white, sans-serif font with a black outline, set against a black background. The letters are slightly shadowed to give a 3D effect.

No.22-_____

**In The
Supreme Court Of The United States**

BRIAN DAVID HILL,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent,

On Petition for a Writ of Certiorari to
the United States Court of Appeals for
the Fourth Circuit

**EMERGENCY APPLICATION TO CHIEF JUSTICE
JOHN ROBERTS TO RECUSE HIMSELF FROM ALL
PROCEEDINGS INVOLVED IN CERTIORARI PETITION
CASE**

Brian David Hill
Pro Se

Ally of QANON, and Atty. Lin Wood
Former USWGO Alternative News Reporter

310 FOREST STREET, APARTMENT 2

MARTINSVILLE, VIRGINIA 24112

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Dated: November 7, 2022



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**EMERGENCY APPLICATION TO CHIEF JUSTICE
JOHN ROBERTS TO RECUSE HIMSELF FROM ALL
PROCEEDINGS INVOLVED IN CERTIORARI
PETITION CASE**

To the Honorable John G. Roberts, Jr., Chief Justice of the Supreme Court of the United States and Circuit Justice for the Fourth Circuit:

Pursuant to Rule 22 of the Rules of this Court, the All Writs Act under 28 U.S. Code § 1651, and 28 U.S. Code § 455, applicant and Petitioner Brian David Hill respectfully requests that Chief Justice John Roberts recuse himself from participation at all stages of the proceedings from Petitioner's accompanying Petition for Writ of Certiorari, the foregoing case. This application accompanies the Petition for Writ of Certiorari as for good reason stated in the Certiorari Petition.

This Court already has jurisdiction for Petitioner's petition for Writ of Certiorari under 28 U.S.C. § 1254(1). In support of this accompanying Application, Petitioner states as follows:

1. The Petition for the Writ of Certiorari is over a final judgment/order of the U.S. Court of Appeals for the Fourth Circuit. This application is only to address an issue of significant emergency important for Chief Justice Roberts, and must be addressed before any proceedings even began in

Petitioner's petition for Writ of Certiorari. The Clerk needs to read the entire APPLICATION to understand why the Chief Justice is legally authorized to act on this APPLICATION and that it rather be a Application than a motion due to issues which personally affect John Roberts and this case and his name over issues of blackmail as alleged by Attorney Lin Wood in his tweets in the case.

2. John Roberts is given the Circuit Assignment of the Fourth Circuit for the U.S. Court of Appeals. That satisfies Rule 22.3 requirement. John Roberts already has the authority for this application since it is an application over an issue which must be addressed before the Petition for the Writ of Certiorari is considered by this Court.
3. The U.S. Supreme Court is under the authority of 28 U.S. Code § 455 - Disqualification of justice, judge, or magistrate judge. Congress created this law specifically to recuse or disqualify a justice, judge, or magistrate judge under specific circumstances. Says in section "(a) **Any justice, judge, or magistrate judge of the United States shall disqualify himself in any proceeding in which his impartiality might reasonably be questioned.**"

4. 28 U.S. Code § 455 also says under the law that “(b) **He shall also disqualify himself in the following circumstances:** (1) Where he has a **personal bias or prejudice** concerning a party, or **personal knowledge of disputed evidentiary facts concerning the proceeding...**”.
5. The All Writs Act under 28 U.S. Code § 1651 allows applications or writs to be issued by any Court including the Supreme Court. This application is not a separate case from the Petition for Writ of Certiorari. It is a request specifically to a single justice over legal and constitutional issues dealing with a single justice which those issues need to be dealt with before the Petition for Writ of Certiorari starts up it's proceedings.
6. If a single Justice in a case has a **CONFLICT OF INTEREST**, prejudice, or has a bias he must disqualify himself.
7. The following appealed consolidated cases being appealed by the accompanied Petition for Writ of Certiorari concern the denied Motion requesting a Special Master and denied Motion for Reconsideration of the ordering denying the Motion requesting a Special Master. Those motions exist because of written statements by Attorney L. Lin Wood who allegedly claimed that “judges” and “officials” were involved

as targets of a blackmail scheme of being videotaped committing acts of child rape and murder.

8. Attorney L. Lin Wood said in writing to the same effect that he mentioned the name CHIEF JUSTICE JOHN ROBERTS as an allegation as alleged by this attorney. He mentioned John Roberts in some of his tweets, and his published photograph of a letter directed to Lin Wood also mentioned Roberts by saying “The first goal is to get Roberts to resign or recuse, and Pence to make the right choice on Jan 6.” So that letter had mentioned about asking Lin Wood to get John Roberts to resign over the alleged blackmail recordings or recuse himself over whatever cases to recuse over, Petitioner does not know, but Lin Wood may know. See APPENDIX (“App.” is page number marker referring to the exact page of attached Appendix to this application) pages numbered App. 3, App. 5, App. 6, App. 8, App. 14, App. 16-18, App. 24 (photograph of John Roberts and Barack Obama under Attorney Lin Wood tweet), App. 30, App. 34-35, App. 46-47, and App. 52.
9. Read all of the Appendix index pages attached to this APPLICATION directed to Chief Justice John Roberts, also a circuit assignment to the Fourth Circuit of the U.S. Court

of Appeals. Just the very justice Petitioner wanted to file an application to directly kindly asking that he recuse himself from this entire newly filed Certiorari case. He does not need to be involved with or associated with any decisions, or any work dealing with the foregoing Certiorari case because this recusal is necessary even though the main focus was requesting a Special Master to deal with possibly blackmailed federal judges. That was due to the source or sources of Attorney L. Lin Wood who made public statements about all of this on Twitter last year (App. 26, App. 28, App. 30), and such blackmail videos could prove which federal judges are being blackmailed with child rape and murder, it is a CONFLICT OF INTEREST and unethical for Chief Justice John Roberts to be involved with this Certiorari case since he was named by Attorney L. Lin Wood. John Roberts is the only federal jurist or federal justice directly named as an accused by Attorney L. Lin Wood in this alleged Lizard Squad hacking group obtaining videos of the alleged blackmail scheme. This makes this Chief Justice more inclined to sabotage the Certiorari petition and its entire case, to prevent the Petition from being filed or moving forward, or may pull some other stunt which negatively

affects the lives of Petitioner and Attorney L. Lin Wood. The risk of retaliation by Chief Justice John Roberts is TOO HIGH if he does not automatically recuse himself from proceeding in the foregoing Petition for Writ of Certiorari case.

10. Petitioner thought filing an application would be more appropriate and better than filing a Motion to every justice about questioning John Robert's partiality and bias and ethics issues over the Certiorari case as the motion would go in front of all justices with the evidence of statements by Attorney L. Lin Wood regarding John Roberts which caused Petitioner to reiterate the blackmail allegations alleged claims by Attorney L. Lin Wood in referencing "John Roberts" in his faxed letter to Attorney Lin Wood (App. 6) and referencing Attorney Lin Wood's statements regarding "John Roberts" in various case file documents at issue with the Petition for the Writ of Certiorari case. Petitioner asks the Clerk to allow this Application rather than demand a motion, as it may air out the possibly dirty-laundry about the John Roberts issues alleged by Attorney L. Lin Wood claiming that he believes that John Roberts was being blackmailed. Petitioner wishes to file only an application to

the respect of Chief Justice John Roberts to allow him to voluntarily recuse himself pursuant to 28 U.S. Code § 455 - Disqualification of justice, judge, or magistrate judge.

11. The Chief Justice and this application has jurisdiction not just under Rule 22 of the U.S. Supreme Court rules but under 28 U.S. Code § 455. If the Petitioner files evidence in an accompanying application to his Petition for a Writ of Certiorari with fears that John Roberts needs to recuse himself or it creates issues of partiality, bias, and conflict of interest, then this application should be appropriate under both Rule 22 and 28 U.S. Code § 455 or under the All Writs Act or whatever law or rule should be interpreted here.

12. Again, 28 U.S. Code § 455 makes it clear: (a) **Any justice, judge, or magistrate judge of the United States shall disqualify himself in any proceeding in which his impartiality might reasonably be questioned.**

13. 28 U.S. Code § 455 also makes it clear: (“(b) **He shall also disqualify himself in the following circumstances: (1) Where he has a personal bias or prejudice concerning a party, or personal knowledge of disputed evidentiary facts concerning the proceeding**”).

14. It is clear that because Attorney Lin Wood said on Tweets about the issues surrounding “John Roberts” and alleged “blackmail scheme” which are permanently part of the records of the case of Brian David Hill v. United States of America and in references of the Appeal briefs and Petition for Rehearing, that “John Roberts” is part of “personal knowledge of disputed evidentiary facts concerning the proceeding”. Whether or not John Roberts wishes to admit to what Attorney Lin Wood had accused him of in January, 2021, John Roberts is an American citizen protected under the U.S. Constitution like every other American. He is entitled to the Fifth Amendment where he does not have to be a witness against himself and he does not have to incriminate himself on anything. Regardless of whether Attorney Lin Wood can or cannot actually prove John Roberts was being blackmailed with a heinous sex crime of child rape and then child murder, John Roberts is still entitled to the **presumption of innocence** until ever being charged and ever proven guilty beyond a reasonable doubt in a fair trial. Under that circumstance, this issue would be non-existent and he would not be serving as a justice, but Chief Roberts has not been charged or convicted over

anything alleged by Attorney Lin Wood unless fully proven in a court of law. Until that happens, these issues of bias or partiality come into play here for this Certiorari case.

15. However, Attorney Lin Wood has freedom of speech under the First Amendment of the U.S. Constitution as long as he is truthful and is not purposefully being defamatory or slandering. He has not ever been disbarred over those claims involving “John Roberts”, as far as Petitioner is aware of since the date of filing his Petition for Writ of Certiorari. Petitioner is not even aware of whether Attorney Lin Wood was even ever disbarred at all as far as the public record. If John Roberts feels that Attorney Lin Wood is lying or making false remarks, he is free to challenge those claims against Lin Wood and have a civil lawsuit defamation trial and allow both sides to present evidence, arguments, and witnesses. If John Roberts does not wish to pursue any lawsuits against Attorney Lin Wood, that is his right to do whatever he legally wishes. He can freely choose to sue Lin Wood or not, and face whatever consequences come as a result of that whether the alleged blackmail evidence exists or does not. If it does then John Roberts has another separate issue to worry about such as possibly criminal charges. However, this APPLICATION

still brings this issue and rather ask John Roberts directly in APPLICATION directly to Chief Justice Roberts to recuse himself and the attached evidence has no need to be filed in a motion before all justices with the very same alleged claims and evidence of Tweets by Attorney Lin Wood, archived for the entire country of the United States of America and for the entire world to see.

16. In accordance with Supreme Court Rule 13.1, the foregoing case of the accompanying Petition for Writ of Certiorari was timely filed and this Application requesting recusal of John Roberts is submitted in good faith to ensure that the disqualified justice John Roberts does the right thing under federal law, under 28 U.S. Code § 455. Regardless of John Robert's guilt or innocence to Attorney Lin Wood's alleged claims, John Roberts still must recuse himself from the foregoing Petition for Writ of Certiorari case. A disputed fact at issue, the involvement, it requires recusal on its face.

17. Indeed, the requested recusal in this APPLICATION with the Petition for Writ of Certiorari is made because of the vital importance associated with the issues at hand – the right to a fair and reliable trial and hearings under Due Process of Law, as well as ensuring that no federal judges are

blackmailed or compromised in any cases such as a criminal case or Habeas Corpus 2255 civil case with significant implications if the blackmail allegations are not investigated, and video recordings reviewed by a Special Master to ensure no conflicts of interest and to ensure no ethics issues. It is respectfully submitted that Petitioner's duty to present all authorized claims of constitutional error with care and consider them with equal importance. Thus, it is key that Chief Justice John Roberts recuse himself and have no further involvement with any proceedings or any issues of Mr. Brian D. Hill's petition with the care demanded of such cases.

18. Petitioner is sure that Chief Justice John Roberts would not wish for Petitioner to refile this APPLICATION as a MOTION which Petitioner promises to file such a motion to protect his Certiorari Petition from any possible retaliation if the Clerk cannot accept this APPLICATION for distribution to Chief Justice John Roberts over the recusal issues. Therefore, this APPLICATION hopefully is the appropriate vehicle and remedy for the issues which John Roberts would not like his associate justices be required to hear or review over the recusal issues over the issues of a

simple recusal of one single justice. Petitioner does not wish to air the dirty laundry to every justice in the court of what Attorney Lin Wood allegedly claims. That is not the primary issue of the Petition for the Writ of Certiorari, but to ensure that the federal judges in the U.S. District Court level are not being blackmailed but if they are blackmailed then they are constitutionally disqualified from participating in Brian David Hill's child pornography case and 2255 cases ever since the case first began in November 25, 2013. It would create a major constitutional dilemma requiring the entire case to be considered null and void. So, John Roberts is not the primary focus of the Petition for the Writ of Certiorari but his handling of the case would require that he not be involved in those proceedings at all. **HE MUST RECUSE HIMSELF.** Theoretically, he could retaliate or sabotage the Certiorari case or ask the Clerks to sabotage or block filings, anything illegal such as the clerk may just disappear filings and get away with it, or anything unethical could happen by not requiring this recusal for the sake of the best interests of justice. He must recuse himself, at all costs.

19. Therefore, in light of Petitioner's current obligations and the importance of the constitutional issues that will be presented

in this case, Petitioner submit that an application directed to Chief Justice Roberts for recusal of himself is necessary and appropriate in order to effectively prosecute this Certiorari case and receive fair impartial treatment in the petition for writ of certiorari of Mr. Brian D. Hill's.

20. If the Clerk still wishes to force Petitioner to rewrite this APPLICATION as a motion if not interpreting this as a motion and just request more copies of this APPLICATION, Petitioner will do so to comply with the Clerk, but Chief Justice John Roberts may not want this APPLICATION rejected by the Clerk demanding that it be treated as a motion will have every justice of this Court looking through the Lin Wood tweets and letter from Petitioner to Lin Wood barely mentioning John Roberts but all of the references to John Roberts being accused of an alleged blackmail crime require the utmost delicate handling in how many justices actually need to look at the facts presented in this application when only asking for the recusal of John Roberts. I am sure the Clerk of the Supreme Court would most likely ask John Roberts if he would rather a motion be filed to all justices with these allegations directed only at John Roberts in

simply asking for a recusal. Petitioner wants to be fair with John Roberts.

21. Petitioner wants to be fair with John Roberts in this direct APPLICATION in asking him for recusal. Petitioner knows what it is like being falsely accused of a sex crime such as child pornography for example, then falsely pleads guilty for a crime he is innocent of, not allowed to review over all discovery materials prior to pleading guilty, then later finding out how fraudulent the child pornography prosecution truly was. Petitioner was not given a fair trial, not given due process. Petitioner suspects he had been set up, then the set up got solidified as if Petitioner was now being blackmailed by and controlled by a set up which such fraud coerced a false guilty plea of an actually innocent man. Brian Hill knows what it is like being accused of a sex crime he is innocent of, as a virgin who has never had sex. Brian rather not bring the Lin Wood allegations of the facts presented in this APPLICATION to every single justice if he does not have to. Hopefully the Clerk understands the significant legal importance of why this APPLICATION should only be directed to John Roberts and give him a chance to recuse himself. See family provided links:

<https://wearechange.org/case-brian-d-hill/> and

<https://www.activistpost.com/2019/06/can-of-worms-infowars-targeted-by-child-porn-and-msm-not-the-first-time-alternative-journalists-set-up.html> Petitioner

understands that regardless of whether John Roberts is guilty or not guilty of Lin Wood's alleged claims, that John Roberts should have a right to quietly recuse himself from the foregoing Certiorari case. Petitioner only wants true justice and equity. He does not wish to ruffle up feathers and stir up hornets' nests if he does not have to. Petitioner only wants justice, due process, his guaranteed constitutional rights, and his liberty.

Wherefore, in the best interest of justice and for good cause shown, Petitioner Brian David Hill respectfully request that Chief Justice John Roberts of this Court recuse himself from all proceedings in the Petition for Writ of Certiorari case, the foregoing case. God Bless You. Where We Go One We Go All.

DATED this 7th day of November, 2022.

Respectfully submitted,


Signed
Brian D. Hill



Brian David Hill

Pro Se Petitioner

Ally of QANON and Atty Lin Wood

Former USWGO Alternative News Reporter

310 FOREST STREET, APARTMENT 2

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E-Mail: c/o Roberta Hill rbhill67@comcast.net

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No.22-_____

**In The
Supreme Court Of The United States**

BRIAN DAVID HILL,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent,

On Petition for a Writ of Certiorari to
the United States Court of Appeals for
the Fourth Circuit

**APPENDIX TO EMERGENCY APPLICATION TO CHIEF
JUSTICE JOHN ROBERTS TO RECUSE HIMSELF
FROM ALL PROCEEDINGS INVOLVED IN
CERTIORARI PETITION CASE**

Brian David Hill
Pro Se

Ally of QANON, and General Flynn
Former USWGO Alternative News Reporter

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Dated: November 7, 2021



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TO VACATE, SET ASIDE, OR CORRECT A SENTENCE BY A
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2022)..... App. 27-28

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BRIEF / MEMORANDUM OF LAW AND ATTACHED
EXHIBITS IN SUPPORT OF THE PETITIONER'S MOTION
TO VACATE, SET ASIDE, OR CORRECT A SENTENCE BY A
PERSON IN FEDERAL CUSTODY. MOTION UNDER 28
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2022)..... App. 29-30

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Brian David Hill in 22-6325, 22-6501. [1001225916] [22-6325,
22-6501] KH [Entered: 09/07/2022 03:21 PM] (September 6,
2022)..... App. 31-53

EXHIBIT 3

for

For MOTION TO RECONSIDER THE
ORDER/JUDGMENT UNDER DOCUMENT #300
DENYING PETITIONER'S DOCUMENT #294:
"MOTION FOR APPOINTMENT OF SPECIAL
MASTER FOR PROCEEDINGS AND FINDINGS OF
FACT OF GROUND VII"; AND DOCUMENT #296:
"MOTION FOR APPOINTED COUNSEL TO ASSIST
IN 2255 CASE MOTION AND
BRIEF/MEMORANDUM OF LAW IN SUPPORT OF
MOTION BY BRIAN DAVID HILL."

by Brian David Hill

Case no. 1:13-cr-435-1; civil no. 1:22-CV-00074

Ally of Q, Former news reporter of USWGO Alternative News
JUSTICEFORUSWGO.WORDPRESS.COM



Date: 1/20/2021
Number of pages: 8

Time: 6:29:51 PM
Session duration: 12:36
To: Attorney L. Lin Wood
Message type: Fax

Attn.: Attorney L. Lin Wood
Recipient's number: T14045069111

Filename: C:\ProgramData\Venta\VentaFax & Voice 6\Out\LETTER TO ATTORNEEError Correction: Yes\WGO INVESTIGATION(2) (2021-01-20).tif

File description: LETTER TO ATTORNEY L. LIN WOOD - USWGO INVESTIGATResolution: 200*200 dpi

Recipient's Fax ID: 1-404-506-9111

Record number: 8345

Rate: 9600 bps

EMERGENCY LETTER TO ATTORNEY L. LIN WOOD ON TWEETS
CONCERNING BLACKMAILED FEDERAL/STATE JUDGES AND
POLITICIANS, INQUIRY THAT COULD SAVE MY LIFE FROM BEING
TARGETED BY THE CIA/NSA DEEP STATE THUGS

Wednesday, January 20, 2021 18:03

EMERGENCY

ATTN: L. Lin Wood
Law Office of L. Lin Wood, P.C.
Please CC to Sidney Powell

P.O. Box 52584
Atlanta, GA 30355-0584
Telephone: (404) 891-1402
Facsimile: (404) 506-9111

Dear L. Lin Wood,

This is in reference to YOUR tweets. My family took screenshots and gave them to me to use as reference in this EMERGENCY LETTER. These are YOUR tweets.

Here they are:

← **Tweet**



Lin Wood
@LLinWood

0 0 0

The blackmail targets are approached with a gun, a child, & a camera. The target is ordered to rape the child on video. The target is then ordered to shoot the child on video. The target is then owned & controlled by the blackmailers until blackmail evidence loses its value.

2:22 AM · Jan 4, 2021 · Twitter for iPhone

34.7K Retweets **4.4K** Quote Tweets **75.3K** Likes

EMERGENCY LETTER TO ATTORNEY L. LIN WOOD ON TWEETS
CONCERNING BLACKMAILED FEDERAL/STATE JUDGES AND
POLITICIANS, INQUIRY THAT COULD SAVE MY LIFE FROM BEING
TARGETED BY THE CIA/NSA DEEP STATE THUGS

Wednesday, January 20, 2021 18:03

EMERGENCY

<p><u>ATTN: L. Lin Wood</u> Law Office of L. Lin Wood, P.C. <u>Please CC to Sidney Powell</u></p>	P.O. Box 52584 Atlanta, GA 30355-0584 Telephone: (404) 891-1402 Facsimile: (404) 506-9111
---	--

Dear L. Lin Wood,

This is in reference to YOUR tweets. My family took screenshots and gave them to me to use as reference in this EMERGENCY LETTER. These are YOUR tweets.

Here they are:

← **Tweet**



Lin Wood
@LLinWood

...

The blackmail targets are approached with a gun, a child, & a camera. The target is ordered to rape the child on video. The target is then ordered to shoot the child on video. The target is then owned & controlled by the blackmailers until blackmail evidence loses its value.

2:22 AM · Jan 4, 2021 · Twitter for iPhone

34.7K Retweets **4.4K** Quote Tweets **75.3K** Likes

← **Tweet**



Lin Wood
@LLinWood

This tweet was an insurance policy. The evil forces behind this blackmail scheme of child rape & murder need to know that others have encryption key. I have procedure in place if I die in near term or any member of my family is harmed or threatened, key will be released by many.

 **Lin Wood** @LLinWood · Jan 1

I have always seen myself as more of a giver of gifts than a receiver of them. If I had key to a treasure trove, I would share the key or the treasure with others. But I always try to give to others with discernment.

"For many are called, but few are chosen."
- Matthew 22:14 [twitter.com/LLinWood/statu...](https://twitter.com/LLinWood/status...)

2:54 AM · Jan 4, 2021 · Twitter for iPhone

26.7K Retweets **1.6K** Quote Tweets **66.1K** Likes



← **Tweet**



Lin Wood
@LLinWood



Many issues in our world may be tied to blackmail scheme I described tonight, including bizarre behavior of officials & judges in recent election.

@realDonaldTrump must appoint special prosecutor to thoroughly investigate. We need answers. We must investigate. For the children.

4:01 AM · Jan 4, 2021 · Twitter for iPhone

31.5K Retweets **1.4K** Quote Tweets **95.5K** Likes



I like to bring to your attention the following individuals who have been targeting me or have been getting the CIA/NSA to target me, and if they are compromised as you have been saying on Twitter, then I like to have an inquiry on possible blackmail targets who have been making my life a living hell and almost caused me to kill myself back in 2013. Receiving threatening CIA text messages, CIA greeting cards with terms such as “SNOW WHITE” an intelligence Supercomputer, receiving threatening emails in 2013. This involves pedophilia and they set me up with child porn and I suspect that the following individuals have been blackmailed with child rape and murder, and that would give them access to those materials used to try to set me up back in July, 2012.

INDIVIDUALS SUSPECTED OF BEING BLACKMAILED WITH CHILD RAPE AND MURDER:

PAGE 3 OF 8 - LETTER TO ATTORNEY L. LIN WOOD – USWGO INVESTIGATION 2021 JAN

- Philip Edward Berger Senior, NC State Senator and President Pro Tempore
- Philip Edward Berger Junior, former Rockingham County District Attorney
- Federal Judge William Lindsey Osteen Junior, Middle Dist. North Carolina
- Federal Judge Thomas David Schroeder, Middle Dist. North Carolina
- SBI Agent Rodney V. White
- NC Reidsville Detective Robert Bridge
- Any or All listed Federal Appellate Court Judges of the Fourth Circuit U.S. Court of Appeals in Richmond, Virginia.
- Charles J. Caruso, Mayodan Police Chief
- Christopher Todd Brim, Detective Sergeant, Mayodan Police
- Attorney Mark Jones, Bell Davis and Pitt law firm

I have photographs of criminal case discovery materials that prove alleged child porn was downloading from July 20, 2012, to July 28, 2013. My computer was seized on August 28, 2012. So for 11 months it was downloading to my computer when I didn't even have my computer while it was supposedly in secure law enforcement custody. **I have been set up here and I have evidence of it but the CORRUPT JUDGE Thomas David Schroeder ignores it all. He is probably being blackmailed too like John Roberts.**

Look sir, I am willing to be executed, murdered, to prove my actual innocence. I am willing to risk my life and my families lives to clear my name. I need to give these individuals names to you and if they are in any of the child rape blackmail schemes' evidence that you were tweeting about, then they are the SUSPECTED #1 culprits who SET ME UP WITH CHILD PORN. President Trump would not pardon me even though Roger Stone agreed to get this information to President Trump. He told me through text message today that he was unable to have me on Trump's final pardon list. So now my only option is to prove that any of these individuals were pedophiles blackmailed child rapists being videotaped by the blackmailers of the Deep State Swamp. Compromised.

You have information that may very well embarrass the corrupt compromised Judges or the corrupt NC State Senator, if any of it is even remotely true. **I can use this information to prove my Actual Innocence if Pedophiles or Child Rapers were in charge of investigating me in 2012.** Any of that can be useful in embarrassing the corrupt Judges and then they would no longer hold unlawful control over me and I can finally be acquitted because I AM ACTUALLY INNOCENT.

I need to know. You have the evidence of blackmail by the blackmailers of child

rape and murder. That gives them the child porn materials used to set me up and ruin my life. They have the child porn materials, they set me up. Your evidence can help me prove it.

I ran a blog named "USWGO Alternative News" at USWGO.COM. Check the Wayback Machine from 2009 to 2012. My stuff is also located at archive.org and you can search up "uswgo" keyword and find the articles I had done which had made me a TARGET.

I always knew I pissed off State Senator Phil Berger Senior. His son was involved in the child porn investigation against me and they admitted to it in Affidavit and his name was in the federal discovery papers, knowing that it would already be a conflict of interest for somebody I written bad articles about on my news blog to be involved in any criminal investigation against me because of the high risk of evidence planting, evidence tampering, and foul play.

Cheryl King knew what was going on but she mysteriously died while in Georgia and the SBI said to me she was six feet under. So they were tracking her and she died without explanation. I suspect she was murdered. The FBI was sent this information and the FBI refused to do anything about any of it and refused to even interview me over any of it. I did get one FBI Agent to look at some of my papers, he began to open up a criminal investigation file and asked me to come down to the FBI Office in Greensboro, NC to give a statement. I have this evidence. Then the investigation was halted and called meritless by his boss. The Agent was Jerry Pickford in Greensboro, NC.

Look I know by writing you this letter I may end up dead like Cheryl King of the NC SBI but I have nothing left to lose now that President Trump left office without giving me a FULL UNCONDITIONAL PARDON. Joe Biden and his son are both pedophiles, compromised. They hold the nuclear football and can nuke whoever they please. For GODS SAKE PEDOPHILES NOW HOLD the HIGHEST OFFICE in the United States of America and Trump wouldn't pardon an innocent man like me. I no longer respect the Sex Registry because I am innocent and a pedophile is our Fake President now.

Another one of your Tweets, next page:

← **Tweet**



Lin Wood
@LLinWood

This blackmail scheme is conducted by members of 10 of world's most well-known & "elite" intelligence agencies.

One of those groups was hacked by a group known as Lizard Squad. The blackmail files of rape & murder were obtained by this group & copy was provided to Isaac Kappy.

 **Lin Wood** @LLinWood · Jan 4

I believe Chief Justice John Roberts & a multitude of powerful individuals worldwide are being blackmailed in a horrendous scheme involving rape & murder of children captured on videotape.

I have the key to the files containing the videos. I have also shared this information.

2:17 AM · Jan 4, 2021 · Twitter for iPhone

24K Retweets **1.4K** Quote Tweets **50.9K** Likes

I need to know L. Lin Wood if any of the following individuals were blackmail targets:

- Philip Edward Berger Senior, NC State Senator and President Pro Tempore
- Philip Edward Berger Junior, former Rockingham County District Attorney
- Federal Judge William Lindsey Osteen Junior, Middle Dist. North Carolina
- Federal Judge Thomas David Schroeder, Middle Dist. North Carolina
- SBI Agent Rodney V. White
- NC Reidsville Detective Robert Bridge
- Any or All listed Federal Appellate Court Judges of the Fourth Circuit U.S. Court of Appeals in Richmond, Virginia.
- Charles J. Caruso, Mayodan Police Chief
- Christopher Todd Brim, Detective Sergeant, Mayodan Police
- Attorney Mark Jones, Bell Davis and Pitt law firm

If any of them were actually involved in pedophilia, child rape and murder, then they were compromised at the time and during the time child pornography investigation retaliation and set up operations against me and my mother. They threatened to set up my mother if I did not falsely confess. Any evidence that they were involved in pedo stuff even before they targeted me would nullify my false confession and nullify my false guilty plea. I NEED HARD EVIDENCE or at least something like a smoking gun. That is my only way I can be acquitted as Joe Biden will never pardon me. Like a giant arrow pointing to them as the possible culprits.

I am risking being murdered as they monitor my mother's internet access and they are monitoring my phone calls. I am risking my life but I must do so because **President Trump never granted me a full unconditional pardon. I must risk my life.** That is my only way, I have no other recourse.

COPY

<p>SEARCH WARRANT</p> <p>IN THE DISTRICT COURT</p> <p>Roberta Hill and Elaine Hill</p> <p>2/19/10 11:30 AM</p> <p>Todd Brim Robert Bridge</p> <p>RETURN OF SERVICE</p> <p>I certify that this Search Warrant was received and executed as follows:</p> <p>Date Executed: 2/19/10 Time Executed: 11:30 AM</p> <p><input type="checkbox"/> I made a search of _____ as commanded.</p> <p><input type="checkbox"/> I seized the items listed on the attached inventory.</p> <p><input type="checkbox"/> I did not seize any items.</p> <p><input type="checkbox"/> This Warrant WAS NOT executed within forty-eight (48) hours of the date of issuance and _____</p>	<p>STATE OF NORTH CAROLINA</p> <p>Retired Law _____ County</p> <p>To any officer with authority and jurisdiction _____</p> <p>I, the undersigned, find that there is probable cause to believe that _____</p> <p>You are commanded to search the premises, _____ application for the property and person in question and keep the property subject to Court Order and _____</p> <p>You are directed to execute this Search Warrant and make due return to the Clerk of the _____</p> <p>This Search Warrant is issued upon information _____</p> <p>Source: Federal Docket on http://archive.org/details/USAvHill Case sensitive Document 64-2</p> <p>2/19/10</p> <p><input type="checkbox"/> Deputy CLE <input type="checkbox"/> Assessor CLE <input type="checkbox"/> CLE <input type="checkbox"/> _____</p> <p>This Search Warrant was delivered to me on the _____ at Superior Court is closed for the transaction of _____</p>
--	---

Former USWGO Alternative News reporter Brian D Hill was hacked into by Win32/MoliVampire.A (or variant B) before his laptop was seized by Search Warrant. Child porn continued downloading for exactly eleven months while under the custody of Mayodan Police and State Bureau of Investigation.

I have no hope left after President Trump left office. The CIA/NSA is going to WAR WITH ME. The attacks and traps have been coming for days. They are trying to hurt me.

I may probably need to be placed under protection of General Michael Flynn and be placed in a safe house if they come after me with guns and abduction squads. I have even tried to get this information to Attorney Sidney Powell, Pentagon.

I have been targeted by these pedophile SCUM since 2012. The corrupt CIA and NSA people. I need some kind of evidence. YOU Have this evidence. Your likely the ONLY ONE among few others who has this evidence. I need something to prove if any of them are compromised. I need the smoking gun to get my wrongful conviction overturned and YOU HAVE THIS EVIDENCE.

I will probably ask my Attorney involved in my criminal case to subpoena you for the evidence if necessary. I don't want to put you in that position. Please help me NOW. I cannot get pardoned anymore, President Trump is GONE FOREVER. They will probably arrest him and give him a felony. Your my only hope left.

I already informed a corrupt Federal Judge that I know they are compromised and told them about your tweets. They will likely have me targeted and who knows what they will do to me now. I am at high risk if they are compromised as you have claimed. I need actions now, The Swamp must be DRAINED or they will drain all of us instead in Concentration Camps or CIA black sites. The SWAMP must be drained. That was why I mailed Chris Miller of the U.S. Pentagon, Secretary of Defense. There must be action taken on those who have framed me with child porn and those SWAMP enemies. The invisible enemies.

Brian D. Hill
Signed
Brian D. Hill

God bless you,
Brian D. Hill
Former news reporter of U.S.W.G.O. Alternative News
Ally of QANON



Date: 1/25/2021

Time: 4:04:14 AM

Number of pages: 1

Session duration: 2:08

Attn.: Attorney L. Lin Wood

To: Attorney L. Lin Wood

Recipient's number: T14045069111

Message type: Fax

Filename: C:\ProgramData\Venta\VentaFax & Voice 6\Out\Addendum to LETTER TError Correction: Yes! WOOD - USWGO INVESTIGATION(1) {2021-01-25}.tif

File description: Addendum to LETTER TO ATTORNEY L. LIN WOOD - USWGO Resolution: 200*200 dpi

Recipient's Fax ID: 1-404-506-9111

Record number: 8352

Rate: 9600 bps

ADDENDUM TO EMERGENCY LETTER TO ATTORNEY L. LIN WOOD
ON TWEETS CONCERNING BLACKMAILED FEDERAL/STATE
JUDGES AND POLITICIANS, INQUIRY THAT COULD SAVE MY LIFE
FROM BEING TARGETED BY THE CIA/NSA DEEP STATE THUGS

Monday, January 25, 2021 03:51

ATTN: L. Lin Wood Law Office of L. Lin Wood, P.C. Please CC to Sidney Powell	P.O. Box 52584 Atlanta, GA 30355-0584 Telephone: (404) 891-1402 Facsimile: (404) 506-9111
--	--

Dear L. Lin Wood,

Sorry, when I sent you that inquiry letter, I forgot to type down my mailing address. My apologies. I been so emotional lately after Donald Trump left office without pardoning me. The Federal Courts are so corrupt, I feel lost. So hopefully the evidence from The Lizard Squad could help me in being acquitted because the Courts just block anything and everything I ever do, won't give me relief on anything, don't even want to look at any evidence. My apologies for forgetting my address in my last letter.

Brian D. Hill
Signed

Brian D. Hill

God bless you,
Brian D. Hill
Former news reporter of U.S.W.G.O. Alternative News
Ally of QANON
310 Forest Street, Apartment 2
Martinsville, Virginia 24112
(276) 790-3505



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ADDENDUM TO EMERGENCY LETTER TO ATTORNEY L. LIN WOOD
ON TWEETS CONCERNING BLACKMAILED FEDERAL/STATE
JUDGES AND POLITICIANS, INQUIRY THAT COULD SAVE MY LIFE
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Brian D. Hill
Signed
 Brian D. Hill

God bless you,
 Brian D. Hill
 Former news reporter of U.S.W.G.O. Alternative News
 Ally of QANON
 310 Forest Street, Apartment 2
 Martinsville, Virginia 24112
 (276) 790-3505



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EXHIBIT 9

for

For Federal Criminal/Civil case -- BRIEF /
MEMORANDUM OF LAW AND ATTACHED
EXHIBITS IN SUPPORT OF THE PETITIONER'S
MOTION TO VACATE, SET ASIDE, OR CORRECT A
SENTENCE BY A PERSON IN FEDERAL
CUSTODY. MOTION UNDER 28 U.S.C. § 2255
by Brian David Hill

Ally of Q, Former news reporter of USWGO Alternative News
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https://twitter.com/LLinWood/status/1345991175690457091 EXHIBIT PAGE 49 OF 115 Go DEC

39 captures

4 Jan 2021 - 7 Dec 2021



 **Lin Wood**
@LLinWood

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I believe Chief Justice John Roberts & a multitude of powerful individuals worldwide are being blackmailed in a horrendous scheme involving rape & murder of children captured on videotape.

I have the key to the files containing the videos. I have also shared this information.

11:11 PM - 3 Jan 2021

3,169 Retweets 6,758 Likes



EXHIBIT 6

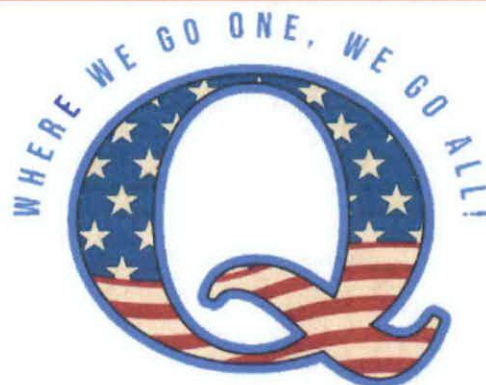
for

For MOTION TO RECONSIDER THE
ORDER/JUDGMENT UNDER DOCUMENT #300
DENYING PETITIONER'S DOCUMENT #294:
"MOTION FOR APPOINTMENT OF SPECIAL
MASTER FOR PROCEEDINGS AND FINDINGS OF
FACT OF GROUND VII"; AND DOCUMENT #296:
"MOTION FOR APPOINTED COUNSEL TO ASSIST
IN 2255 CASE MOTION AND
BRIEF/MEMORANDUM OF LAW IN SUPPORT OF
MOTION BY BRIAN DAVID HILL."

by Brian David Hill

Case no. 1:13-cr-435-1; civil no. 1:22-CV-00074

Ally of Q, Former news reporter of USWGO Alternative News
JUSTICEFORUSWGO.WORDPRESS.COM



ABOUT

Because I have so many words...



01 Monday Feb
2021

Lin Wood re: Isaac Kappy's discovery of pedo blackmail tapes

POSTED BY RADIOPATRIOT IN AMERICAN SPIRIT

≈ 4 COMMENTS

Lin Wood on TLEEGRAM:

"I ran across some unintentional misinformation on another channel today which I wanted to correct describing Isaac Kappy's key (or password) to the Jeffrey Epstein blackmail video files.

The key to the files is:

"cultstate.com has issued protections on this matter" [inside the quotations].

I posted the key (password) on Parler several weeks ago before I was removed from the site.

I received the information from a credible source who hired me as counsel and his/her identity is and shall remain confidential.

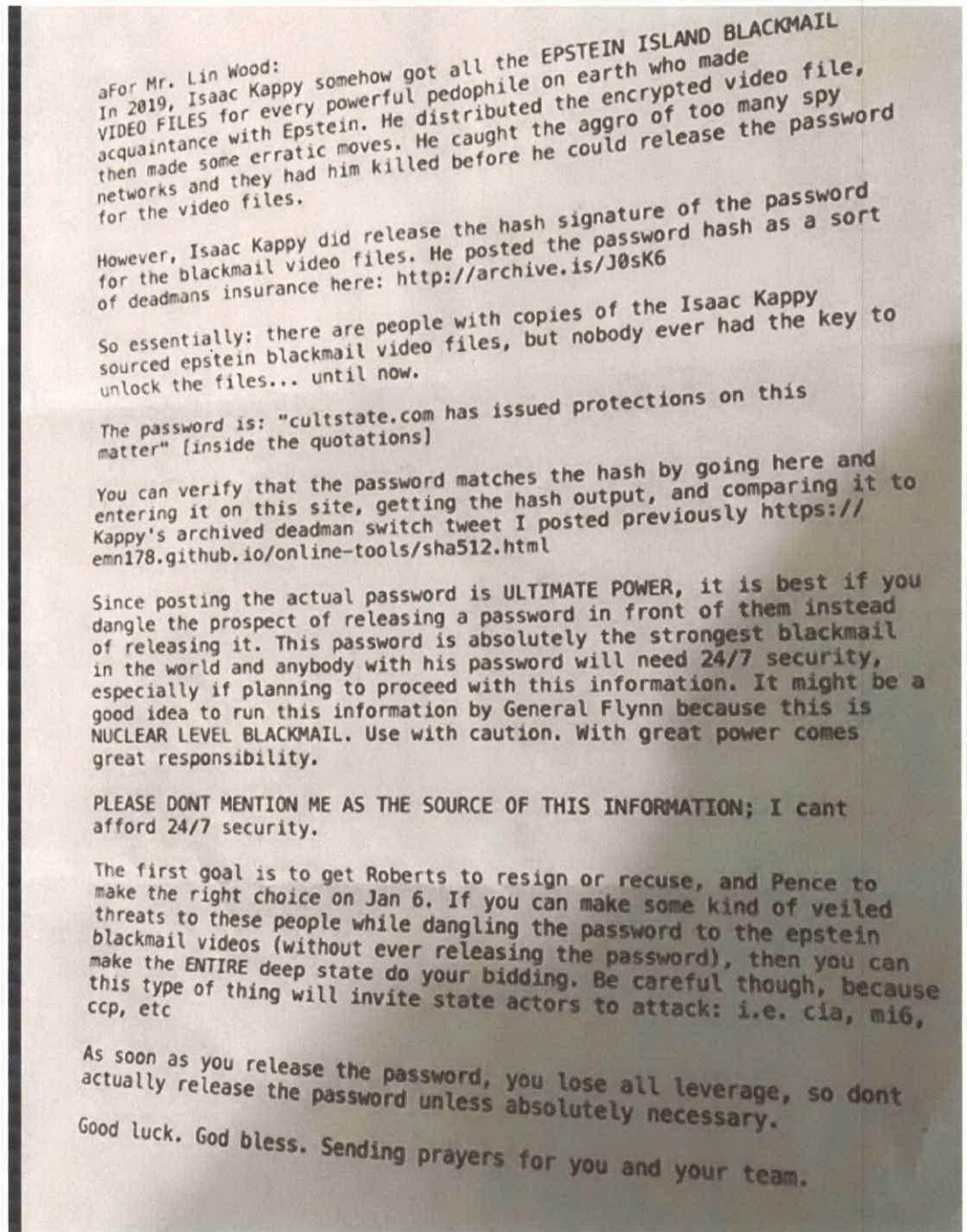
I do not know if my involvement helped reveal the blackmail tapes. I hope it did.

We must stop pedophilia and child sex trafficking. The risk I took was well worth the potential benefit to the world and to children.

EXHIBIT PAGES 100 OF 227

I did not involve General Flynn. The key (password) was not used in any manner by me as it relates to Chief Justice John Roberts or Former VP Mike Pence. My posts related to potential wrongdoing by those officials are based on the evidence of a credible whistleblower not related to the video files.

Lin 🇺🇸❤️



In case you missed this interview when it was originally posted. Re: Chief Justice John Roberts.

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THOUGHTS ON "LIN WOOD RE: ISAAC KAPPY'S DISCOVERY OF PEDO BLACKMAIL TAPES"

4



Carol E said:

February 1, 2021, at 1:08 pm

EXHIBIT PAGES 102 OF 227



Loading...

REPLY

Pingback: [The Left is determined to destroy this man. | The Radio Patriot](#)



rosa hernandez *said*:

December 6, 2021, at 7:34 pm

any government lies i can tolerate but the pic on the child abuse just hurt my soul i pray for all the ones who are bringing the truth and justice aboard thank you mr LIN there no words to express how grateful i am for all u guys do for humanity powerful prayers and blessing to you and all

Loading...

REPLY

Pingback: [@LLinWood L. Lin Wood's Tweets makes it clear, it is HIGHLY LIKELY our Federal/State Judges and Politicians are being Blackmailed, Threatened; possibly with Child Rape and Murder!!!! - Justice for Brian D. Hill of USWGO Alternative News](#)

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28						

« Jan Mar »

03993792

ANDREA KING

Andrea King

☐ RECENT POSTS

- Midnight snacks
- NIGHTCAP
- ** Special Military Operation
- Useless and dangerous
- Ukraine and Pentagon's two biowarfare labs
- BioClandestine Thread
- Of course Obama: Ukraine based Biolab with especially dangerous pathogens.
- Bryce Mitchell with Tucker Carlson
- No Name - Traitor
- X22 Report - The World Is Watching, [DS] Powerless, Patriots Shifting Narrative, No Deals
- Project Veritas - Unmasking the New York Times
- Conspiracy theory?
- How Much More???
- Turn the damned thing off.
- I pray for patience...

TOP CLICKS

- [stalkerzone.org/what-are...](#)
- [web.archive.org/web/20110...](#)
- [i0.wp.com/www.stalkerzone...](#)
- [en.wikipedia.org/wiki/Ars...](#)
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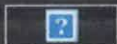


EXHIBIT PAGES 105 OF 227

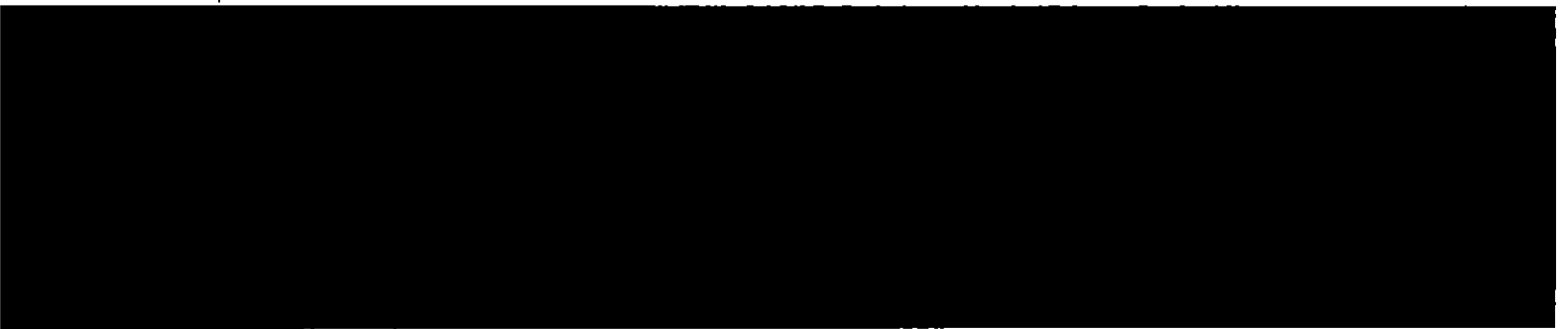


EXHIBIT 10

for

For Federal Criminal/Civil case -- BRIEF /
MEMORANDUM OF LAW AND ATTACHED
EXHIBITS IN SUPPORT OF THE PETITIONER'S
MOTION TO VACATE, SET ASIDE, OR CORRECT A
SENTENCE BY A PERSON IN FEDERAL
CUSTODY. MOTION UNDER 28 U.S.C. § 2255
by Brian David Hill

Ally of Q, Former news reporter of USWGO Alternative News
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15 captures

3 Jan 2021 - 17 Dec 2021



Lin Wood

@LLinWood

Follow

Our country must face truth about its so-called leaders. The good, bad & ugly truth. We must expose swamp inhabitants to disinfectant of sunshine.

No more dirty little "inside Beltway" secrets. We need truth. These two men do not even tell us truth about their adopted children.



Lin Wood, P.C. Speak Truth.
3. #FightBack for Freedom
w #WorldOfTheBlocked

EXHIBIT 11

for

For Federal Criminal/Civil case -- BRIEF /
MEMORANDUM OF LAW AND ATTACHED
EXHIBITS IN SUPPORT OF THE PETITIONER'S
MOTION TO VACATE, SET ASIDE, OR CORRECT A
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CUSTODY. MOTION UNDER 28 U.S.C. § 2255
by Brian David Hill

Ally of Q, Former news reporter of USWGO Alternative News
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16 captures

4 Jan 2021 - 1 Dec 2021



Lin Wood

@LLinWood

Follow

After Kappy received the hacked files from member of Lizard Squad, he gave files to one friend and the encryption key to another friend. He provided this information to his friends shortly before he was murdered in May 13, 2019. Members of Lizard Squad were jailed for hacking.

11:28 PM - 3 Jan 2021

713 Retweets 1,331 Likes



EXHIBIT 12

for

For Federal Criminal/Civil case -- BRIEF /
MEMORANDUM OF LAW AND ATTACHED
EXHIBITS IN SUPPORT OF THE PETITIONER'S
MOTION TO VACATE, SET ASIDE, OR CORRECT A
SENTENCE BY A PERSON IN FEDERAL
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U.S.W.G.O.



<https://twitter.com/LLinWood/status/1345993980811616256>

EXHIBIT PAGE 55 OF 115

Go

DEC

[18 captures](#)

04 Jan 2021 - 10 Sep 2021

2020



Lin Wood

@LLinWood

Follow



The blackmail targets are approached with a gun, a child, & a camera. The target is ordered to rape the child on video. The target is then ordered to shoot the child on video. The target is then owned & controlled by the blackmailers until blackmail evidence loses its value.

11:22 PM - 3 Jan 2021

EXHIBIT 14

for

For Federal Criminal/Civil case -- BRIEF /
MEMORANDUM OF LAW AND ATTACHED
EXHIBITS IN SUPPORT OF THE PETITIONER'S
MOTION TO VACATE, SET ASIDE, OR CORRECT A
SENTENCE BY A PERSON IN FEDERAL
CUSTODY. MOTION UNDER 28 U.S.C. § 2255
by Brian David Hill

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The logo for USWGO, featuring the letters 'U.S.W.G.O.' in a bold, white, sans-serif font with a slight shadow effect, set against a dark blue background. The letters are slightly offset to the right, creating a sense of depth.

https://twitter.com/LLinWood/status/1345992806750433286 EXHIBIT PAGE 59 OF 115

16 captures

4 Jan 2021 - 14 Sep 2021



Lin Wood

@LLinWood

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This blackmail scheme is conducted by members of 10 of world's most well-known & "elite" intelligence agencies.

One of those groups was hacked by a group known as Lizard Squad. The blackmail files of rape & murder were obtained by this group & copy was provided to Isaac Kappy.

Lin Wood @LLinWood

I believe Chief Justice John Roberts & a multitude of powerful individuals worldwide are being blackmailed in a horrendous scheme involving rape & murder of children captured on videotape...

11:17 PM - 3 Jan 2021

Lin Wood, P.C. Speak Truth.
SS. #FightBack for Freedom

RECORD NOS. 22-6325 and 22-6501

In The
United States Court of Appeals
For The Fourth Circuit

UNITED STATES OF AMERICA,

Petitioner

v.

BRIAN DAVID HILL,

Respondent.

RECEIVED
2022 SEP -6 PM 3:41
FOURTH CIRCUIT

**ON APPEAL FROM THE UNITED STATES DISTRICT
COURT FOR THE MIDDLE DISTRICT OF NORTH
CAROLINA AT GREENSBORO**

PETITION FOR REHEARING OR REHEARING EN BANC



Brian David Hill – Ally of Qanon
Founder of USWGO Alternative News
310 Forest Street, Apt. 2
Martinsville, Virginia 24112
(276) 790-3505



Pro Se Appellant
SEPTEMBER 2, 2022

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III. ARGUMENT	6
A. Argument	6
i. This Court should find that the panel erred in failing to find that the consolidated appeals were authorized as interlocutory appeals over a serious matter of a Special Master being necessary for reviewing over alleged and potentially serious blackmail materials (Appeal cases no. 22-6325 Dkt. 2; no. 22-6501 Dkt. 6).	6
ii. This Court should find that the panel erred in failing to find that the need for a Special Master to investigate the blackmail scheme alleged by Attorney L. Lin Wood concerning Appellant’s fears (Dkt. #301-3) far outweighs the need to wait for a final disposition in the 2255 case when a non-impartial judge is more dangerous to a pending criminal or civil case warranting intervention by this court (Appeal cases no. 22-6325 Dkt. 2; no. 22-6501 Dkt. 6).	9
iii. This Court should find that the Panel misinterpreted or overlooked the fact that blackmail alleged by a credible attorney is a serious issue and should not have dismissed the two interlocutory appeals and remanded the issue for evidentiary proceedings, asking the source of the alleged information who is Attorney L. Lin Wood, and getting to the bottom of those blackmail fears of Appellant to justify whether relief may be appropriate and whether a Special Master is truly needed to resolve the issues of bias, prejudice, and impartiality if a judge is ever compromised by any blackmail scheme. (Appeal cases no. 22-6325 Dkt. 2; no. 22-6501 Dkt. 6).	12-13

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CERTIFICATE OF FILING AND SERVICE17

I. INTRODUCTION AND RULE 35(b)(1) STATEMENT

In the undersigned Appellant (“Appellant”) Brian David Hill’s judgment, the following situation exists: (1) a material factual, legal matter, or Constitutional matter was overlooked in the decision and (2) this proceeding involves one or more questions of exceptional importance.

Appellant will not submit two separate Petitions for Rehearing since both appeal cases no. 22-6325 and 22-6501 were consolidated by Court Order dated July 28, 2022.

Specifically, the material factual or legal matter which was overlooked and the question of exceptional importance is whether Appellant’s appeals should have been denied on the basis that they were not appealing a final order. Appellant believes his pro se appeals were misinterpreted as regular appeals instead of interpreted as interlocutory appeals over critical important factual matters and legal matters (if not an emergency issue) of possibly judges being blackmailed and compromised with child rape and murder due to issues raised by a credible licensed attorney from Georgia, and the Court is refusing to appoint a Special Master to review over the alleged blackmail videos and obtain them from Attorney Lin Wood’s source(s)/client(s) to determine if the federal judges directly involved in the foregoing case(s) had been in one of those alleged blackmail video recordings. This attorney

directly named on Twitter and on a public post (Dkt. #301-6, Page 3, Page 2) Supreme Court Justice John Roberts as an alleged suspect of being compromised by being blackmailed with child rape and murder. Until a Special Master can be appointed by the inferior District Court, until this matter is fully investigated and the blackmail video recordings reviewed, this matter of blackmail can never be resolved and the issue of federal judges being blackmailed with child rape and murder will never end as a never-ending suspicion of compromised judges' ruling the lower courts. Courts have the authority to construe pro se filings liberally. *Pierce v. Dobbs*, Civil Action 5:21-cv-00902-RBH, n.1 (D.S.C. Jul. 29, 2021) ("The Court is mindful of its duty to liberally construe Petitioner's pro se filings. See *Erickson v. Pardus*, 551 U.S. 89, 94 (2007) (recognizing "[a] document filed pro se is to be liberally construed" (internal quotation marks omitted)). But see *United States v. Wilson*, 699 F.3d 789, 797 (4th Cir. 2012) ("Although courts must liberally construe the claims of pro se litigants, the special judicial solicitude with which a district court should view pro se filings does not transform the court into an advocate."").

Question is regarding whether the Panel had erred in dismissing two consolidated appeals (Appeal cases no. 22-6325 Dkt. 2; no. 22-6501 Dkt. 6) over the U.S. District Court's ("Trial Court") decision in denying multiple pro se motions (Dkt. #294, #296) seeking a Special Master and Dkt. #301 motion to reconsider (Dkt. #312-Page 5) the order denying the Motion for a Special Master. Interlocutory appeals over denying motions asking for a Special Master to review over alleged sexual blackmail videos claimed by a licensed attorney Lin Wood are necessary over

issues of judges allegedly and possibly being blackmailed, being compromised and unable to perform their ministerial duties of the office they are appointed to. This Court has interlocutory jurisdiction over issues and matters of possibly/probable judicial blackmail being asserted due to the claims by credible/licensed Attorney Lincoln L. Lin Wood of Georgia (Credibility Dkt. #301-1, 301-2, 301-5, 301-6, 301-9, #299-Page 3) who had made claims on Twitter which is in the record (Dkt. #293-7, 293-8, 293-9, 293-10, 293-11, 293-12, 293-13) claiming that “judges” and “officials were being blackmailed (“...NUCLEAR LEVEL BLACKMAIL.”, DKT. #301-6 Page3) in a horrendous scheme allegedly with “child rape” and “murder” of the raped children in blackmail videotapes, allegedly. They are pending motions which were denied and was being appealed interlocutory in the two appeals, in the 28 U.S.C. § 2255 motion case, nevertheless the Constitutional, legal, and due process issues of the requirement of impartiality of judges due to the Code of Conduct for United States Judges in criminal cases and even Habeas Corpus cases where life, liberty, and/or property are at risk of being permanently lost are the most important issues here for reconsideration. Judges must never be blackmailed by anybody, they must never even be blackmailed by the Government so they must not blackmail judges and officials, and any issues from any credible witnesses such as a licensed attorney which were addressed on record give a reasonable belief that there are the alleged existence of video recordings with God-knows how many federal and/or state judges are being blackmailed with child rape and murder. Attorney Lin Wood even hinted that Chief Justice John Roberts of the U.S. Supreme Court (Dkt. #293-8, Page

2) who is assigned over this Fourth Circuit U.S. Court of Appeals may be one of those being allegedly blackmailed with the heinous crime. This is a very serious issue here requiring interlocutory relief instead of being denied.

Appellant believes this error contradicts with this Court's interlocutory powers under 28 U.S.C. § 1292, and contradicts this Court's supervisory authority over interlocutory appeals to prevent a partial, biased, or even a possibly compromised judge possibly compromised by blackmail materials, pursuant to the impartiality requirements of judges in cases and pursuant to 28 U.S. Code § 455 - Disqualification of justice, judge, or magistrate judge. Interlocutory appeals are a right and necessity over issues of disqualification and issues of impartiality directly affecting and impacting the constitutional legal rights, due process, and all proceedings in a pending case.

II. SUMMARY OF THE ARGUMENT

This Court should find that the Panel erred in dismissing both interlocutory appeals concerning the District Court erring as a matter of law or abused discretion in denying multiple pro se motions (Dkt. #294, #296) seeking a Special Master and motion to reconsider (Dkt. #312-Page 5) the order denying the Motion for a Special Master. A Special Master is warranted when a witness is available with alleged evidence such as video recordings of blackmail activity concerning "judges" and "officials" (Dkt. #293-7, 293-8, 293-9, 293-10, 293-11, 293-12, 293-13). It is dangerous for a Special Master not to be appointed in a pending Habeas Corpus

2255 civil case when the issue of a vague number of judges allegedly being blackmailed arises from a credible licensed attorney from Georgia (Credibility Dkt. #301-1, 301-2, 301-5, 301-6, 301-9, #299-Page 3).

This Court should find that the panel erred in failing to consider the consolidated appeals as properly filed interlocutory appeals raising impartiality issues which cannot be resolved properly at the end of the disposition of the 2255 case when the damage which can be done by possibly blackmailed and compromised judges are at issue here. Possibly because the blackmail videos have not been subpoenaed and reviewed yet. Every law enforcement agency in America should be sifting through the alleged encrypted blackmail videos of child rape and murder concerning “judges” and “officials” yet no Court has dare to investigate the information on these alleged tapes brought up to the general public by this attorney from Georgia, referring to Attorney Lin Wood.

This Court should find that the panel should have extended and/or modified existing law to hold that the District Court erred or abused discretion by denying multiple pro se motions (Dkt. #294, #296) seeking a Special Master and motion to reconsider (Dkt. #312-Page 5) the order denying the Motion for a Special Master. That is because the alleged blackmail videos spoken of by this witness need to be reviewed over, need to be subpoenaed, and each and every alleged encrypted video needs to be sifted through to determine how many Federal Judges ever involved in the criminal case/2255 case of Appellant may have been blackmailed and compromised here.

III. ARGUMENT

- i. This Court should find that the panel erred in failing to find that the consolidated appeals were authorized as interlocutory appeals over a serious matter of a Special Master being necessary for reviewing over alleged and potentially serious blackmail materials (Appeal cases no. 22-6325 Dkt. 2; no. 22-6501 Dkt. 6).**

The panel erred with its unpublished opinion finding “The orders Hill seeks to appeal are neither final orders nor appealable interlocutory or collateral orders. Accordingly, we dismiss the appeals for lack of jurisdiction” (citation reformatted, period omitted) when the issue of blackmail surfaces from this highly credible attorney from Georgia (Dkt. #301-1, 301-2, 301-5, 301-6, 301-9, #299-Pg.3).

This issue of blackout which was brought up as Appellant had been aware of this issue since January of 2021 (Dkt. #301-3), by Attorney L. Lin Wood’s public statements from Twitter Tweets my family made photocopies of (Dkt. #293-7, 293-8, 293-9, 293-10, 293-11, 293-12, 293-13). Appellant had asked this attorney (Dkt. #301-3) for whether specific Federal Judges directly involved in his criminal and/or civil cases from the Middle District of North Carolina were seen in any of the alleged blackmail videos. Attorney Lin Wood never gave an answer on whether or not those specific judges at issue in those denied motions were compromised or were not compromised. Blackmail leads to a judge being compromised and permanently removed a judge’s impartiality, lack of bias, ethics, and professionalism. The issue that Federal/State Judges may be blackmailed and set up into this by our Intelligence

Agencies with child rape and murder to control them. They hold our federal and state judiciary hostage and hold our democracy hostage to secret criminal forces through usage of pedophilia and blackmail. That would explain why things are broken in the state/federal legal systems. I hope that District Court judges are not being blackmailed by child rape and murder videotapes as Attorney L. Lin Wood suggested. It would ease the mind of Appellant and ease the mind of the U.S. Attorney to know whether or not the federal judges in both parties cases are A-Okay and are impartial, instead of worrying over being compromised and blackmailed. Appellant had formerly asked for the Judicial Council to investigate Lincoln L. Lin Wood's claims to subpoena and determine if any Judges involved in Appellant's cases were ever being blackmailed with child rape and murder videotapes by the Intelligence Agencies. That failed because the Judicial Complaint was denied and dismissed without any ever an investigation into Lin Wood's claims, they are left as they are, without confirmation from any investigators which could have gathered the evidence to make a determination over this fear of blackmail issue, once and for all. If that issue of blackmail is ever confirmed true than it further demonstrates total deprivation and violation of Due Process of Law and a multitude of frauds upon the court by usage of blackmail against the Judiciary by corrupt elements of the United States of America Government. **Appellant is not the source of such information; L. Lin Wood should be subpoenaed if this court so inquires. Ask him about who may be blackmailed in the District Court and how that may be relevant/material to Appellant's cases and always losing every case. That is why**

a Special Master is necessary to review over the alleged blackmail videos. If Lin Wood had lied about any of this, then he should be charged with obstruction of justice and disbarred for lying about a serious issue of child rape and murder. If Lin Wood is right, then there seriously needs to be a check on each judge of each district to determine if any of them were in the alleged videos and the remedy for such heinous criminal blackmail. Which that only remedy could be impeachment or resignation, then indictment and arrest of the blackmailed judges.

Appellant fears that he had been a victim of a double standard judiciary since his charge in 2013 because of the refusal of the U.S. Federal Bureau of Investigation (FBI) as they don't investigate high up political corruption, and the refusal of the U.S. Department of InJustice (DOJ) to investigate the blackmail and corruption within our United States Government, the Appellant and almost any other criminal defendant is subject to a double standard judicial system where laws don't matter, facts don't matter, people don't matter, nothing matters because the corruption can and will take away a person's liberty, property, and even their life (causing death). Real criminals do very well and the political prisoners just suffer each and every day with no hope of a presidential pardon or any relief, it just doesn't happen. The double standards are not lawful and not constitutional but they will exist until the high ups of corruption including the blackmailers are ever held to account in the judicial system. Appellant fears justice will never be done in this lifetime in America. America has fallen and may never be revived under such blatant

corruption. The DOJ/FBI will not end the practice of politicians and judges being blackmailed with sex crimes or any crimes if it fits the narrative of the Deep State and their Swamp of bureaucrats.

I mean a credible attorney comes in with claims of blackmail, child rape and murder, and nobody seems interested to want to do anything about it. Law enforcement is okay with the child rape and murder. The U.S. Attorney is okay with the child rape and murder, while Appellant was labeled a danger to the community (Dkt.#88, Page 5) as alleged by U.S. Probation Office in the first supervised release violation charge, Appellant's a virgin but is considered a danger to society, but it is okay for judges and officials to rape children and murder them on video files, and nobody does anything about it. How typical of the DOJ and FBI to do absolutely nothing but only target people for political persecution, ruin their lives, make people think of suicide, harassing them for the rest of their lives, attack and target, lie about individuals and never give them a fair trial. If the issue of blackmail can never be investigated, Appellant has completely lost faith in the federal judiciary and will never have faith in it again, even if it ever gets fixed. Appellant will never have faith in Government again.

- ii. **This Court should find that the panel erred in failing to find that the need for a Special Master to investigate the blackmail scheme alleged by Attorney L. Lin Wood concerning Appellant's fears (Dkt. #301-3) far outweighs the need to wait for a final disposition in the 2255 case when a non-impartial judge is more dangerous to a pending criminal or civil case warranting intervention by this court (Appeal cases no. 22-6325 Dkt. 2; no. 22-6501 Dkt. 6).**

Respectfully, this Court should find that the Panel made errors of judgment by overlooking the need for a Special Master to investigate the blackmail scheme alleged by Attorney L. Lin Wood concerning Appellant's fears (Dkt. #301-3) which far outweighs the need to wait for a final disposition in the 2255 case when a non-impartial judge is more dangerous to a pending criminal or civil case warranting intervention by this court.

While the law clearly states the impartiality requirement under federal law:

28 U.S.C. § 455 (“(a) Any justice, judge, or magistrate judge of the United States shall disqualify himself in any proceeding in which his impartiality might reasonably be questioned. (b) He shall also disqualify himself in the following circumstances: (1) Where he has a personal bias or prejudice concerning a party, or personal knowledge of disputed evidentiary facts concerning the proceeding”)

Also in Tennessee, they have special interlocutory powers where if a judge may not be impartial, then such interlocutory appeal powers are warranted and authorized. For example see this rule, amended through July 28, 2022:

CITATION OF Section 2 - Availability of Interlocutory Appeal as of Right Following Denial of Disqualification or Recusal Motion, Tennessee Rules of the Supreme Court (“2.01. If the trial court judge enters an order denying a motion for the judge's disqualification or recusal, or for determination of constitutional or statutory incompetence, the trial court's ruling either can be appealed in an accelerated interlocutory appeal as of right, as provided in this section 2, or the ruling can be raised as an issue in an appeal as of right, see Tenn. R. App. P. 3, following the entry of the trial court's judgment. These two

alternative methods of appeal-the accelerated interlocutory appeal...”)

The primary example of this type of rule from the Tennessee Supreme Court system cited above as example, as well as citation thereof has shown the importance of the issue of 28 U.S.C. § 455 all demonstrating the necessity of a Special Master to make the determination of whether the Hon. Thomas David Schroeder (Dkt. #200) may or may not be compromised in one of the alleged blackmail videos alleged by Attorney L. Lin Wood causing Appellant's fears (Dkt. 301-3, EMERGENCY LETTER TO LIN WOOD) as this same judge Appellant has this fear of blackmail over is at issue with his final criminal conviction judgment, at issue in this 2255 case (Dkt. #291, 292). Special Masters are warranted over such fears. Special Masters can end such fears by checking over the blackmail videos alleged by Lin Wood to determine if either Hon. Thomas David Schroeder or Hon. William Lindsey Osteen Junior may or may not be blackmailed with child rape and murder. The only way these fears go away is by questioning Attorney Lin Wood, holding an evidentiary hearing with Attorney Lin Wood, have his source or sources present the blackmail videos allegedly brought up and review over them to determine the legitimacy of Lin Wood's claims. A Special Master is necessary for this step and can silence those fears of Appellant and make him feel more confident if the Middle District of North Carolina has no blackmailed judges. Proving the judges are not compromised would help quell those fears.

This Court should find that the Panel made errors by simply not rectifying the issues involving the need for a Special Master to review over the blackmail videos before proceeding any further with the 2255 case. It is not a good idea with Appellant's fears of what could or could not be true (Dkt. 301-3, EMERGENCY LETTER TO LIN WOOD), that refusing a Special Master to review over the alleged blackmail videos (Dkt. #293-7, 293-8, 293-9, 293-10, 293-11, 293-12, 293-13) from a credible licensed attorney witness (Dkt. #301-1, 301-2, 301-5, 301-6, 301-9, #299-Pg.3.). This attorney practices in the federal court system as well. For this attorney to make publicly vague statements about the blackmail is very concerning and requires investigation by law enforcement, the courts, or both. Doing nothing about addressing the claims of child rape and murder blackmail claims is insanity, and Appellant will always have this fear and anxiety that will never go away, it may keep increasing and no longer will Appellant trust the courts, he won't trust the Government, he won't trust anybody in law enforcement. These fears can spread with every concerned American who is a fan of Attorney Lin Wood or ever worked with this man.

- iii. **This Court should find that the Panel misinterpreted or overlooked the fact that blackmail alleged by a credible attorney is a serious issue and should not have dismissed the two interlocutory appeals and remanded the issue for evidentiary proceedings, asking the source of the alleged information who is Attorney L. Lin Wood, and getting to the bottom of those blackmail fears of Appellant to justify whether relief may be appropriate and whether a Special Master is truly needed to resolve the issues of bias, prejudice, and impartiality if a judge is ever compromised by any blackmail scheme. (Appeal cases no. 22-6325 Dkt. 2; no. 22-6501 Dkt. 6)**

Respectfully, this Court should find that the Panel misinterpreted or overlooked the fact that blackmail alleged by a credible attorney is a serious issue and should not have dismissed the two interlocutory appeals and remanded the issue for evidentiary proceedings, asking the source of the alleged information through Attorney L. Lin Wood, and getting to the bottom of those blackmail fears of Appellant to justify whether relief may be appropriate and whether a Special Master is truly needed to resolve the issues of bias, prejudice, and impartiality if a judge is ever compromised by any blackmail scheme.

It's even made clear by Attorney Lin Wood that he publicly accused Chief Justice John Roberts who is assigned to the Fourth Circuit, and this allegation is against the Chief Justice, the most powerful position of the federal judiciary in the United States of America, these allegations must either be proven or this attorney should be disbarred as not credible, these issues warrant investigation by a Special Master if not law enforcement willing to take action to investigate this matter:

Dkt. 301-6, pg. 2-3: I received the information from a credible source who hired me as counsel and his/her identity is and shall remain confidential....I do not know if my involvement helped reveal the blackmail tapes. I hope it did...The key (password) was not used in any manner by me as it relates to Chief Justice John Roberts or Former VP Mike Pence. My posts related to potential wrongdoing by those officials are based on the evidence of a credible whistleblower.

Dkt. #292, Page 132: Lin Wood made it clear that: "I believe Chief Justice John Roberts & a multitude of powerful individuals worldwide are being blackmailed in a horrendous scheme involving rape & murder of children captured on videotape. I have the key to the files containing the videos. I have also shared

this information.”

Either Lin Wood is right or he is wrong. These allegations and accusations are too serious and are not a joke, it is not satire from this licensed attorney, I mean how can any of this ever be satire as it is not even funny, it is terrible and extremely dangerous stuff. Children are victims here if this is indeed true.

This Court needs to consider whether the two interlocutory appeals were ripe for jurisdiction and this Court should vacate the panel’s dismissal of the consolidated appeals and order remand on issues raised in both appeal briefs in both cases (Appeal cases no. 22-6325 Dkt. 2; no. 22-6501 Dkt. 6) for evidentiary proceedings, asking the source of the alleged information through Attorney L. Lin Wood and get the information from his client(s)/source(s) through this proxy attorney who has been protecting the identity or identities of whoever is allegedly revealing about this blackmail scheme, and getting to the bottom of those blackmail fears of Appellant (Dkt. #301-3) to justify whether relief may be appropriate and whether a Special Master is truly needed on a interlocutory basis to resolve the issues of bias, prejudice, and partiality if a judge is ever compromised by any blackmail scheme.

This Court should find that the Panel made errors by simply not rectifying the issues of this Court having jurisdiction over interlocutory appeals and should consider both appeals as interlocutory appeals pursuant to 28 U.S.C. § 1292.

IV. CONCLUSION

For the reasons stated above, the Appellant urges this Court to grant his petition for rehearing/rehearing en banc, vacate and/or modify the panel's opinion and judgment entered August 23, 2022, re-review over Appellant's Informal Briefs filed on May 2, 2022 (case no. 22-6501) and April 13, 2022 (case no. 22-6325), and vacate the judgments/orders denying multiple pro se motions (Dkt. #294, #296) seeking a Special Master and motion to reconsider (Dkt. #312-Page 5) the order denying the Motion for a Special Master

Respectfully Submitted,
Dated: SEPTEMBER 2, 2022

BRIAN DAVID HILL

Pro Se

Brian D. Hill
Signed

Brian D. Hill

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CERTIFICATE OF COMPLIANCE

1. This brief complies with type-volume limits because, excluding the parts of the document exempted by Fed. R. App. P. 32(f) (cover page, disclosure statement, table of contents, table of citations, statement regarding oral argument, signature block, certificates of counsel, addendum, attachments):

this brief contains [3,900] words.

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Dated: September 2, 2022

Brian D. Hill
Signed

Brian D. Hill

U.S.W.G.O.



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Pro Se Appellant

CERTIFICATE OF FILING AND SERVICE

I hereby certify that on this 2nd day of September, 2022, I caused this Petition for Rehearing or Rehearing En Banc to be filed with the Clerk of the Court by mailing the foregoing (Priority Mail, postage prepaid) with the Clerk of the Court then request that pursuant to 28 U.S.C. §1915(d) that the Clerk of the Court move to electronically file the foregoing using the CM/ECF system, which will send notice of such filing to the following registered CM/ECF users:

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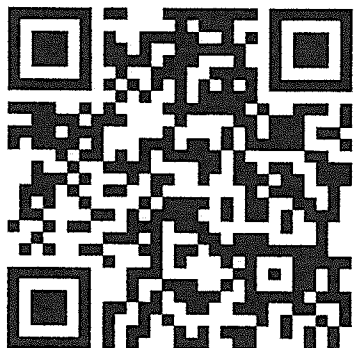
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Signed

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**FEDERAL PORN WARS - Part 3: BLACKMAIL of
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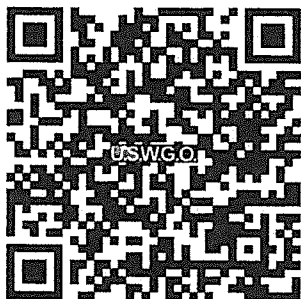
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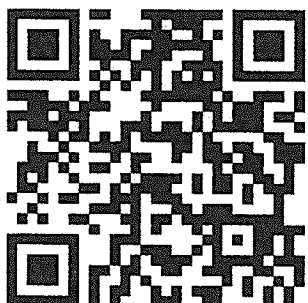


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RAMASWAMY KNOWS THAT THE FEDERAL GOVERNMENT LOVES CHILD PORN BECAUSE IT IS THE PERFECT WEAPON OF POLITICAL WARFARE, PLANTING CHILD PORN TO DESTROY ANYBODY THEY WISH.

EXHIBIT PAGES 136 OF 227

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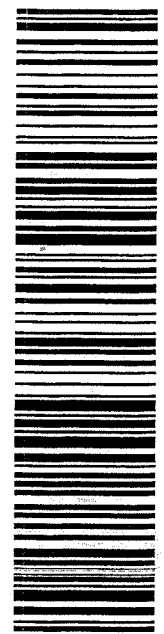
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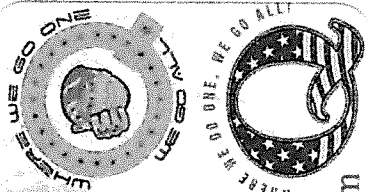
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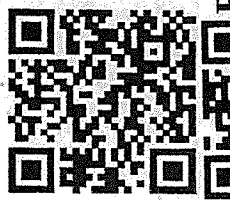
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FEDERAL PORN WARS - Part 3: BLACKMAIL of Series -

EXHIBIT 6

for

For MOTION TO RESTART APPEAL PROCESS
AND RETRANSMIT THE RECORD OF THE TRIAL
COURT IN APPEAL

CAV record no. 1424-22-3, 1425-22-3

Ally of Q, Former news reporter of USWGO Alternative News
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No.22-6123

In The
Supreme Court Of The United States

BRIAN DAVID HILL,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent,

On Petition for a Writ of Certiorari to
the United States Court of Appeals for
the Fourth Circuit

**EMERGENCY MOTION FOR RESPONSE FROM
RESPONDENT: UNITED STATES OF AMERICA IN
CERTIORARI CASE**

Brian David Hill

Pro Se

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Dated: December 2, 2022



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**EMERGENCY MOTION FOR RESPONSE FROM
RESPONDENT: UNITED STATES OF AMERICA IN
CERTIORARI CASE**

To all of the Honorable Justices of the Supreme Court of the United States:

Pursuant to Supreme Court Rule 21.2(c), Petitioner Brian David Hill hereby moves for this Court to request a response or opposition brief or any response brief from the Respondent: United States of America.

Petitioner Brian David Hill respectfully requests that Respondent: United States of America file a response to Petitioner's filed Petition for Writ of Certiorari, the foregoing case.

SUMMARY OF MOTION

This Court has jurisdiction for Petitioner's EMERGENCY MOTION under Supreme Court Rule 21.2(c).

With the facts in support of this EMERGENCY MOTION, Petitioner states as follows:

1. On November 7, 2022, Petitioner had filed a Petition for Writ of Certiorari. It was docketed on November 21, 2022. The Respondent: United States of America, was given until December 21, 2022 to file a response to the Petitioner's petition. The Petition for the Writ of

Certiorari is over a final judgment/order of the U.S. Court of Appeals for the Fourth Circuit. This EMERGENCY MOTION is only to address an issue of significant emergency importance that must be addressed before any further proceedings begin in Petitioner's case for petition for Writ of Certiorari.

2. On November 30, 2022, The Respondent: United States of America, had filed its "WAIVER" stating in writing that "The Government hereby waives its right to file a response to the petition in this case, unless requested to do so by the Court".

3. Therefore Petitioner requests that this Court and its honorable justices compel the Respondent: United States of America to respond to the petition in this case for the following reasons as stated herein in paragraphs 4-13.

4. Reason number 1. The Respondent: United States of America is represented by attorneys working entirely for the United States Department of Justice and the United States Attorneys Office for the Middle District of North Carolina.

5. Reason number 2. The U.S. Department of Justice is supposed to investigate crimes and prosecute crimes of any nature under federal law. Any evidence known to them of federal crimes and concerning criminal activities, they should be caring about those activities and taking great care in investigation of and prosecuting

those crimes if proven truthful and meritorious with the credible evidence from any credible witnesses and any tangible admissible evidence.

5. Reason number 3. This entire case for Petitioning for Writ of Certiorari is concerning a request to the United States District Court for a Special Master to investigate alleged blackmail videos (whether actual tapes or video recordings on digital video file formats aka digital videos) of child rape and murder concerning “judges” and “officials” which may or may not include the Chief Judge Thomas David Schroeder and former Chief Judge William Lindsey Osteen Junior, of the Middle District of North Carolina. Review over record Document #294, Jan 27, 2022, entitled: “MOTION FOR APPOINTMENT OF SPECIAL MASTER FOR PROCEEDINGS AND FINDINGS OF FACT OF GROUND VII "...BLACKMAIL SCHEME INVOLVING CHILD RAPE AND MURDER..." Concerning "JUDGES" MOTION AND BRIEF/MEMORANDUM OF LAW IN SUPPORT OF MOTION by BRIAN DAVID HILL. (1:22CV74) (Butler, Carol) Modified on 1/28/2022 to reflect civil case number. (Butler, Carol) (Entered: 01/28/2022).

5. Reason number 4. The United States of America is illegally, unconstitutionally, and unlawfully winning every appeal, winning against every motion filed by Petitioner, winning against every

UNCONTESTED motion filed by Petitioner, and Petitioner does not prevail on anything. This is regardless of what evidence is filed whether admissible or not, regardless of what witnesses are suggested and what affidavits are filed or offered. The U.S. District Court ignores all evidence and anything favorable to the Petitioner. The judges ignore the evidence, witnesses, and ignore everything unless it is against the Petitioner, and unless it is something favorable to the Respondent: United States of America.

6. Reason number 5. They are illegally and unconstitutionally winning every appeal and against every motion ever filed by Petitioner ever since his child pornography case had begun on November 25, 2013, because the United States of America has something which can compel any potentially blackmailed judge to always rule in favor of the United States of America. Attorney L. Lin Wood had alleged in one of his tweets in the record of the U.S. District Court, his archived tweet discovered by Petitioner's family, printed in PDF format for Petitioner to use as evidence. Attorney Lin Wood had alleged that:

CITATION from District Court record Documents #293-13, Page 2 of 2 as well as Document #301-3, Page 8 of 12:

“This blackmail scheme is conducted by members of 10 of world's most well-known & “elite” intelligence agencies.”

“One of those groups was hacked by a group known as Lizard Squad. The blackmail files of rape & murder were obtained by this group & copy was provided to Isaac Kappy.”

“@LLinWood”

“I believe Chief Justice John Roberts & a multitude of powerful individuals worldwide are **being blackmailed in a horrendous scheme involving rape & murder of children captured on videotape....**”

“11:17 PM - 3 Jan 2021”

7. Reason number 6. The intelligence agencies such as the Central Intelligence Agency (CIA), Federal Bureau of Investigation (FBI), U.S. Department of Homeland Security (DHS) and the U.S. Department of Justice (DOJ) all are considered well-known intelligence agencies under the purview of the United States of America, and under the jurisdiction of the United States of America.

8. Reason number 7. It is illegal, unconstitutional, and it is a criminal act or even an organized criminal conspiracy for an agent or employee of the United States of America government to ever be engaging in acts of “blackmail” or blackmailing a “judge” of the United States of America. Blackmailing a federal judge is illegal, it is unconstitutional, it is unethical, and is a sheer violation of due process of law. It is criminal and the United States of America should not be engaging in blackmailing government officials or judges. This is illegal, unconstitutional, and prevents any civil litigant or criminal defendant the constitutionally protected rights of due process of law. This is illegal, unconstitutional, and prevents any civil litigant or criminal defendant the constitutionally protected rights of an

impartial trier of fact and even of the right to effective assistance of counsel, all constitutional rights in jeopardy with such blackmail scheme. Law requires that no judge be blackmailed. No party to any case, whether criminal case or civil case, no party to any case should ever be permitted to blackmail a judge. When a District Court refuses to investigate an allegation of blackmail from a highly credible attorney L. Lin Wood, who staked his career on the line and put his entire life at risk by making these claims of a criminal blackmail scheme of child rape and murder by the targeted individuals such as “judges” and “officials”. The United States of America needs to answer for this and not shirk their responsibility in this matter. The United States of America blackmailed federal judges to always receive a favorable judicial decision throughout the entire criminal case and civil 2255 cases accumulatively. They need to answer these questions why they allow allegedly an intelligence agency to engage in blackmailing federal judges. This should not be allowed. They are attempting to shirk filing a response to these issues. The DOJ and the FBI refuses to investigate this child rape and murder blackmail scheme. I thought the very same people such as the corrupt United States Attorney who prosecuted me for allegedly possession of child pornography while for 11 months it was downloading on emule.exe after my computer was seized by law enforcement, I thought they

would care about investigating and prosecuting crimes of children being raped and murdered. See <https://wearechange.org/case-brian-d-hill/> - Link provided by family. See the case law from this U.S. Supreme Court that the U.S. Government cannot punish or convict a criminal defendant in their own charged case by acting as lawbreakers themselves.

CITATION OF *Olmstead v. United States*, 277 U.S. 438, 483 (1928) (“And if this Court should permit the Government, by means of its officers' crimes, to effect its purpose of **punishing the defendants**, there would seem to be present all the elements of a ratification. If so, the **Government itself would become a lawbreaker.**”)

CITATION OF *Olmstead v. United States*, 277 U.S. 438, 485 (1928) (“**Decency, security and liberty alike demand that government officials shall be subjected to the same rules of conduct that are commands to the citizen. In a government of laws, existence of the government will be imperilled if it fails to observe the law scrupulously. Our Government is the potent, the omnipresent teacher. For good or for ill, it teaches the whole people by its example. Crime is contagious. If the Government becomes a lawbreaker, it breeds contempt for law; it invites every man to become a law unto himself; it invites anarchy. To declare that in the administration of the criminal law the end justifies the means — to declare that the Government may commit crimes in order to secure the conviction of a private criminal — would bring terrible retribution. Against that pernicious doctrine this Court should resolutely set its face.”)**

9. Reason number 8. The U.S. Federal Bureau of Investigation (FBI) and U.S. Department of Justice (DOJ) aka Department of InJustice seems like they could care less about actual children being

raped and murdered on videotapes which is far worse than simple child pornography immoral illegal files. It is essentially snuff films of children being brutally raped and murdered as ordered by whoever conspired to obtain such blackmail material possibly by coercion and duress as alleged by Attorney Lin Wood, and the corrupt DOJ and corrupt FBI does not care about children being raped and murdered. When the U.S. Attorney working for the corrupt DOJ claimed they prosecuted Petitioner for being framed with child pornography under a rigged judicial system in the Middle District of North Carolina, they claimed they prosecuted Brian David Hill for child porn to protect the children under the Adam Walsh Act. What a bunch of BS (abbreviated out of respect), what a bunch of baloney when they claimed to have targeted Petitioner for being framed with child pornography under the guise of going after a alleged supposed child pornography file possessor and yet they could care less about rape and murder of children when it involved politicians and federal judges. They care more about winning their prosecutions than they do about the children. They don't care about the children, the corrupt U.S. Department of InJustice could care less about their children as their prosecutions are nothing but political persecutions masqueraded as criminal prosecutions. What a joke this has become. See

<https://archive.org/details/LeakedSbiDocsProveUswgoFramedWithChildPorn/>

10. Reason number 9. The Petitioner is entitled to answers as to why he was framed with child pornography, was given a rigged judicial process from November 25, 2013 and onwards, and still facing a rigged judicial process even today. The judicial process is rigged because the involved judges may or may not be blackmailed with child rape and murder as alleged by Attorney L. Lin Wood. Petitioner had the evidence he was innocent of child pornography. In the first 2255 case, it was brought up as fact in the 2255 filings in 2017-2018 that his PSI report said he had no victims. He has NO VICTIMS, and yet sits on a Sex Offender Registry for a crime he is innocent of because he had faced a rigged judicial process. Petitioner found out after his false guilty plea that “454 files were downloading” with the “eMule program” between “July 20, 2012, and July 28, 2013”. His computer used allegedly in the child pornography investigation was seized on August 28, 2012. So, for eleven (11) months after the target computer was seized by Town of Mayodan Police Department in North Carolina, the supposed illegal files continued downloading files of interest of what the U.S. Attorney interpreted as “child pornography” (not under affidavit), 11 months after the computer was seized by law enforcement. When Petitioner addressed this in the U.S. District

Court citing the very discovery evidence material they had used in the very prosecution and grand jury indictment of Brian David Hill, they destroyed the evidence and destroyed the North Carolina (NC) State Bureau of Investigation (SBI) supposed forensic case file report that didn't even follow the credible strict standards of forensic procedures. The entire child porn case was a fraud and Petitioner was given a rigged judicial process since November 25, 2013. That was why he had filed in the current pending 2255 motion civil criminal case litigation under penalty of perjury the ground:

CITATION OF DOCUMENT #291, Page 14 and 15 of 33:

“GROUND VII — IT IS NOW POSSIBLE AND PETITIONER SUSPECTS THAT THE ORIGINATING JUDICIAL OFFICER WHO REVOKED THE SUPERVISED RELEASE ON DOCUMENT #200 MAY OR MAY NOT BE A TARGET OF A BLACKMAIL SCHEME INVOLVING CHILD RAPE AND MURDER DUE TO CLAIMS BY ATTORNEY L. LIN WOOD ASSERTING IN PUBLIC STATEMENTS THAT “JUDGES” AND “OFFICIALS” WERE BEING ORDERED TO RAPE AND MURDER CHILDREN ON VIDEO RECORDINGS AND THUS WERE COMPROMISED AND NO LONGER IMPARTIAL TO THE DECISIONS THEY MADE WHILE BEING BLACKMAILED. REGARDLESS OF WHETHER THE BLACKMAIL WAS MATERIAL TO ANY DECISIONS MADE AGAINST BRIAN DAVID HILL, IT WOULD STILL MAKE THE JUDGE PARTIAL AND/OR BIASED AND/OR COMPROMISED. THIS VIOLATES THE U.S. CONSTITUTION’S GUARANTEE THAT THE TRIER OF FACT REMAIN IMPARTIAL DURING THE CRIMINAL PROCEEDINGS OF A CASE”

11. Reason number 10. Petitioner demands that the Respondent: United States of America give its position whether in

opposition thereof or in support thereof in the foregoing case of the petition for the Writ of Certiorari. The justices have a right and a duty to require that the U.S. Government file it's response and explain why the Petitioner should or should not be given a Special Master to investigate the alleged blackmail sex tapes of an underage nature. Children were allegedly raped and murdered according to a highly credible licensed attorney named Lucian Lincoln "Lin" Wood Jr. aka L. Lin Wood. His credibility and supporting evidence of his credibility were proven with the exhibits in support of the Motion for Reconsideration. Evidence of him being a licensed attorney and had represented clients in high profile cases such as the civil case of Richard Allensworth Jewell (born Richard White; December 17, 1962 – August 29, 2007) who was an American security guard and law enforcement officer who alerted police during the Centennial Olympic Park bombing at the 1996 Summer Olympics in Atlanta, Georgia. He discovered a backpack containing three pipe bombs on the park grounds and helped evacuate the area before the bomb exploded, saving many people from injury or death. This attorney has staked his career and may wreck his entire life over making claims of a blackmail scheme of child rape and murder. Why would he do that unless it may actually be true? Petitioner feels that he was being given a rigged jury trial that there were videos uploaded by his friends or family on

YouTube of two highly viewed videos stating in one that: “Proof that Brian D. Hill; USWGO Alt. News, is INNOCENT, being HELD HOSTAGE by Corrupt Federal Court - YouTube” and his family gave the links of this video. <https://www.youtube.com/watch?v=GkvLiooKltY> family recorded statistics that on the date of December 1, 2022, the video had received 30,603 views. Petitioner’s family also released a video entitled: “Proof that Brian D. Hill; USWGO Alt. News, was TORTURED into Falsely Pleading Guilty”, and gave the link for Petitioner to use in this motion. See https://www.youtube.com/watch?v=yrLahE_2Zm4 and statistics views recorded at 44,652 views. Petitioner feels that he is being held hostage by criminal elements of the United States Government who rigged his criminal case, was going to rig his jury trial, and was rigging the entire case to be only against him and not given him equal application under the law to have equal rights under the adversarial system. Blackmailed judges, if proven true by a Special Master, can show the American people that Brian’s criminal case was rigged, that the supervised release violation hearing was rigged, and that every facet of his criminal case and civil cases were rigged against Petitioner in sheer violation of both procedural due process of law and substantial due process of law. What the U.S. Government has done corruptly is both criminal and unconstitutional. The Government

itself is the lawbreaker acting as law enforcement. What a disgrace. This cannot be allowed in the Courthouses of the United States of America. The Supreme Court needs to step in now and stop all of this from continuing. This is miscarriages of justice times a million. Like what you see inside communist courthouses in either North Korea and Communist China under a dictatorship. Courthouses in America are not supposed to be rigged against everybody. The country of the United States of America is the worldwide symbol for justice, equality, civil rights, and equal rights for the people regardless of color, gender, sexual orientation, political views, disability, and religious beliefs.

12. Reason number 11. Petitioner is entitled to a response from the U.S. Government. Petitioner is tired of being held hostage by the corrupt U.S. Department of Justice since 2013. Petitioner is innocent of indecent exposure and is innocent of child pornography. He went through a rigged judicial process and was tortured by the U.S. Marshals in their custody, Petitioner was tortured by medical neglect on record into falsely pleading guilty and was being given a rigged judicial process in the U.S. District Court for the Middle District of North Carolina. Petitioner has every right to respectfully request that the Respondent: United States of America answer with their response to his filed Petition for Writ of Certiorari. This case is more important than the entire 2255 pending civil case itself. This interlocutory

appeal is protecting the right to prevent further rigging of the judicial process by a possibly blackmailed judge or judges. There needs to be an investigation. There needs to be review over the alleged blackmail tapes. This is in the best interest of justice, the Constitution, and for the American people. The judges need to be clean as an innocent man or woman, and not violate the criminal laws of this great Nation, unless America now resembles a similar judiciary as North Korea or Communist China with rigged trials which may as bad as struggle sessions aka Denunciation rallies.

13. Reason number 12. Petitioner feels enough to claim under penalty of perjury, under oath in his pending 2255 case with a wrongfully denied Motion asking for a Special Master at issue under the interlocutory appeal process, that Petitioner felt that Attorney Lin Wood has the evidence which can either prove or disprove that judges involved in Petitioner's case were blackmailed with a heinous sex crime of raping and murdering children recorded on video camera. If they were blackmailed, then the U.S. Department of Justice has a duty and an obligation to overturn and acquit Brian David Hill of all charges and nullify his conviction, and must be done for the interest of justice. Petitioner has NO VICTIMS. Petitioner victimized nobody. The U.S. Government knows this. They need to stop wrongfully convicting Petitioner Brian D. Hill, formerly of USWGO Alternative

News at uswgo.com with a rigged judicial process since 2013. They need to stop holding Brian D. Hill hostage, they need to stop this. They have done this for 8 years now. The time is now for all of this rigged judicial process to stop. They need to stop blackmailing judges and officials. This needs to stop otherwise America resembles North Korea and Communist China and will continue becoming more and more communist each and every day we live here in what was once known as the greatest political experiment on Earth started by our founding fathers George Washington, Thomas Jefferson, Benjamin Franklin, Patrick Henry, and others. The greatest political science experiment called the American Republic, the democratic republic. Now it has been ruined by blackmail, corruption, and pedophilia, child rape and murder. America is wrecked unless something can be done about this heinous blackmail scheme crap. Pardon my French your honor, but this needs to be said. There needs to be AN INVESTIGATION into Attorney Lin Wood's claims NOW, ASAP, MUST BE DONE. It needs to be done; God bless this once great nation. It can be great again.

**PRAYER TO GOD AND JESUS CHRIST FOR THIS COURT TO
BRING EQUITABLE RELIEF, PRAYER FOR ALL JUSTICES TO
CONSIDER THIS EMERGENCY MOTION BEFORE
CONSIDERATION OF THE PETITION FOR WRIT OF
CERTIORARI**

Wherefore, in the best interest of justice and for good cause shown, Petitioner Brian David Hill respectfully request that justices of this

Court order the Respondent: United States of America to respond to Petitioner's petition for writ of certiorari.

Wherefore, in the best interest of the U.S. Constitution's requirement for due process of law and impartiality of all federal judges involved in a criminal case or even in a Habeas Corpus case, that Petitioner respectfully requests that justices of this Court order the Respondent: United States of America to respond to Petitioner's petition for writ of certiorari.

Wherefore, Petitioner requests any other relief that this Court finds to be appropriate or necessary to attain the ends of justice.

God Bless You all. Where We Go One We Go All.

DATED this 2nd day of December, 2022.



Respectfully submitted,

Brian D. Hill
Signed

Brian D. Hill

Brian David Hill
Pro Se Petitioner
Ally of Q and Atty Lin Wood
Former USWGO Alternative News Reporter
310 FOREST STREET, APARTMENT 2
MARTINSVILLE, VIRGINIA 24112
Tel.: (276) 790-3505
E-Mail: c/o Roberta Hill rbhill67@comcast.net
JusticeForUSWGO.wordpress.com
JusticeForUSWGO.NL

U.S.W.G.O.

EXHIBIT 7

for

For MOTION TO RESTART APPEAL PROCESS
AND RETRANSMIT THE RECORD OF THE TRIAL
COURT IN APPEAL

CAV record no. 1424-22-3, 1425-22-3

Ally of Q, Former news reporter of USWGO Alternative News
JUSTICEFORUSWGO.WORDPRESS.COM
USWGO.COM // JUSTICEFORUSWGO.NL



MARTINSVILLE CIRCUIT
Commonwealth of VA

Case No.:CR19000009-00
vs. HILL, BRIAN DAVID

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I, Ashby R. Pritchett, Clerk of the Martinsville Circuit, certify that the contents of the record listed in the table of contents constitute the true and complete record, except for exhibits whose omission are noted in the table of contents, and are hereby transmitted to the Court of Appeals on December 13, 2022.

CAV: 12-14-2022 07:00:57 EST

VIRGINIA: IN THE CIRCUIT COURT FOR THE CITY OF MARTINSVILLE

COMMONWEALTH OF VIRGINIA

v.

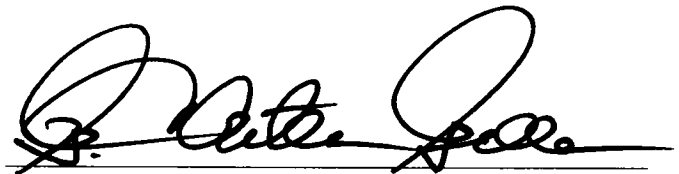
ORDER

Case No. CR19000009-00

BRIAN DAVID HILL

UPON CONSIDERATION of the defendant's Motion for Judgment of Acquittal or New Trial, it is ORDERED that said motion is hereby DENIED on the ground of lack of jurisdiction.

ENTER: This 7th day of September, 2022.



Judge

Endorsement is dispensed with – Rule 1:13

VIRGINIA: IN THE CIRCUIT COURT FOR THE CITY OF MARTINSVILLE

COMMONWEALTH OF VIRGINIA

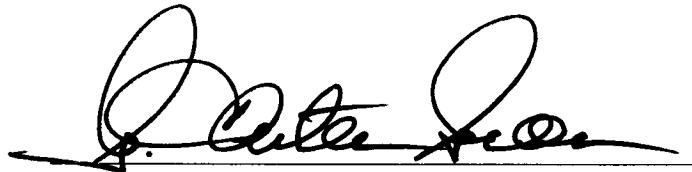
v.

ORDER
Case No. CR19000009-00

BRIAN DAVID HILL

UPON CONSIDERATION of the defendant's Motion Requesting Commonwealth Attorney Respond to Motion for Judgment of Acquittal or New Trial, it is ORDERED that said motion is hereby DENIED.

ENTER: This 13th day of September, 2022.

A handwritten signature in black ink, appearing to read "D. Carter Lee", written over a horizontal line.

Judge

Endorsement is dispensed with – Rule 1:13

*To be supplied by the Clerk

Record #

BRIAN DAVID HILL v. COMMONWEALTH OF VIRGINIA, et al.

AFFIDAVIT OF INDIGENCE

NAME: Brian David Hill

ADDRESS: 310 Forest Street, Apt. 2, Martinsville, VA 24112

OCCUPATION: Disabled, Permanently disabled, handicapped

HOUSEHOLD SIZE (TOTAL NUMBER OF PERSONS
RESIDING IN THE HOME THAT YOU HAVE FINANCIAL
RESPONSIBILITY FOR, INCLUDING YOURSELF): 1 Person in Apartment 2

NET MONTHLY INCOME: \$841.00, SSI Disability 42 U.S.C. §407 protected, from U.S. Treasury

NET MONTHLY INCOME OF SPOUSE: N/A

NET MONTHLY INCOME OF EMPLOYED DEPENDENTS: N/A

AMOUNT ON DEPOSIT IN BANKS: \$55.91 at the time of this Affidavit/Declaration

VALUE OF EQUITY IN REAL ESTATE: Own no Real Estate, pay \$500 monthly rent

INCOME PRODUCED BY REAL ESTATE: N/A

OTHER INCOME: Only SSI is my approved income by the Federal Government

VALUE OF PERSONAL PROPERTY: Used furniture and hygiene products, not much for used items.
The furniture is rented and part of the Apartment being rented.

MAKE, MODEL, AND YEAR OF CARS OWNED: Own no cars

VALUE OF INTEREST IN OTHER PROPERTY: Own no land, own no cars, own no property

APPROXIMATE INDEBTEDNESS:	<u>AMOUNT</u>	<u>LENDER</u>
Circuit Court of Martinsville	\$1,224, likely more but I don't know what total legal debt is.	Legal Costs

NOTE:

I usually use up my entire monthly SSI money on things I need like paying any monthly bills such as Rent, hygiene products, legal or mailing expenses, things to deal with my anxiety and stress as I have Generalized Anxiety Disorder as documented in Fed. Court, and any other needs/necessities.

I declare under penalty of perjury that the foregoing is true and correct.

I hereby certify that the foregoing information is accurate to the best of my knowledge.

Executed on September 19, 2022.

Brian D. Hill
Signed

Signature of Petitioner

Brian D. Hill

310 Forest Street, Apt. 2
Martinsville, Virginia 24112
(276) 790-3505
Filing Assistant:
Roberta Hill
rbhill67@comcast.net

Certificate of Service

I hereby certify that a true and exact copy of the foregoing affidavit was transmitted by fax/facsimile and by Roberta Hill using email rbhill67@justiceforuswgo.nl/rbhill67@comcast.net, on the following counsel for Appellee's: (1) City of Martinsville and (2) Commonwealth of Virginia:

Martinsville Commonwealth's Attorney
Office 55 W Church St
PO Box 1311
Martinsville, VA 24114
ahall@ci.martinsville.va.us

Attorney General of Virginia
202 North Ninth Street
Richmond, VA 23219
oagcriminallitigation@oag.state.va.us

on the 19th day of September, 2022
(date) (month)

I hereby certify that the foregoing Affidavit/Declaration was filed by Assistant/Representative Roberta Hill through rbhill67@justiceforuswgo.nl/rbhill67@comcast.net through Virginia Court eFiling System (VACES) with the Clerk of the Court of Appeals of Virginia due to the compliance with the Supervised Release conditions of Appellant:

Brian D. Hill
Signed

Signature of Petitioner

Brian D. Hill

310 Forest Street, Apt. 2
Martinsville, Virginia 24112
(276) 790-3505
Filing Assistant:
Roberta Hill
rbhill67@comcast.net

SUMMARY

Brian David Hill, criminal case Defendant, and Appellant, pro se, hereby appeals to the Court of Appeals of Virginia from the final judgment of this Court by final order entered September 7, 2022 (attached thereto), denying Brian Hill's entitled:

1. Motion entitled: "MOTION FOR JUDGMENT OF ACQUITTAL OR NEW TRIAL PURSUANT TO RULE 3A:15 BASED UPON NEW EVIDENCE OF SUSPECT JACODY CASSELL OF BUSINESS ENTITY: THE CHIMNEY SWEEP WHO CAUSED CARBON MONOXIDE POISONING INTOXICATION OF CRIMINAL DEFENDANT WARRANTING NEW TRIAL OR ACQUITTAL", filed on September 6, 2022.

2. Motion entitled: "MOTION FOR JUDGMENT OF ACQUITTAL OR NEW TRIAL PURSUANT TO RULE 3A:15 BASED UPON NEW EVIDENCE WHICH DISPROVES THE ELEMENTS OF CHARGED CRIME BY PROSECUTION, EVIDENCE WARRANTING NEW TRIAL OR ACQUITTAL", filed on August 31, 2022.

The Order being appealed thereto and the attached email of the Hon. Ashby R. Pritchett, Clerk directly interpreting Judge Greer's order (since Judge Greer refuses to go into details of what exact four pending motions he denied, the Court

of Appeals of Virginia can order Judge Greer to clarify what exact four pending motions was denied in the appealed order. The two motions will be highlighted as to what was denied in this order.

There are no transcripts as there was no hearing over the denial of that motion. Also entitled “defendant's Motion for Judgment of Acquittal”.

Defendant/Appellant is also preserving all issues for appeal from all of the foregoing motions which were denied.

PRESERVATION OF ISSUES FOR APPEAL RAISED IN MOTIONS AND PRESERVATION OF ISSUES OF JUDGE GREER’S ORDER AND IGNORING OF EVIDENCE, IGNORING OF WITNESSES, REFUSAL TO ALLOW THE COMMONWEALTH ATTORNEY TO RESPOND

However, Defendant made it clear in both of the most recent motions for new trial or judgment of acquittal that ignoring the evidence and ignoring the case law authorities was violating due process of law under the Fourteenth Amendment of the U.S. Constitution and the Constitution of Virginia, Article I., Section 8. Criminal prosecutions, and Section 11. Due process of law; obligation of contracts; taking or damaging of private property; prohibited discrimination; jury trial in civil cases. The judge filed his final order denying it all quickly without even requesting a response from the Commonwealth’s Attorney. Even federal Judge Thomas David Schroeder from the Middle District of North Carolina, as harsh and non-empathetic as he was, even he allowed the U.S. Attorney in almost all cases to respond to

Defendant's motions at least most of the time if not almost all cases of the federal case. Hon. Judge Giles Carter Greer didn't give the Commonwealth Attorney any order or time to respond to the new evidence, the case law authorities including the Tweet Standard and Odum standard. It is a slap in the face to rule no jurisdiction when the Supreme Court of Virginia had ruled countless times that submitting new admissible evidence which could not have been secured at the losing jury trial warrants new trials which further warrant reopening a closed criminal case conviction upon following the standards set by the Supreme Court of Virginia. New trials are possible when a defendant had not even plead guilty, and provides new evidence which follows the standards set by the Supreme Court of Virginia.

Since this Judge ignored the evidence, didn't even apply the standards of the Supreme Court of Virginia under *Commonwealth v. Tweed*, 264 Va. 524, 570 S.E.2d 797 (Va. 2002), (the "Tweed standard"), and *Odum v. Commonwealth*, 225 Va. 123, 301 S.E.2d 145 (Va. 1983), (the "Odum standard").

This Court did have jurisdiction for defendants who did not plead guilty but simply entered an Alford Plea or no guilty plea at all. Even new evidence warrants a new trial for those who were convicted if the evidence can change the outcome at a jury trial after the admissibility of new evidence is accepted and couldn't have been secured at the first trial where a defendant was convicted. Defendant is not wasting this Court's time when he has the case law showing that he is entitled to a

new trial if not a judgment of acquittal. He had disproven the elements of guilt and never entered a guilty plea agreement. He is still entitled to his rights and the burden of proof by Defendant disproving the elements of guilt had proven that Brian David Hill is in fact not guilty and should not have even been convicted. This is wrong, and this Court created a fundamental miscarriage of justice. Injustice, a fraud on the court, a fraud on the record, a fraud of facts, factual fraud. Whatever you wish to call it, this is fraud to convict an innocent man. It is fraud in the face of a justifiable evidence proving that the elements of guilt were incorrect and fraudulent. When facts of guilt are false, there is no guilt and conviction must be annulled, that is the matter of facts and is a matter of law. A court cannot sustain a non-factual judgment based on falsities, based on false facts by a corrupt prosecutor.

Defendant has no choice but to request appeal of Judge Greer's final order. This cannot be acceptable to ignore case law authorities of the Supreme Court of Virginia, not even holding an evidentiary hearing.

Here are the facts and issues Defendant is preserving for appeal which were not already addressed in the denied motions:

1. Judge Greer did not hold an evidentiary hearing on both motions asking for new trial or judgment of acquittal. He did not address the issues raised by Commonwealth v. Tweed, 264 Va. 524, 570 S.E.2d 797 (Va.

2002), and *Odum v. Commonwealth*, 225 Va. 123, 301 S.E.2d 145 (Va. 1983). These standards are the law as set by the Supreme Court of Virginia and they were ignored by Judge Greer.

2. Judge Greer ignored all evidence and did not apply the standards necessary for asking a Circuit Court for a new trial by jury, pursuant to the standards set out by *Commonwealth v. Tweed*, 264 Va. 524, 570 S.E.2d 797 (Va. 2002), and *Odum v. Commonwealth*, 225 Va. 123, 301 S.E.2d 145 (Va. 1983).

3. Judge Greer continues asserting that he has no jurisdiction when he honestly cannot expect somebody to come up with new evidence (newly discovered evidence, evidence not previously admissible aka could not have been secured at trial) within 21 days after a final conviction or final judgment. New evidence 99% of the time if 100% cannot be produced or obtained 21 days after the final judgment or final conviction of a Court. Courts in any other State or Federal Courts have standards for giving a defendant a new trial by jury upon new evidence. Judge Greer's final order makes no sense, he acts like new evidence will never suffice and that his word is always final, that new evidence does not matter, that the standards set for new trials based on new evidence set by the Supreme Court of Virginia does not matter. We have standards set

by both the Supreme Court of the United States and by the Supreme Court of Virginia, they all have been ignored.

4. Rule 1:1 doesn't make any sense when new evidence has always overturned convictions, new evidence has always been a determining factor for requesting a new trial by jury in any Court of Law. No determination was even made, just denying those motions without a memorandum opinion explaining how the Odum standard and tweed standards do not apply somehow to Defendant's request for a new trial or judgment of acquittal.

5. New evidence if it disproves at least one element of guilt, one element of the entire criminal prosecution, for a defendant who has never plead guilty, Judge Greer knows Defendant never plead guilty, new evidence should always set aside or vacate a judgment of guilt aka a criminal conviction. Defendant's evidence may have disproven three elements of the crime, strong enough where a conviction should not have even existed. Defendant shouldn't have to pay legal fees for a crime he is innocent of, this is a travesty of justice. Miscarriage of justice.

6. Defendant even brought evidence of a suspect, named JaCody Cassell of a business known as The Chimney Sweep from Rocky Mount, Virginia, Franklin County of this Commonwealth. This suspect was

never questioned by Judge Greer, was never questioned by Martinsville Police, and was never questioned by the State Police. There had been no hearing in regards to this suspect who allegedly poisoned Brian David Hill, Defendant, and his mother Roberta Hill with carbon monoxide gas. That should be important, the one who came forth in response to Brian David Hill's complaint filed on May 17, 2022, and denied everything while he was proven to have lied in his denials because of the signed check of JaCody Cassell released by TRUIST Bank (formerly SunTrust Bank), lying to the Attorney General's office of Dispute Resolution Unit. That witness was ignored by Judge Greer, the proven lies, lies of JaCody Cassell the suspect, all of it was ignored by Judge Greer.

7. Even if scant evidence of proving carbon monoxide gas exposure (long term) and poisoning cannot establish evidence of involuntary intoxication because of cover up of laboratory tests ordered by Sovah Health Martinsville local hospital, Defendant was still not medically and psychologically cleared which disproves the main element of guilt, that culpability cannot be established without proving that the person had no drugs in his body when normally drug tests and alcohol tests are conducted of a criminal suspect. Even the officer Robert Jones

of Martinsville Police who charged Defendant admitted under oath that lab tests are normally done but he didn't have that.

8. Judge Greer never held any evidentiary hearing for any of the motions for judgment of acquittal. Not the one filed on August 31, 2022 about disproving the Commonwealth Attorney's elements of the original criminal charge and prosecution. Didn't hold an evidentiary hearing over suspect JaCody Cassell or his company The Chimney Sweep employee who allegedly poisoned Brian David Hill with carbon monoxide gas filed on September 6, 2022, and not the earlier new trial or judgment of acquittal motions. None of them were ever held to an evidentiary hearing and no briefing orders ever entered, no orders requesting a response from Glen Andrew Hall, Esq. the corrupt Commonwealth of Virginia.

9. The judge never examined the legal standards for new trial and never determined if those standards ever applied to any of Defendant's motions for new trial and Defendant's motions for judgment of acquittal. Never accepted Defendant asserting Virginia Rules of the Sup. Ct. 3A:15 which is a valid rule. He acts like Defendant had waived every right and is barred from any and every remedy. That doesn't make any sense. None of it makes any sense. Even people who plead guilty can ask for a new trial upon new evidence disproving guilt. Even the organization of The

Innocence Project had proven in Courts all over America that innocent men and women plead guilty to crimes they are not guilty of. Defendant never plead guilty, he only withdrawn appeal. He is being treated worse than somebody who pleads guilty. He is being treated worse than somebody entering an Alford plea. New evidence does not get barred by an earlier judgment. Criminal courts all over America allow final judgments to be disturbed when new evidence is brought to the table and examined by the prosecution.

10. Because new evidence was ignored, case law was ignored, common sense was ignored, the Defendant preserves these issues for appeal and documents them here in this NOTICE OF APPEAL.

11. Because an evidentiary hearing was avoided and ignored, the Defendant preserves these issues for appeal and documents them here in this NOTICE OF APPEAL. The Judge also did not subpoena the witnesses like Dr. Brant Hinchman and JaCody Cassell of The Chimney Sweep. He clearly could have ascertained that the witness to support Defendant's motion for new trial or judgment of acquittal filed on September 31, 2022 was Dr. Brant Hinchman on not factually completing all medical checks while falsely having Officer Robert Jones of Martinsville Police Department declaring that Brian David Hill was

medically and psychologically cleared. NO HE WASN'T MEDICALLY CLEARED. JaCody Cassell clearly could have been subpoenaed and compelled by the Court to testify as a witness to bring resolution to the motion asking for new trial to determine if all criteria standards was met as set by the Supreme Court of Virginia regarding motions for new trial based on new evidence which could not have been previously secured at trial.

12. Because new witness material to the guilt or innocence of Brian David Hill, material to poisoning of Brian David Hill with carbon monoxide gas poisoning, was all entirely ignored, the Defendant preserves these issues for appeal and documents them here in this NOTICE OF APPEAL.

13. The Defendant asserts in this NOTICE OF APPEAL that all issues previously preserved for appeal in the foregoing denied motions in the FINAL ORDER, be preserved further for the decision to be appealable.

14. The new issues preserved for appeal after the wrongful denial of motions is what Defendant is raising regarding the Judge ignoring all evidence, refusing an evidentiary hearing, refusing to apply any legal standards set by the Court of Appeals of Virginia and Supreme Court of

Virginia, the Defendant preserves these issues for appeal and documents them here in this NOTICE OF APPEAL.

15. The Defendant was entitled to a response from the Commonwealth Attorney Glen Andrew Hall. He violated court orders and got away with it without ever being charged with CONTEMPT OF COURT. He got away with destroying evidence and then gets away with Brian Hill not being medically cleared because ordered lab tests, lab examinations, were deleted from the chart. A cover up, no medical clearing is possible without the ordered lab tests. This is ridiculous.

16. The Defendant had brought forth clear and convincing evidence that disproves the elements of the alleged guilt charged on September 21, 2018. No evidentiary hearing, no response ordered from the Commonwealth Attorney, the Defendant preserves these issues for appeal and documents them here in this NOTICE OF APPEAL.

17. Last but not least, the Defendant made the effort as a nice guy, as a team player, to request a response from Glen Andrew Hall, the Commonwealth Attorney regarding the last two motions for new trial or judgment of acquittal. Based on JaCody Cassell the suspect and the evidence Defendant was not medically cleared. How could he be when lab tests were ordered around the time of his arrest or detainment then

deleted from the chart then was arrested without explanation why the lab tests ordered were to be deleted from the medical chart?????? Judge Greer never wanted a response from the other side, acts as though Defendant must be deprived of every constitutional right under the color of law, in sheer violation of 18 U.S. Code § 242 - Deprivation of rights under color of law. Defendant sits on a criminal record for a crime he is proven not guilty of, and the Judge just ignored everything and denied everything. Ignored the rules of the Supreme Court of Virginia, ignored the new evidence, ignored Virginia Code, and ignored everything. The Defendant preserves these issues for appeal and documents them here in this NOTICE OF APPEAL.

This appeal is being filed in good faith as it doesn't make sense for a Court to punish a criminal Defendant who has disproven multiple elements of the charged crime, shown that he may have multiple defenses to his criminal charge, but instead it is all ignored and they pushed to have his Federal Supervised Release revoked in 2019 and have Defendant pay legal fees but not give him the Due Process legal right under the U.S. Constitution and Virginia Constitution to challenge the wrongful conviction based on newly admissible evidence that wasn't admissible in 2019 at the time Defendant had withdrawn his appeal. None of this makes any sense. Even people who plead guilty can have it overturned on new evidence if it is

strong enough on a factual basis, not just simply a reasonable doubt but factual evidence. No guilty plea was entered, Judge Greer knows that. None of this is right, none of this is moral. This is a complete miscarriage of justice without a doubt against an innocent man. This is NOT MORAL, This is not the way criminal defendants should be treated in any court of law.

Respectfully submitted with the Court, This the 19th day of September, 2022.

Brian D. Hill
Signed

Brian D. Hill

Brian D. Hill
Defendant

Former news reporter of U.S.W.G.O. Alternative News
Ally of Q

310 Forest Street, Apartment 2
Martinsville, Virginia 24112
(276) 790-3505



JusticeForUSWGO.NL or JusticeForUSWGO.wordpress.com



CERTIFICATE OF SERVICE, CERTIFICATE OF FILING

I hereby certify that a true and accurate copy of the foregoing NOTICE OF APPEAL was faxed or emailed/transmitted by my Assistant Roberta Hill at rbhill67@comcast.net (due to Probation Conditions of not being allowed to use the Internet) or delivered this 4th day of September, 2022, to the following parties:

The undersigned certifies as follows:

1. The name and address of the Appellant is:
Brian David Hill – Ally of Q and Attorney Lin Wood
Family/Friend site: JusticeForUSWGO.wordpress.com or JusticeForUSWGO.NL
310 Forest Street, Apartment 2
Martinsville, Virginia 24112

2. Appellant is not represented by counsel at this time.

3. The names of Appellees is:
Commonwealth of Virginia
City of Martinsville

4. The name, address, and telephone number of counsel for appellees' is:
G. Andrew Hall
Martinsville Commonwealth's Attorney
55 W. Church Street
Martinsville, VA 24112
(276) 403-5470

5. A copy of this Notice of Appeal has been electronically transmitted by Roberta Hill (electronic filing representative) via email to the Martinsville Circuit Court Clerk's Office, to opposing counsel, and electronically filed by Roberta Hill (electronic filing representative) through the Court's VACES system to the Clerk of the Court of Appeals of Virginia, all on September 19, 2022.

The following parties with fax numbers and email addresses of the parties are listed herein:

Glen Andrew Hall, Esq. Commonwealth Attorney's Office for the City of Martinsville 55 West Church Street P.O. Box 1311 Martinsville, Virginia 24114/24112	Hon. Ashby R. Pritchett, Clerk of the Court Circuit Court for the City of Martinsville Phone: 276-403-5106 Fax: 276-403-5232
--	---

Attorney for the Commonwealth Phone: (276) 403-5470 Fax: (276) 403-5478 Email: ahall@ci.martinsville.va.us	55 West Church Street, Room 205 P.O. Box 1206 Martinsville, VA 24114 Email: apritchett@vacourts.gov
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The reason why Brian David Hill must use such a representative to serve such pleading with the Clerk on his behalf is because Brian is currently still under the conditions of Supervised Release for the U.S. District Court barring internet usage without permission. Brian's Probation Officer is aware of Roberta Hill using her email for conducting court business concerning Brian Hill or court business with the Probation Office in regards to Brian David Hill. Therefore Roberta Hill is filing the pleading on Brian's behalf for official court business. Brian has authorized her to file the pleading. All exhibits or any exhibits with anything printed from any internet based service was printed and researched by Roberta Hill.

That should satisfy the Certificate of Service regarding letters/pleadings. If the Court wishes to contact the filer over any issues or concerns, please feel free to contact the filer Brian David Hill directly by telephone or by mailing. They can also contact c / o Roberta Hill at rbhill67@comcast.net and request that she forward the message and any documents or attachments to Brian David Hill to view offline for his review.

Brian D. Hill

 Signed

Brian D. Hill
 Brian D. Hill
 Defendant

Former news reporter of U.S.W.G.O. Alternative News
 Ally of Q

310 Forest Street, Apartment 2
 Martinsville, Virginia 24112
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INDEX FOR COURT OF APPEALS OF VIRGINIA

1. ORDER from Hon. Giles Carter Greer (Judge), dated September 7, 2022
2. INTERPRETATION OF ORDER from Hon. Ashby R. Pritchett (Clerk)
dated September 13, 2022 (Printed email from Clerk)

VIRGINIA: IN THE CIRCUIT COURT FOR THE CITY OF MARTINSVILLE

COMMONWEALTH OF VIRGINIA

v.

ORDER
Case No. CR19000009-00

BRIAN DAVID HILL

UPON CONSIDERATION of the defendant's Motion for Judgment of Acquittal or New Trial, it is ORDERED that said motion is hereby DENIED on the ground of lack of jurisdiction.

ENTER: This 7th day of September, 2022.



Judge

Endorsement is dispensed with – Rule 1:13

Subject: RE: Judge Greer's order
From: Ashby Pritchett <apritchett@vacourts.gov>
Date: 9/13/2022, 10:47 AM
To: Roberta Hill <rbhill67@justiceforuswgo.nl>

Mrs. Hill,

Terry from my Office will be sending you a copy of Judge Greer's order, and copies of the amended Table of contents of the Motions filed by Brian with the Court of Appeals.

Judge Greer's Order denying Brian's motions doesn't end Brian's case with the Court of Appeals. Judge Greer's Order only declares that the Martinsville Circuit Court doesn't have jurisdiction (power to act) on Brian's motions. Everything Brian has filed has been sent to the Virginia Court of Appeals, who will make the judicial decision on his motions.

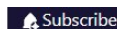
Ashby Pritchett, Clerk
Martinsville Circuit Court

Judge

From: Roberta Hill <rbhill67@justiceforuswgo.nl>
Sent: Monday, September 12, 2022 3:57 PM
To: Ashby Pritchett <apritchett@vacourts.gov>; Hon. Ashby R. Pritchett, Clerk of the Court <APritchett@courts.state.va.us>
Subject: Judge Greer's order
Importance: High

EXTERNAL EMAIL

THIS MESSAGE ORIGINATED FROM AN EXTERNAL ADDRESS. USE CAUTION CLICKING ON ANY LINKS OR DOWNLOADING ANY ATTACHMENTS

Martinsville Circuit Court [\(details\)](#)


Case #: CR19000009-00

Defendant: HILL, BRIAN DAVID

Pleadings/Orders							
Seq. #	Date	Type	Party	Judge	Book & Page	Instrument	Remarks
158	09/08/2022	OTHER	TTM				TABLE OF CONTENTS-APPEALED
157	09/08/2022	OTHER	TTM				DIGITAL APPELATE REC SUBMT
156	09/07/2022	FINAL ORDER	ARP				<u>DENY MOTION LACK JURISDICT</u>
155	09/06/2022	MOTION	ARP				MJ NEW EVID J CASSELL
154	09/06/2022	MOTION	ARP				REQUEST CA RESPOND TO MJ
153	08/31/2022	OTHER	ARP				LITIGATION HOLD LETTER
152	08/31/2022	MOTION	ARP				JUDGMT OR ACQUITTAL OR TRL

Hon. Ashby Pritchett,

It said on Virginia's OCIS system that my son Brian David Hill's motion or last two motions for judgment of acquittal and possibly the motions asking for the Commonwealth's response were denied on September 7, 2022. Assuming that is what the order was about. The OCIS system said that order was dated as to being Wednesday of last week, but my son checked the mail today and still has not received Judge Greer's order. He received your transmittal document paper mailed on the 9th of September but has not received a copy of Judge Greer's order.

He needs the order to understand what he should put in his notice of appeal he plans on filing.

I tried to send this message through xFinity but it is not working at the moment, so I am sending this message through my alternate email.

Please send a copy of the order for my son to review or he can call your office to arrange faxing it to him.

Thanks,
Roberta Hill

*To be supplied by the Clerk

Record #

BRIAN DAVID HILL v. COMMONWEALTH OF VIRGINIA, et al.

AFFIDAVIT OF INDIGENCE

NAME: Brian David Hill

ADDRESS: 310 Forest Street, Apt. 2, Martinsville, VA 24112

OCCUPATION: Disabled, Permanently disabled, handicapped

HOUSEHOLD SIZE (TOTAL NUMBER OF PERSONS
RESIDING IN THE HOME THAT YOU HAVE FINANCIAL
RESPONSIBILITY FOR, INCLUDING YOURSELF): 1 Person in Apartment 2

NET MONTHLY INCOME: \$841.00, SSI Disability 42 U.S.C. §407 protected, from U.S. Treasury

NET MONTHLY INCOME OF SPOUSE: N\A

NET MONTHLY INCOME OF EMPLOYED DEPENDENTS: N\A

AMOUNT ON DEPOSIT IN BANKS: \$55.91 at the time of this Affidavit/Declaration

VALUE OF EQUITY IN REAL ESTATE: Own no Real Estate, pay \$500 monthly rent

INCOME PRODUCED BY REAL ESTATE: N\A

OTHER INCOME: Only SSI is my approved income by the Federal Government

VALUE OF PERSONAL PROPERTY: Used furniture and hygiene products, not much for used items.
The furniture is rented and part of the Apartment being rented.

MAKE, MODEL, AND YEAR OF CARS OWNED: Own no cars

VALUE OF INTEREST IN OTHER PROPERTY: Own no land, own no cars, own no property

APPROXIMATE INDEBTEDNESS:	<u>AMOUNT</u>	<u>LENDER</u>
Circuit Court of Martinsville	\$1,224, likely more but I don't know what total legal debt is.	Legal Costs

NOTE:

I usually use up my entire monthly SSI money on things I need like paying any monthly bills such as Rent, hygiene products, legal or mailing expenses, things to deal with my anxiety and stress as I have Generalized Anxiety Disorder as documented in Fed. Court, and any other needs/necessities.

I declare under penalty of perjury that the foregoing is true and correct.

I hereby certify that the foregoing information is accurate to the best of my knowledge.

Executed on September 19, 2022.

Brian D. Hill
Signed

Signature of Petitioner

Brian D. Hill

310 Forest Street, Apt. 2
Martinsville, Virginia 24112
(276) 790-3505
Filing Assistant:
Roberta Hill
rbhill67@comcast.net

Certificate of Service

I hereby certify that a true and exact copy of the foregoing affidavit was transmitted by fax/facsimile and by Roberta Hill using email rbhill67@justiceforuswgo.nl/rbhill67@comcast.net, on the following counsel for Appellee's: (1) City of Martinsville and (2) Commonwealth of Virginia:

Martinsville Commonwealth's Attorney
Office 55 W Church St
PO Box 1311
Martinsville, VA 24114
ahall@ci.martinsville.va.us

Attorney General of Virginia
202 North Ninth Street
Richmond, VA 23219
oagcriminallitigation@oag.state.va.us

on the 19th day of September, 2022
(date) (month)

I hereby certify that the foregoing Affidavit/Declaration was filed by Assistant/Representative Roberta Hill through rbhill67@justiceforuswgo.nl/rbhill67@comcast.net through Virginia Court eFiling System (VACES) with the Clerk of the Court of Appeals of Virginia due to the compliance with the Supervised Release conditions of Appellant:

Brian D. Hill
Signed

Signature of Petitioner

Brian D. Hill

310 Forest Street, Apt. 2
Martinsville, Virginia 24112
(276) 790-3505
Filing Assistant:
Roberta Hill
rbhill67@comcast.net

VIRGINIA: IN THE CIRCUIT COURT FOR THE CITY OF MARTINSVILLE

**COMMONWEALTH OF VIRGINIA,
CITY OF MARTINSVILLE,
PLAINTIFF(s),**

CASE NO: CR19000009-00

NOTICE OF APPEAL (2)

v.

**BRIAN DAVID HILL,
DEFENDANT.**

NOTICE OF APPEAL (2)

Respectfully submitted with the Court,

This the 19th day of September, 2022.

Brian D. Hill
Signed

Brian D. Hill

Brian D. Hill

Defendant

Former news reporter of U.S.W.G.O. Alternative News

Ally of Q

310 Forest Street, Apartment 2

Martinsville, Virginia 24112

(276) 790-3505



JusticeForUSWGO.NL or JusticeForUSWGO.wordpress.com



COVER PAGE

SUMMARY

Brian David Hill, criminal case Defendant, and Appellant, pro se, hereby appeals to the Court of Appeals of Virginia from the final judgment of this Court by final order entered September 13, 2022 (attached thereto), denying Brian Hill's entitled:

1. Motion entitled: "MOTION REQUESTING COMMONWEALTH ATTORNEY RESPOND TO MOTION FOR JUDGMENT OF ACQUITTAL OR NEW TRIAL PURSUANT TO RULE 3A:15 BASED UPON NEW EVIDENCE OF SUSPECT JACODY CASSELL OF BUSINESS ENTITY: THE CHIMNEY SWEEP WHO CAUSED CARBON MONOXIDE POISONING INTOXICATION OF CRIMINAL DEFENDANT WARRANTING NEW TRIAL OR ACQUITTAL", filed on September 6, 2022.

2. Motion entitled: "MOTION REQUESTING COMMONWEALTH ATTORNEY RESPOND TO MOTION FOR JUDGMENT OF ACQUITTAL OR NEW TRIAL PURSUANT TO RULE 3A:15 BASED UPON NEW EVIDENCE WHICH DISPROVES THE ELEMENTS OF CHARGED CRIME BY PROSECUTION, EVIDENCE WARRANTING NEW TRIAL OR ACQUITTAL", filed on August 29, 2022.

The Order being appealed thereto and the attached email of the Hon. Ashby R. Pritchett, Clerk directly interpreting Judge Greer's order (since Judge Greer refuses to go into details of what exact four pending motions he denied, the Court of Appeals of Virginia can order Judge Greer to clarify what exact four pending motions was denied in the appealed order. The two motions will be highlighted as to what was denied in this order.

There are no transcripts as there was no hearing over the denial of that motion. Also entitled "defendant's Motion for Judgment of Acquittal".

Defendant/Appellant is also preserving all issues for appeal from all of the foregoing motions which were denied.

PRESERVATION OF ISSUES FOR APPEAL RAISED IN MOTIONS AND PRESERVATION OF ISSUES OF JUDGE GREER'S ORDER AND IGNORING OF EVIDENCE, IGNORING OF WITNESSES, REFUSAL TO ALLOW THE COMMONWEALTH ATTORNEY TO RESPOND

However, Defendant made it clear in both of the most recent motions for new trial or judgment of acquittal that ignoring the evidence and ignoring the case law authorities was violating due process of law under the Fourteenth Amendment of the U.S. Constitution and the Constitution of Virginia, Article I., Section 8. Criminal prosecutions, and Section 11. Due process of law; obligation of contracts; taking or damaging of private property; prohibited discrimination; jury trial in civil cases. The judge filed his final order denying it all quickly without even requesting

a response from the Commonwealth's Attorney. Even federal Judge Thomas David Schroeder from the Middle District of North Carolina, as harsh and non-empathetic as he was, even he allowed the U.S. Attorney in almost all cases to respond to Defendant's motions at least most of the time if not almost all cases of the federal case. Hon. Judge Giles Carter Greer didn't give the Commonwealth Attorney any order or time to respond to the new evidence, the case law authorities including the Tweet Standard and Odum standard. It is a slap in the face to rule no jurisdiction when the Supreme Court of Virginia had ruled countless times that submitting new admissible evidence which could not have been secured at the losing jury trial warrants new trials which further warrant reopening a closed criminal case conviction upon following the standards set by the Supreme Court of Virginia. New trials are possible when a defendant had not even plead guilty, and provides new evidence which follows the standards set by the Supreme Court of Virginia.

Since this Judge ignored the evidence, didn't even apply the standards of the Supreme Court of Virginia under *Commonwealth v. Tweed*, 264 Va. 524, 570 S.E.2d 797 (Va. 2002), (the "Tweed standard"), and *Odum v. Commonwealth*, 225 Va. 123, 301 S.E.2d 145 (Va. 1983), (the "Odum standard").

This Court did have jurisdiction for defendants who did not plead guilty but simply entered an Alford Plea or no guilty plea at all. Even new evidence warrants a new trial for those who were convicted if the evidence can change the outcome at

a jury trial after the admissibility of new evidence is accepted and couldn't have been secured at the first trial where a defendant was convicted. Defendant is not wasting this Court's time when he has the case law showing that he is entitled to a new trial if not a judgment of acquittal. He had disproven the elements of guilt and never entered a guilty plea agreement. He is still entitled to his rights and the burden of proof by Defendant disproving the elements of guilt had proven that Brian David Hill is in fact not guilty and should not have even been convicted. This is wrong, and this Court created a fundamental miscarriage of justice. Injustice, a fraud on the court, a fraud on the record, a fraud of facts, factual fraud. Whatever you wish to call it, this is fraud to convict an innocent man. It is fraud in the face of a justifiable evidence proving that the elements of guilt were incorrect and fraudulent. When facts of guilt are false, there is no guilt and conviction must be annulled, that is the matter of facts and is a matter of law. A court cannot sustain a non-factual judgment based on falsities, based on false facts by a corrupt prosecutor.

Defendant has no choice but to request appeal of Judge Greer's final order. This cannot be acceptable to ignore case law authorities of the Supreme Court of Virginia, not even holding an evidentiary hearing.

Here are the facts and issues Defendant is preserving for appeal which were not already addressed in the denied motions:

1. Judge Greer did not hold an evidentiary hearing on both motions asking for new trial or judgment of acquittal. He did not address the issues raised by *Commonwealth v. Tweed*, 264 Va. 524, 570 S.E.2d 797 (Va. 2002), and *Odum v. Commonwealth*, 225 Va. 123, 301 S.E.2d 145 (Va. 1983). These standards are the law as set by the Supreme Court of Virginia and they were ignored by Judge Greer.

2. Judge Greer ignored all evidence and did not apply the standards necessary for asking a Circuit Court for a new trial by jury, pursuant to the standards set out by *Commonwealth v. Tweed*, 264 Va. 524, 570 S.E.2d 797 (Va. 2002), and *Odum v. Commonwealth*, 225 Va. 123, 301 S.E.2d 145 (Va. 1983).

3. Judge Greer continues asserting that he has no jurisdiction when he honestly cannot expect somebody to come up with new evidence (newly discovered evidence, evidence not previously admissible aka could not have been secured at trial) within 21 days after a final conviction or final judgment. New evidence 99% of the time if 100% cannot be produced or obtained 21 days after the final judgment or final conviction of a Court. Courts in any other State or Federal Courts have standards for giving a defendant a new trial by jury upon new evidence. Judge Greer's final order makes no sense, he acts like new evidence will

never suffice and that his word is always final, that new evidence does not matter, that the standards set for new trials based on new evidence set by the Supreme Court of Virginia does not matter. We have standards set by both the Supreme Court of the United States and by the Supreme Court of Virginia, they all have been ignored.

4. Rule 1:1 doesn't make any sense when new evidence has always overturned convictions, new evidence has always been a determining factor for requesting a new trial by jury in any Court of Law. No determination was even made, just denying those motions without a memorandum opinion explaining how the Odum standard and tweed standards do not apply somehow to Defendant's request for a new trial or judgment of acquittal.

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6. Defendant even brought evidence of a suspect, named JaCody Cassell of a business known as The Chimney Sweep from Rocky Mount, Virginia, Franklin County of this Commonwealth. This suspect was never questioned by Judge Greer, was never questioned by Martinsville Police, and was never questioned by the State Police. There had been no hearing in regards to this suspect who allegedly poisoned Brian David Hill, Defendant, and his mother Roberta Hill with carbon monoxide gas. That should be important, the one who came forth in response to Brian David Hill's complaint filed on May 17, 2022, and denied everything while he was proven to have lied in his denials because of the signed check of JaCody Cassell released by TRUIST Bank (formerly SunTrust Bank), lying to the Attorney General's office of Dispute Resolution Unit. That witness was ignored by Judge Greer, the proven lies, lies of JaCody Cassell the suspect, all of it was ignored by Judge Greer.

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person had no drugs in his body when normally drug tests and alcohol tests are conducted of a criminal suspect. Even the officer Robert Jones of Martinsville Police who charged Defendant admitted under oath that lab tests are normally done but he didn't have that.

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of it makes any sense. Even people who plead guilty can ask for a new trial upon new evidence disproving guilt. Even the organization of The Innocence Project had proven in Courts all over America that innocent men and women plead guilty to crimes they are not guilty of. Defendant never plead guilty, he only withdrawn appeal. He is being treated worse than somebody who pleads guilty. He is being treated worse than somebody entering an Alford plea. New evidence does not get barred by an earlier judgment. Criminal courts all over America allow final judgments to be disturbed when new evidence is brought to the table and examined by the prosecution.

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11. Because an evidentiary hearing was avoided and ignored, the Defendant preserves these issues for appeal and documents them here in this NOTICE OF APPEAL. The Judge also did not subpoena the witnesses like Dr. Brant Hinchman and JaCody Cassell of The Chimney Sweep. He clearly could have ascertained that the witness to support Defendant's motion for new trial or judgment of acquittal filed on September 31, 2022 was Dr. Brant Hinchman on not factually completing

all medical checks while falsely having Officer Robert Jones of Martinsville Police Department declaring that Brian David Hill was medically and psychologically cleared. NO HE WASN'T MEDICALLY CLEARED. JaCody Cassell clearly could have been subpoenaed and compelled by the Court to testify as a witness to bring resolution to the motion asking for new trial to determine if all criteria standards was met as set by the Supreme Court of Virginia regarding motions for new trial based on new evidence which could not have been previously secured at trial.

12. Because new witness material to the guilt or innocence of Brian David Hill, material to poisoning of Brian David Hill with carbon monoxide gas poisoning, was all entirely ignored, the Defendant preserves these issues for appeal and documents them here in this NOTICE OF APPEAL.

13. The Defendant asserts in this NOTICE OF APPEAL that all issues previously preserved for appeal in the foregoing denied motions in the FINAL ORDER, be preserved further for the decision to be appealable.

14. The new issues preserved for appeal after the wrongful denial of motions is what Defendant is raising regarding the Judge ignoring all

evidence, refusing an evidentiary hearing, refusing to apply any legal standards set by the Court of Appeals of Virginia and Supreme Court of Virginia, the Defendant preserves these issues for appeal and documents them here in this NOTICE OF APPEAL.

15. The Defendant was entitled to a response from the Commonwealth Attorney Glen Andrew Hall. He violated court orders and got away with it without ever being charged with CONTEMPT OF COURT. He got away with destroying evidence and then gets away with Brian Hill not being medically cleared because ordered lab tests, lab examinations, were deleted from the chart. A cover up, no medical clearing is possible without the ordered lab tests. This is ridiculous.

16. The Defendant had brought forth clear and convincing evidence that disproves the elements of the alleged guilt charged on September 21, 2018. No evidentiary hearing, no response ordered from the Commonwealth Attorney, the Defendant preserves these issues for appeal and documents them here in this NOTICE OF APPEAL.

17. Last but not least, the Defendant made the effort as a nice guy, as a team player, to request a response from Glen Andrew Hall, the Commonwealth Attorney regarding the last two motions for new trial or judgment of acquittal. Based on JaCody Cassell the suspect and the

evidence Defendant was not medically cleared. How could he be when lab tests were ordered around the time of his arrest or detainment then deleted from the chart then was arrested without explanation why the lab tests ordered were to be deleted from the medical chart?????? Judge Greer never wanted a response from the other side, acts as though Defendant must be deprived of every constitutional right under the color of law, in sheer violation of 18 U.S. Code § 242 - Deprivation of rights under color of law. Defendant sits on a criminal record for a crime he is proven not guilty of, and the Judge just ignored everything and denied everything. Ignored the rules of the Supreme Court of Virginia, ignored the new evidence, ignored Virginia Code, and ignored everything. The Defendant preserves these issues for appeal and documents them here in this NOTICE OF APPEAL.

This appeal is being filed in good faith as it doesn't make sense for a Court to punish a criminal Defendant who has disproven multiple elements of the charged crime, shown that he may have multiple defenses to his criminal charge, but instead it is all ignored and they pushed to have his Federal Supervised Release revoked in 2019 and have Defendant pay legal fees but not give him the Due Process legal right under the U.S. Constitution and Virginia Constitution to challenge the wrongful conviction based on newly admissible evidence that wasn't admissible in

2019 at the time Defendant had withdrawn his appeal. None of this makes any sense. Even people who plead guilty can have it overturned on new evidence if it is strong enough on a factual basis, not just simply a reasonable doubt but factual evidence. No guilty plea was entered, Judge Greer knows that. None of this is right, none of this is moral. This is a complete miscarriage of justice without a doubt against an innocent man. This is NOT MORAL, This is not the way criminal defendants should be treated in any court of law.

Respectfully submitted with the Court, This the 19th day of September, 2022.


Signed

Brian D. Hill

Brian D. Hill
Defendant

Former news reporter of U.S.W.G.O. Alternative News
Ally of Q

310 Forest Street, Apartment 2
Martinsville, Virginia 24112
(276) 790-3505



JusticeForUSWGO.NL or JusticeForUSWGO.wordpress.com

CERTIFICATE OF SERVICE, CERTIFICATE OF FILING

I hereby certify that a true and accurate copy of the foregoing NOTICE OF APPEAL was faxed or emailed/transmitted by my Assistant Roberta Hill at rbhill67@comcast.net (due to Probation Conditions of not being allowed to use the Internet) or delivered this 4th day of September, 2022, to the following parties:

The undersigned certifies as follows:

1. The name and address of the Appellant is:

Brian David Hill – Ally of Q and Attorney Lin Wood

Family/Friend site: JusticeForUSWGO.wordpress.com or JusticeForUSWGO.NL

310 Forest Street, Apartment 2

Martinsville, Virginia 24112

2. Appellant is not represented by counsel at this time.

3. The names of Appellees is:

Commonwealth of Virginia

City of Martinsville

4. The name, address, and telephone number of counsel for appellees' is:

G. Andrew Hall

Martinsville Commonwealth's Attorney

55 W. Church Street

Martinsville, VA 24112

(276) 403-5470

5. A copy of this Notice of Appeal has been electronically transmitted by Roberta Hill

(electronic filing representative) via email to the Martinsville Circuit Court Clerk's

Office, to opposing counsel, and electronically filed by Roberta Hill (electronic

filing representative) through the Court's VACES system to the Clerk of the Court

of Appeals of Virginia, all on September 19, 2022.

The following parties with fax numbers and email addresses of the parties are listed herein:

Glen Andrew Hall, Esq.	Hon. Ashby R. Pritchett, Clerk of the Court
------------------------	---

<p>Commonwealth Attorney's Office for the City of Martinsville 55 West Church Street P.O. Box 1311 Martinsville, Virginia 24114/24112 Attorney for the Commonwealth Phone: (276) 403-5470 Fax: (276) 403-5478 Email: ahall@ci.martinsville.va.us</p>	<p>Circuit Court for the City of Martinsville Phone: 276-403-5106 Fax: 276-403-5232 55 West Church Street, Room 205 P.O. Box 1206 Martinsville, VA 24114 Email: apritchett@vacourts.gov</p>
---	--

The reason why Brian David Hill must use such a representative to serve such pleading with the Clerk on his behalf is because Brian is currently still under the conditions of Supervised Release for the U.S. District Court barring internet usage without permission. Brian's Probation Officer is aware of Roberta Hill using her email for conducting court business concerning Brian Hill or court business with the Probation Office in regards to Brian David Hill. Therefore Roberta Hill is filing the pleading on Brian's behalf for official court business. Brian has authorized her to file the pleading. All exhibits or any exhibits with anything printed from any internet based service was printed and researched by Roberta Hill.

That should satisfy the Certificate of Service regarding letters/pleadings. If the Court wishes to contact the filer over any issues or concerns, please feel free to contact the filer Brian David Hill directly by telephone or by mailing. They can also contact c/o Roberta Hill at rbhill67@comcast.net and request that she forward the message and any documents or attachments to Brian David Hill to view offline for his review.

Brian D. Hill
Signed

Brian D. Hill
Brian D. Hill
Defendant
Former news reporter of U.S.W.G.O. Alternative News
Ally of Q



310 Forest Street, Apartment 2
Martinsville, Virginia 24112
(276) 790-3505

JusticeForUSWGO.NL or JusticeForUSWGO.wordpress.com

INDEX FOR COURT OF APPEALS OF VIRGINIA

1. ORDER from Hon. Giles Carter Greer (Judge), dated September 13, 2022
2. INTERPRETATION OF ORDER from Hon. Ashby R. Pritchett (Clerk)
dated September 13, 2022 (Printed email from Clerk)
3. Letter to Judge Greer on asking clarification on Order (Letter from
Defendant/Appellant)

VIRGINIA: IN THE CIRCUIT COURT FOR THE CITY OF MARTINSVILLE

COMMONWEALTH OF VIRGINIA

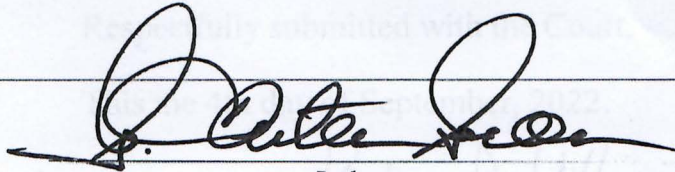
v.

BRIAN DAVID HILL

ORDER
Case No. CR19000009-00

UPON CONSIDERATION of the defendant's Motion Requesting Commonwealth Attorney Respond to Motion for Judgment of Acquittal or New Trial, it is ORDERED that said motion is hereby DENIED.

ENTER: This 13th day of September, 2022.


Judge

Endorsement is dispensed with – Rule 1:13

TWENTY-FIRST
JUDICIAL CIRCUIT
OF VIRGINIA



JusticeForUSWGO.NL or JusticeForUSWGO.wordpress.com

Honorable Ashby R. Pritchett, Clerk
Martinsville Circuit Court Clerk's Office
P. O. Box 1206
Martinsville, Virginia 24114-1206

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GREENSBORO NC 270

16 SEP 2022 PM 5 L

NEOPOST

FIRST-CLASS MAIL

09/15/2022

US POSTAGE \$000.57⁹

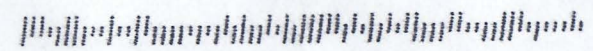


ZIP 24112
041M11290682

Brian David Hill
310 Forest Street
Apartment 2
Martinsville, Virginia 24112

*Received on
September 19 2022
Brian D. Hill
Signed*

24112-421010



Subject: RE: Judge Greer's order
From: Ashby Pritchett <apritchett@vacourts.gov>
Date: 9/13/2022, 10:47 AM
To: Roberta Hill <rbhill67@justiceforuswgo.nl>

Mrs. Hill,

Terry from my Office will be sending you a copy of Judge Greer's order, and copies of the amended Table of contents of the Motions filed by Brian with the Court of Appeals.

Judge Greer's Order denying Brian's motions doesn't end Brian's case with the Court of Appeals. Judge Greer's Order only declares that the Martinsville Circuit Court doesn't have jurisdiction (power to act) on Brian's motions. Everything Brian has filed has been sent to the Virginia Court of Appeals, who will make the judicial decision on his motions.

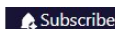
Ashby Pritchett, Clerk
Martinsville Circuit Court

Judge

From: Roberta Hill <rbhill67@justiceforuswgo.nl>
Sent: Monday, September 12, 2022 3:57 PM
To: Ashby Pritchett <apritchett@vacourts.gov>; Hon. Ashby R. Pritchett, Clerk of the Court <APritchett@courts.state.va.us>
Subject: Judge Greer's order
Importance: High

EXTERNAL EMAIL

THIS MESSAGE ORIGINATED FROM AN EXTERNAL ADDRESS. USE CAUTION CLICKING ON ANY LINKS OR DOWNLOADING ANY ATTACHMENTS

Martinsville Circuit Court [\(details\)](#)


Case #: CR19000009-00

Defendant: HILL, BRIAN DAVID

Pleadings/Orders							
Seq. #	Date	Type	Party	Judge	Book & Page	Instrument	Remarks
158	09/08/2022	OTHER	TTM				TABLE OF CONTENTS-APPEALED
157	09/08/2022	OTHER	TTM				DIGITAL APPELATE REC SUBMT
156	09/07/2022	FINAL ORDER	ARP				<u>DENY MOTION LACK JURISDICT</u>
155	09/06/2022	MOTION	ARP				MJ NEW EVID J CASSELL
154	09/06/2022	MOTION	ARP				REQUEST CA RESPOND TO MJ
153	08/31/2022	OTHER	ARP				LITIGATION HOLD LETTER
152	08/31/2022	MOTION	ARP				JUDGMT OR ACQUITTAL OR TRL

Hon. Ashby Pritchett,

It said on Virginia's OCIS system that my son Brian David Hill's motion or last two motions for judgment of acquittal and possibly the motions asking for the Commonwealth's response were denied on September 7, 2022. Assuming that is what the order was about. The OCIS system said that order was dated as to being Wednesday of last week, but my son checked the mail today and still has not received Judge Greer's order. He received your transmittal document paper mailed on the 9th of September but has not received a copy of Judge Greer's order.

He needs the order to understand what he should put in his notice of appeal he plans on filing.

I tried to send this message through xFinity but it is not working at the moment, so I am sending this message through my alternate email.

Please send a copy of the order for my son to review or he can call your office to arrange faxing it to him.

Thanks,
Roberta Hill

**URGENT LETTER TO HON. GILES CARTER GREER ON ORDER
DATED SEPTEMBER 7, 2022**

Re: Case number: CR190000009, Commonwealth of Virginia and City of
Martinsville v. Brian David Hill

TUESDAY, SEPTEMBER 13, 2022

<p><u>ATTN: Presiding judge, Hon. Giles Carter Greer</u> Circuit court for the City of Martinsville Email: cgreer@ci.martinsville.va.us</p>	<p>55 West Church Street P.O. Box 1206 Martinsville, VA 24114 Fax: 276-403-5232</p>
<p><u>ATTN: Clerk of the Court, Hon. Ashby R. Pritchett</u> Circuit court for the City of Martinsville Email: APritchett@vacourts.gov Email: APritchett@courts.state.va.us</p>	<p>55 West Church Street, Room 205 P.O. Box 1206 Martinsville, VA 24114 Fax: 276-403-5232</p>

CC: c/o Roberta Hill online filing representative serving with rbhill67@comcast.net: "Martinsville City Commonwealth's Attorney (ahall@ci.martinsville.va.us)" <ahall@ci.martinsville.va.us>

Your Honor,

Today, I am in receipt of your order dated September 7, 2022, thanks to the deputy Clerk Terry Morton. I was concerned I was not receiving a paper copy of that order.

That order, I would like to request clarification on that order or correction as to what was denied as it sounds confusing or vague to me.

That order does not specify which recent motion was denied. There were two motions asking for new trial filed recently with different new evidence in each. One over not being medically cleared as charged. The other one over suspect JaCody Cassell for lying to a Office of Attorney General about his role in poisoning Brian David Hill, myself with carbon monoxide gas which continued until my arrest in 2018.

I would like to respectfully request that you file an amended order of which motion was denied, at least clarify which filed motion was denied.

Documents index	Date Filed	Page
MOTION - REQ CA RESPOND-M/J W/EMAIL	08/29/2022	1 - 9
MOTION - JUDGMENT OR ACQUITTAL OR TRL	08/31/2022	10 – 403
MOTION - REQUEST CA RESPOND TO MJ	09/06/2022	1 - 6
MOTION - MJ NEW EVID J CASSELL	09/06/2022	7 - 730

Copied and pasted from the document given to Roberta Hill from the Deputy Clerk and given to me by Roberta Hill.

Please clarify which motion was denied as there are four motions. Two requesting that the Commonwealth Attorney respond to the new evidence filed, new evidence which the Circuit Court had not received before and the one with JaCody Cassell.

Are they all denied? If not all denied which motion or motions?

I can proceed with the NOTICE OF APPEAL but the Court of Appeals of Virginia would be confused with this order, not know which motions were denied.

Please file on the record which motion or motions your order had denied. Thanks

Thank You. Respectfully filed with the Circuit Court for the City of Martinsville, this the 13th day of September, 2022.


Signed

Brian D. Hill

God bless you,
Brian D. Hill

Ally of Q, Former news reporter of U.S.W.G.O. Alternative News
310 Forest Street, Apartment 2
Martinsville, Virginia 24112
(276) 790-3505

JusticeForUSWGO.NL or JusticeForUSWGO.wordpress.com

U.S.W.G.O.

CIRCUIT COURT CLERK'S OFFICE

City of Martinsville

POST OFFICE BOX 1206

MARTINSVILLE, VIRGINIA 24114-1206



ASHBY R. FRITCHETT, CLERK

November 30, 2022

Honorable A. John Vollino
Clerk, Court of Appeals
109 North 8th Street
Richmond, Virginia 23219

Dear Mr. Vollino:

In Re: CR190000009-00

Enclosed is the appeal styled Commonwealth of Virginia V Brian David Hill along with the table of contents filed therein. There isn't a transcript or statement of facts that will be filed. Therefore the record is sent as is.

THIS APPEAL WAS TRANSMITTED ELECTRONICALLY.

Thank you for your attention in this matter.

Sincerely yours,

A handwritten signature in black ink, appearing to be "T. Morton", written over a horizontal line.

Terry T. Morton,

Certified Master Deputy Circuit Court Clerk

Ttm

Enclosures

CC: ✓ G. Andrew Hall, Commonwealth's Attorney-Appellee
Brian David Hill, Defendant-pro se-Appellant
310 Forest Street, Apartment 2
Martinsville, Virginia 24112

EXHIBIT 8

for

For MOTION TO RESTART APPEAL PROCESS
AND RETRANSMIT THE RECORD OF THE TRIAL
COURT IN APPEAL

CAV record no. 1424-22-3, 1425-22-3

Ally of Q, Former news reporter of USWGO Alternative News
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Martinsville Circuit - Criminal Division
Pleadings/Orders Detail

Case Number: CR19000009-00

Filed	Type	Party	Judge	Book	Page	Remarks
01/09/2019	Gd Paperwork	TTM				
01/09/2019	Ccre (Number Only)	TTM				
01/09/2019	Evaluation Report	TTM				PSYCHOLOGICAL EVAL-GDC
01/23/2019	Motion	JPN				TO ADMIT EVIDENCE
02/06/2019	Response	JCC				MOT FOR RECIPROCAL DISCOVER
02/06/2019	Order	JCC	GCG			DISCOVERY
04/08/2019	Motion	ARP				FILE EVIDENCE BEFORE TRIAL
05/29/2019	Motion	BEW				EARLIER TRIAL DATE
05/31/2019	Motion	BEW				MOTION FOR BOND
06/04/2019	Bond	JCC				
06/04/2019	Other	JCC				RELEASE ORDER
01/30/2019	Clerk's Worksheet	JCC				EMAIL TO CWA ABOUT CAPIAS
02/01/2019	Clerk's Worksheet	JCC				EMAIL FROM CWS-CAPIAS
05/30/2019	Clerk's Worksheet	JCC				EMAIL TO A.HALL-TRIAL DAT
05/30/2019	Clerk's Worksheet	JCC				HILL TURNED HIMSELF IN
06/04/2019	Clerk's Worksheet	JCC				MOT FOR BOND
06/04/2019	Order	JCC	GCG			AGREED ORDER FOR BOND
06/04/2019	Other	JCC				CONT CUST-07/15/19@9AM
07/15/2019	Scheduling Order	JCC				CA OF REQ JURY-SET 8/31@9A
07/15/2019	Notice	JCC				TO APPEAR 08/30/19@9AM
07/18/2019	Witness List	JCC				COMMONWEALTH WITNESS LIST
07/19/2019	Motion	ERH				INSANITY DEF-FILED BY DEF
07/19/2019	Motion	ERH				REQ SUB COUNSEL-FILED BY D
07/15/2019	Order	JCC	GCG			DISCOVERY
07/26/2019	Motion	JCC				DISCOVERY
07/26/2019	Motion	JCC				MOT TO SUPPRESS EVIDENCE
07/29/2019	Motion	BEW				PUB. DEFENDER WITHDRAW
07/30/2019	Order	JCC	GCG			ATTY L.MCGARRY WITHDRAWN
08/01/2019	Order	JCC	GCG			APPOINTED ATTY MATT CLARK
08/06/2019	Notice	ERH				PRIOR CONVICTIONS
08/19/2019	Motion	BEW				CONTINUE 8-30-19
08/20/2019	Continuance Order	JPN	GCG			CD-TBS ON 8/27
08/21/2019	Clerk's Worksheet	JPN	GCG			EMAIL CD JURY TRIAL
08/21/2019	Notice	JCC				APPEAR 08/27/19@9AM
08/29/2019	Clerk's Worksheet	JCC				COMMONWEALTH WITNESS LIST
08/27/2019	Continuance Order	BEW	GCG			SET 12-2-19 @ 9AM
08/27/2019	Notice	BEW				APPEAR 12-2-19 @ 9AM
09/11/2019	Bond Order	BEW	GCG			AMENDED BOND ORDER

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11/04/2019	Motion	ERH				FAX MOT TO DISMISS
11/12/2019	Motion	ERH				FAX TO WITHDRAW APPEAL
11/25/2019	Motion	JCC				VACATE FRAUD BEGOTTEN JUDG
11/25/2019	Order	JCC	GCG			VACATE FRAUD JUDG-DENIED
11/15/2019	Order In Misdemeanor Or Traffic Infraction Proceeding	BEW	GCG			
11/15/2019	Payment Agreement Plan	BEW				
11/15/2019	Other	BEW				COPY DISPOSITION NOTICE
11/27/2019	Appeal Notice	JCC				NOTICE OF APPEAL
11/27/2019	Appeal Notice	JCC				NOTICE OF APPEAL
01/29/2020	Other	TTM				DIGITAL APPELATE REC SUBMT
01/29/2020	Other	TTM				TABLE OF CONTENTS-APPEALED
02/26/2020	Letter	TTM				FROM DEFENDANT TO CLERK
03/02/2020	Other	TTM				DIGITAL APPELATE REC SUBMT
03/02/2020	Other	TTM				TABLE OF CONTENTS-ADD APLD
03/09/2020	Letter	ERH				PSYCHOLOGICAL EVALUATION
03/06/2020	Letter	TTM				RESPONSE-CLERK SUPREME CT
03/04/2020	Addendum	TTM				TABLE OF CONTENTS-APPEALED
03/10/2020	Addendum	TTM				TABLE OF CONTENTS-APPEALED
03/10/2020	Other	TTM				DIGITAL APPELATE REC SUBMT
03/16/2020	Motion	TTM				TO PROCEED PRO SE ON APPLS
03/16/2020	Motion	TTM				WAIVING LEGAL FEES
03/16/2020	Other	TTM				DIGITAL APPELATE REC SUBMT
03/16/2020	Other	TTM				TABLE OF CONTENTS-ADD APLD
03/26/2020	Notice	ERH				NOTICE OF LAWSUIT
03/25/2020	Affidavit	ERH				AFF/DECLAR. BRIAN HILL
03/25/2020	Affidavit	ERH				AFF/DECLAR. ROBERTA HILL
03/25/2020	Letter	ERH				LETTER TO CLERK
03/25/2020	Letter	TTM				FROM DEF W/ATTACHMENTS
03/26/2020	Letter	TTM				FROM CLERK TO DEFENDANT
03/30/2020	Letter	ERH				LETTER TO CLERK
03/31/2020	Motion	ERH				TO DISCHARGE LEGAL FEES
03/27/2020	Other	TTM				DIGITAL APPELATE REC SUBMT
03/27/2020	Other	TTM				TABLE OF CONTENTS ADD APLD
03/31/2020	Other	TTM				DIGITAL APPELATE REC SUBMT
03/31/2020	Other	TTM				TABLE OF CONTENTS-ADD APLD
04/02/2020	Writ Of Mandamus	TTM				
04/02/2020	Other	TTM				APLC PROCEED IN FP-US DIST
04/02/2020	Order	TTM	GCG			DENIED MOT-DISCHARGE F/C
04/06/2020	Other	TTM				DIGITAL APPELATE REC SUBMT
04/06/2020	Other	TTM				TABLE OF CONTENTS ADD APLD
04/07/2020	Appeal Notice	TTM				MCC/US DIST COURT
04/08/2020	Motion	ERH				TO DISQUALIFY GCG
04/08/2020	Other	TTM				TABLE OF CONTENTS-ADD APLD
04/08/2020	Other	TTM				DIGITAL APPELATE REC SUBMT
04/15/2020	Appeal Notice	ERH				RE: MOT TO DISQUALIFY
04/10/2020	Order	TTM	GCG			DENIED DEF WRIT ERROR CV
04/10/2020	Order	TTM	GCG			DENIED MOT WAIVE FEES
04/14/2020	Letter	TTM				FROM DEF TO CLERK-SERVICE
04/20/2020	Court Of Appeals Of Va Orders	TTM				APPOINT J I JONES-COUNSEL
04/20/2020	Court Of Appeals Of Va Orders	TTM				APPOINT J I JONES-COUNSEL

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04/10/2020	Order	TTM	GCG		DENIED MOT DISQUALIFY GCG
04/20/2020	Other	TTM			TABLE OF CONTENTS-ADD APLD
04/20/2020	Other	TTM			DIGITAL APPELATE REC SUBMT
04/21/2020	Appeal Notice	ERH			
04/23/2020	Letter	TTM			DEF TO CLK-NOT RECV COPY O
07/29/2020	Other	TTM			DIGITAL APPELATE REC-SUBMT
07/29/2020	Other	TTM			TABLE OF CONTENTS-ADD APLD
10/28/2020	Court Of Appeals Of Va Orders	TTM			GRANTED LEAVE REPLACE N/A
11/04/2020	Notice	TTM			OF FRAUD UPON THE CT-DEF
11/05/2020	Notice	TTM			OF FRAUD UPON THE CT-DEF
11/05/2020	Other	TTM			DIGITAL APPELATE REC SUBMT
11/05/2020	Other	TTM			TABLE OF CONTENTS-ADD APLD
11/13/2020	Affidavit	TTM			AFFIDAVIT OF SERVICE
11/16/2020	Letter	TTM			AS TO DOC NOTICE OF FRAUD
11/13/2020	Affidavit	TTM			AFFIDAVIT OF SERVICE
11/12/2020	Appeal Notice	TTM			OF APPEAL (2)
11/09/2020	Notice	TTM			2ND OF FRAUD UPON THE CT
11/12/2020	Notice	TTM			2ND OF FRAUD UPON THE CT
12/14/2020	Appointment Of Counsel	TTM	GCG		PER CT APPEALS-JJONES
02/24/2021	Other	TTM			DIGITAL APPELATE REC SUBMT
02/24/2021	Other	TTM			TABLE OF CONTENTS APPEALED
01/11/2021	Court Of Appeals Of Va Orders	TTM			DENIED PETITION FOR APPEAL
03/22/2021	Other	TTM			REQUEST FOR TRANSCRIPTS
03/22/2021	Letter	TTM			TO BDH-RECORDS SENT TO C/A
01/20/2022	Motion	ARP			EVIDENCE
01/21/2022	Memorandum	ARP			EVIDENCE IN SUPPORT OF MOT
01/24/2022	Memorandum	ARP			AMENDED MEMORANDUM
01/31/2022	Memorandum	ARP			LAST MINUTE EVIDENCE
02/08/2022	Memorandum	ARP			NEW MEDICAL EVIDENCE
02/09/2022	Letter	ARP			LETTER TO CLERK
02/10/2022	Order	ARP			PETITION DENIED
02/11/2022	Appeal Notice	ARP			NOTICE OF APPEAL
02/14/2022	Amendment	ERH			AMENDED EVIDENCE
02/14/2022	Letter	ERH			LETTER TO JUDGE GCG
02/14/2022	Other	ERH			LAST MINUTE EVIDENCE
02/14/2022	Motion	ERH			FOR JUDGMENT OF ACQUITTAL
02/14/2022	Motion	ERH			JUDGMENT OF ACQUITTAL CORR
02/17/2022	Other	ERH			NEW MEDICAL EVIDENCE
02/22/2022	Letter	ERH			B. HILL TO CLERK FAX
02/22/2022	Letter	ERH			B. HILL TO CLERK EMAIL
02/22/2022	Order	ARP			DENY MOTION
02/23/2022	Appeal Notice	ERH			APPEAL-CAV 02222022 1ST
02/23/2022	Appeal Notice	ERH			APPEAL-CAV 02222022 2ND
02/23/2022	Appeal Notice	JCC			FAX-NOT OF APPEAL-2/10/22
02/23/2022	Appeal Notice	JCC			FAX-NOT OF APPEAL-2/22/22
05/11/2022	Other	TTM			TABLE OF CONTENTS APPEALED
05/11/2022	Other	TTM			DIGITAL APPELATE REC SUBMT
05/25/2022	Letter	TTM			TO CT OF APPEALS-ENTIRE FL
05/25/2022	Other	TTM			TABLE OF CONTENTS-APPEALED
05/25/2022	Other	TTM			DIGITAL APPELLATE REC RECV

EXHIBIT PAGES 215 OF 227

06/21/2022	Other	ARP				APPL FED WRIT HAB CORPUS
06/21/2022	Other	ARP				ADDITIONAL GROUNDS
06/21/2022	Letter	ARP				LETTER TO JUDGE 6.18.22
06/21/2022	Motion	ARP				PROCEED WOUT PYMT OF FEES
06/22/2022	Letter	ARP				LTR EDITED 6.21.2022
06/22/2022	Addendum	TTM				TABLE OF CONTENTS-APPEALED
06/22/2022	Other	TTM				DIGITAL APPELATE REC SUBMT
08/29/2022	Motion	TTM				REQ CA RESPOND-M/J W/EMAIL
08/31/2022	Other	TTM				EMAIL-RECORD SUBMITTED
08/30/2022	Other	TTM				TABLE OF CONTENTS-APPL ADD
08/30/2022	Other	TTM				DIGITAL APPELATE REC SUBMT
08/31/2022	Motion	ARP				JUDGMT OR ACQUITTAL OR TRL
08/31/2022	Other	ARP				LITIGATION HOLD LETTER
09/06/2022	Motion	ARP				REQUEST CA RESPOND TO MJ
09/06/2022	Motion	ARP				MJ NEW EVID J CASSELL
09/07/2022	Final Order	ARP				DENY MOTION LACK JURISDICT
09/08/2022	Other	TTM				DIGITAL APPELATE REC SUBMT
09/08/2022	Other	TTM				TABLE OF CONTENTS-APPEALED
09/13/2022	Order	TTM	GCG			DEN MOT COMM RESPOND M/J
09/13/2022	Letter	TTM	GCG			FROM DEF TO COURT
09/14/2022	Other	TTM				TABLE OF CONTENTS ADD-APPL
09/14/2022	Other	TTM				DIGITAL APPELATE REC SUBMT
09/19/2022	Affidavit	ARP				INDIGENCE
09/19/2022	Notice	ARP				APPEAL (1)
09/19/2022	Affidavit	ARP				INDIGENCE
09/19/2022	Notice	ARP				APPEAL (2)
11/30/2022	Letter	TTM				COURT OF APPEALS-TRANS REC
12/01/2022	Other	TTM				EMAIL DIGITAL APPL TO CT A
12/13/2022	Other	TTM				TABLE OF CONTENTS-APPEALED
12/13/2022	Other	TTM				DIGITAL APPELLATE REC SUB

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[Logoff](#)

Build #: 3.9.0.1

EXHIBIT 9

for

For MOTION TO RESTART APPEAL PROCESS
AND RETRANSMIT THE RECORD OF THE TRIAL
COURT IN APPEAL

CAV record no. 1424-22-3, 1425-22-3

Ally of Q, Former news reporter of USWGO Alternative News
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EXHIBIT PAGES 217 OF 227

Subject: RE: Judge Greer's order
From: Ashby Pritchett <apritchett@vacourts.gov>
Date: 9/13/2022, 10:47 AM
To: Roberta Hill <rbhill67@justiceforuswgo.nl>

Mrs. Hill,

Terry from my Office will be sending you a copy of Judge Greer's order, and copies of the amended Table of contents of the Motions filed by Brian with the Court of Appeals.

Judge Greer's Order denying Brian's motions doesn't end Brian's case with the Court of Appeals. Judge Greer's Order only declares that the Martinsville Circuit Court doesn't have jurisdiction (power to act) on Brian's motions. Everything Brian has filed has been sent to the Virginia Court of Appeals, who will make the judicial decision on his motions.

Ashby Pritchett, Clerk
 Martinsville Circuit Court

Judge

From: Roberta Hill <rbhill67@justiceforuswgo.nl>
Sent: Monday, September 12, 2022 3:57 PM
To: Ashby Pritchett <apritchett@vacourts.gov>; Hon. Ashby R. Pritchett, Clerk of the Court <APritchett@courts.state.va.us>
Subject: Judge Greer's order
Importance: High

EXTERNAL EMAIL

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Martinsville Circuit Court [\(details\)](#)

[Subscribe](#)

Case #: CR19000009-00

Defendant: HILL, BRIAN DAVID

Pleadings/Orders							
Seq. #	Date	Type	Party	Judge	Book & Page	Instrument	Remarks
158	09/08/2022	OTHER	TTM				TABLE OF CONTENTS-APPEALED
157	09/08/2022	OTHER	TTM				DIGITAL APPELATE REC SUBMT
156	09/07/2022	FINAL ORDER	ARP				<u>DENY MOTION LACK JURISDICT</u>
155	09/06/2022	MOTION	ARP				MJ NEW EVID J CASSELL
154	09/06/2022	MOTION	ARP				REQUEST CA RESPOND TO MJ
153	08/31/2022	OTHER	ARP				LITIGATION HOLD LETTER
152	08/31/2022	MOTION	ARP				JUDGMT OR ACQUITTAL OR TRL

Hon. Ashby Pritchett,

It said on Virginia's OCIS system that my son Brian David Hill's motion or last two motions for judgment of acquittal and possibly the motions asking for the Commonwealth's response were denied on September 7, 2022. Assuming that is what the order was about. The OCIS system said that order was dated as to being Wednesday of last week, but my son checked the mail today and still has not received Judge Greer's order. He received your transmittal document paper mailed on the 9th of September but

EXHIBIT PAGES 218 OF 227

has not received a copy of Judge Greer's order.

He needs the order to understand what he should put in his notice of appeal he plans on filing.

I tried to send this message through xFinity but it is not working at the moment, so I am sending this message through my alternate email.

Please send a copy of the order for my son to review or he can call your office to arrange faxing it to him.

Thanks,
Roberta Hill

EXHIBIT 10

for

For MOTION TO RESTART APPEAL PROCESS
AND RETRANSMIT THE RECORD OF THE TRIAL
COURT IN APPEAL

CAV record no. 1424-22-3, 1425-22-3

Ally of Q, Former news reporter of USWGO Alternative News
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EXHIBIT PAGES 220 OF 227

Subject: RE: Martinsville Circuit Court, Motion for Judgment of Acquittal or New Trial, Litigation hold letter, Motion requesting response, no. CR19000009-00, Commonwealth of Virginia et al v. Brian David Hill
From: Ashby Pritchett <apritchett@vacourts.gov>
Date: 8/31/2022, 11:57 AM
To: ROBERTA HILL <rbhill67@comcast.net>

Hello Mrs. Hill.

The PDF document attached to your earlier titled "MOTION REQUESTING COMMONWEALTH ATTORNEY RESPOND TO MOTION FOR JUDGMENT OF ACQUITTAL OR NEW TRIAL" was migrated to the case indexing and imaging system. A copy of your e-mail, containing the hyperlinks to PDF documents titled "motion-new-trial-acquittal" and "Litigation-hold-letter-additional-evidence" was also recorded and scanned into the court file for Mr. Hill, file number CR19000009-00.

These records were submitted to the Court of Appeals yesterday. Because Mr. Hill's case remains before the Virginia Court of Appeals, everything you submit is scanned and sent to that court for review, adding it to the appellate record.

Ashby Pritchett, Clerk

From: ROBERTA HILL <rbhill67@comcast.net>
Sent: Wednesday, August 31, 2022 10:44 AM
To: Hon. Ashby R. Pritchett, Clerk of the Court <APritchett@courts.state.va.us>; Ashby Pritchett <apritchett@vacourts.gov>; Martinsville City Commonwealth's Attorney <ahall@ci.martinsville.va.us>; Coen, Chris <ccoen@oag.state.va.us>
Subject: Re: Martinsville Circuit Court, Motion for Judgment of Acquittal or New Trial, Litigation hold letter, Motion requesting response, no. CR19000009-00, Commonwealth of Virginia et al v. Brian David Hill
Importance: High

EXTERNAL EMAIL

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I need clarification on what was filed.

Was the two motions filed and the litigation hold letter filed? or was it just the one motion asking for the Commonwealth to respond to the other motion?

There are two motions. One asking for new trial in disproving the elements of the charge. The other one asking for the Commonwealth to respond. The litigation hold letter as evidence is surfacing on a suspect or culprit in who him or his company employee(s) directly caused the poisoning of my son with carbon monoxide gas, long term exposure since October 5, 2017 until he left the home and was arrested for indecent exposure for having a medical emergency. The suspect (because we all know who did the chimney work at my Triplex, it was that chimney company, but proving that is quite a challenge) is JaCody Cassell because he has not admitted to causing the poisoning of my son but he lied to the Office of Attorney General in the Dispute Resolution Unit. He is trying to get away with causing the carbon monoxide which caused his indecent exposure. There should be an investigation

EXHIBIT PAGES 221 OF 227

into him. That is why my son wants the litigation hold letter filed. My son wants this suspect criminally investigated for causing the metal tin to be placed on the chimney. That caused the long term exposure which eventually led to my son being charged and arrested with indecent exposure. My son will eventually file a motion based on this suspect and ask the State Police to intervene and arrest JaCody Cassell for being the cause of my son's indecent exposure due to his intoxication. Cassell didn't make Brian get naked, but he caused the intoxication of my son by not doing his job correctly and cutting corners in his business. The hospital failed to conduct the laboratory tests at Sovah Health Martinsville and those tests would have proven involuntary intoxication which I believe may be a criminal defense in Virginia to a charge of indecent exposure.

motion-new-trial-acquittal-August-28-2022.pdf - <https://justiceforuswgo.files.wordpress.com/2022/08/motion-new-trial-acquittal-august-28-2022.pdf>

Litigation-hold-letter-additional-evidence.pdf - <https://justiceforuswgo.files.wordpress.com/2022/08/litigation-hold-letter-additional-evidence.pdf> - Has the signed check by suspect JaCody Cassell who his business The Chimney Sweep did chimney work on my Triplex on October 5, 2017

Please clarify whether the two motions and litigation hold letter was filed? Thanks

Thanks,
Roberta Hill

On 8/30/2022 7:12 AM, ROBERTA HILL wrote:

Clerk of Circuit Court for the City of Martinsville,
CC: Glen Andrew Hall, Esquire.

I am Roberta Hill, Brian's mother. I am filing this Motion for Judgment of Acquittal or New Trial based upon new evidence, Motion requesting response from Commonwealth Attorney, and litigation hold letter regarding culprit Jacody Cassell of The Chimney Sweep who poisoned my son with carbon monoxide gas poisoning from October 5, 2017 until he left the home and was arrested. It is all being filed through email to you on Brian's behalf due to his federal probation conditions where he is not allowed to use the internet. He is having me file this pleading on his behalf. My son is having me to serve the respondents through email as well and the certificate of service is in the last page of the PDF file. This email is also being sent to the Respondents to serve them a copy of this pleading, and may also be faxed as well by Brian D. Hill in the event that email may fail.

The new evidence of billing record, other records not previously been filed, it is too big for email and so links are provided to pleadings for the Clerk and Respondents to download.

Please Clerk download the linked pdf document filings and the Court will have the evidence that my son is not guilty of indecent exposure and cannot be convicted anymore.

motion-requesting-response-new-trial-acquittal-August-28-2022.pdf is attached in email
motion-new-trial-acquittal-August-28-2022.pdf -
<https://justiceforuswgo.files.wordpress.com/2022/08/motion-new-trial-acquittal-august-28-2022.pdf>
Litigation-hold-letter-additional-evidence.pdf -

EXHIBIT PAGES 222 OF 227

<https://justiceforuswgo.files.wordpress.com/2022/08/litigation-hold-letter-additional-evidence.pdf>

Motion contains 28 exhibits. New transcripts not previously made known to Court. Has complete evidence that Officer Robert Jones had an erroneous belief that my son was medically and psychologically cleared. That is not true, beliefs do not make it true. Robert Jones did not tell the truth but told his belief that my son was medically cleared. He was not proven medically cleared. The evidence proven he was not medically cleared. Government agency investigation is going on, evidence given to the investigator about the corrupt doctor who covered up evidence. You have no right to impede or interfere with or obstruct this investigation. Glen Andrew Hall knows the law, as corrupt as he is; getting away with breaking laws right and left. Such as destruction of body-camera footage and three times contempt of court. He knows the law.

Brian Hill will be asking for legal aid to file a lawsuit against Glen Andrew Hall, Esq. if he does not concede defeat. A civil rights lawsuit.

Litigation hold letter is regarding the culprit Jacody Cassell, The Chimney Sweep business entity in Rocky Mount, VA. They are responsible for poisoning my son Brian David Hill with carbon monoxide gas. They started the poisoning on October 5, 2017. Brian D. Hill filed a complaint with the Office of Attorney General of Virginia against The Chimney Sweep and Jacody Cassell responded through his lawyer Eric Ferguson of Rocky Mount. The dispute resolution unit was lied to by Mr. Cassell. They claimed they never gave an estimate and never conducted the service, have no records of the chimney work done. We received a signed \$300 photocopy of the check from TRUIST bank cashed in by Cassell in his own handwriting. We have proven that he through his attorney Eric Ferguson lied to the dispute resolution unit, Attorney General Office. Jacody Cassell through his attorney lied to the Attorney General in response to my son claiming in complaint that The Chimney Sweep caused his indecent exposure by placing metal tin on top of the chimney flues causing carbon monoxide gas to flow into Brian's apartment from October 5, 2017, until he left home and was arrested on September 21, 2018. I was continually exposed to the gas until Pete Compton removed the metal tin on top of the chimney flue. Here is the culprit if it is a crime to almost kill somebody with carbon monoxide gas. The culprit is Jacody Cassell. He should be prosecuted, Glen Andrew Hall. Cassell is responsible for my son acting weird and getting naked on a walking trail after wandering away from home and was arrested on September 21, 2018. Cassell or his business employee caused long term carbon monoxide gas damage and exposure. He claimed he had no records of the chimney work done, and he owns a licensed business but kept no records, defrauded the dispute resolution unit of Attorney General. Jacody is the culprit for the carbon monoxide. I have phone records proving his business cell phone number was in contact with me, phone call logs can be authenticated by Attorney General and State Police if necessary. You have your culprit of what led up to the indecent exposure. Please charge Jacody Cassell. Thank You!

To Clerk: Please confirm by read receipt or response message confirming that you have received this. There is a lot of evidence that the Hon. Giles Carter Greer must review to understand that my son is legally innocent and is entitled to acquittal. Thank You!

EXHIBIT PAGES 223 OF 227

Note: If you see any criminal activity or corruption going on in the Legal System or in Government, please report these tips to Project Veritas at VeritasTips@protonmail.com, or go to Project Veritas website.

Roberta Hill (representative for electronic filing)
310 Forest Street, Apartment 1
Martinsville, Virginia 24112

Motion for Judgment of Acquittal, case no. CR19000009-00, Circuit Court for the City of Martinsville
Commonwealth of Virginia, City of Martinsville v. Brian David Hill

Defendant:
Brian David Hill
310 Forest Street, Apartment 2
Martinsville, Virginia 24112

Thanks,
Roberta

EXHIBIT 11

for

For MOTION TO RESTART APPEAL PROCESS
AND RETRANSMIT THE RECORD OF THE TRIAL
COURT IN APPEAL

CAV record no. 1424-22-3, 1425-22-3

Ally of Q, Former news reporter of USWGO Alternative News
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EXHIBIT PAGES 225 OF 227

Subject: RE: Motion regarding suspect Jacody Cassell?

From: Ashby Pritchett <apritchett@vacourts.gov>

Date: 9/6/2022, 2:23 PM

To: ROBERTA HILL <rbhill67@comcast.net>

Mrs.
Hill,

I will file Brian's fourth motion today so it will appear in his case, and will upload it to the court of appeals ASAP.

Ashby Pritchett, Clerk
Martinsville Circuit Court

From: ROBERTA HILL <rbhill67@comcast.net>

Sent: Tuesday, September 06, 2022 12:41 PM

To: Ashby Pritchett <apritchett@vacourts.gov>; Hon. Ashby R. Pritchett, Clerk of the Court
<apritchett@courts.state.va.us>

Subject: Motion regarding suspect Jacody Cassell?

Importance: High

EXTERNAL EMAIL

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Ashby Pritchett,

My son wanted to know if his motion with the proof that JaCody Cassell is proven lying to the Attorney General and is suspect of the carbon monoxide poisoning of my son in October 2017 inducing his indecent exposure charge in September 2018, if that is filed?

Today, the Attorney General's office recommends that we contact the State Police with the evidence of him lying, the very evidence we got that is in the motion my son wanted me to file of what was emailed a few days ago. So this motion is meritorious since the State Police should get involved in this.

JaCody Cassell is the person who placed the metal tin on the chimney flues causing poisoning by carbon monoxide. He is the cause of my son's charge, he was the cause. The carbon monoxide is deadly and could have killed us both. He could be considered the culprit if he admits to it or if the State Police decide to investigate and find tangible evidence. He already has been caught lying multiple times.

Please file that motion and hopefully the Commonwealth Attorney will consider having an investigation into Cassell and the Court can question this suspect who hurt my son and me with the carbon monoxide gas.

Thanks,
Roberta Hill
rbhill67@comcast.net

EXHIBIT 12

for

For MOTION TO RESTART APPEAL PROCESS
AND RETRANSMIT THE RECORD OF THE TRIAL
COURT IN APPEAL

CAV record no. 1424-22-3, 1425-22-3

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EXHIBIT PAGES 227 OF 227

Subject: Upload of New Pleadings Complete for Transmission to Court of Appeals

From: Ashby Pritchett <apritchett@vacourts.gov>

Date: 9/1/2022, 10:44 AM

To: ROBERTA HILL <rbhill67@comcast.net>

Mrs. Hill,

I uploaded the two documents indicated by the hyperlinks of your earlier e-mail. One is a Motion for Judgment of Acquittal or New Trial and the other is titled Litigation Hold Letter.

The complete text of both documents were migrated into case CR19-009.

The two new documents will be transmitted to the Court of Appeals today. The Court of Appeals will also have the exhibits and pleadings in their entirety.

Ashby Pritchett, Clerk

-----Original Message-----

From: ROBERTA HILL <rbhill67@comcast.net>

Sent: Wednesday, August 31, 2022 5:17 PM

To: Ashby Pritchett <apritchett@vacourts.gov>; Martinsville City Commonwealth's Attorney <ahall@ci.martinsville.va.us>

Subject: Re: Permanent Error

Importance: High

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I split my son's pleading into three pieces at 14MB per part file and it still won't accept it saying too big to send as attachments.

Please file the pdf documents in the links as the email server will not accept even 14MB split pdf files.

The pleadings themselves in the linked documents need to be of the record in case the judge denies or grants this new trial motion so that the Court of Appeals will also have the exhibits and pleadings in their entirety.

Thanks

On 08/31/2022 5:13 PM mailer-daemon@comcast.net wrote:

This is an automatically generated Delivery Status Notification.

Delivery to the following recipients failed permanently:

* apritchett@vacourts.gov

Reason: Permanent Error