

# EXHIBIT 1

## for

MOTION FOR LEAVE OF COURT TO FILE  
ONE MORE APPELLANT OPENING BRIEF  
AND/OR MODIFY JUNE 30, 2023 ORDER

CAV record no. 0313-23-3, 0314-23-3 and 0317-23-3

Ally of Q, Former news reporter of USWGO Alternative News

[JUSTICEFORUSWGO.WORDPRESS.COM](https://JUSTICEFORUSWGO.WORDPRESS.COM)

[USWGO.COM](https://USWGO.COM) // [JUSTICEFORUSWGO.NL](https://JUSTICEFORUSWGO.NL)



**Subject:** Emergency Letter to Justin Hill, Attorney General**From:** ROBERTA HILL <rbhill67@comcast.net>**Date:** 6/20/2023, 2:12 AM**To:** "Hill, Justin B." <jhill@oag.state.va.us>, "OAG Criminal Litigation (oagcriminallitigation@oag.state.va.us)" <oagcriminallitigation@oag.state.va.us>, "Coen, Chris" <ccoen@oag.state.va.us>, "Henderson, Deborah J." <DHenderson@oag.state.va.us>**CC:** adriennadicioccio@yahoo.com, Lin Wood <lwood@linwoodlaw.com>, Lin Wood <lwood@fightback.law>, "stanleybolten@justiceforuswgo.nl" <StanleyBolten@justiceforuswgo.nl>, "rbhill67@justiceforuswgo.nl" <rbhill67@justiceforuswgo.nl>

Justin Hill,

My son Brian Hill wanted me to email you his emergency letter and affidavit since he cannot file anything in the Court of Appeals in Virginia or any state court until the day after Friday, October 13, 2023. They are attached.

Emergency\_Letter\_Justin\_Hill\_6\_19\_2023.pdf - Emergency Letter

Declaration\_Affidavit\_Justin\_Hill\_6\_20\_2023.pdf - Affidavit in support of emergency letter

There is a public petition now asking people all over America to get behind asking Virginia to pardon Brian Hill. In case his due process rights get taken away from him, Brian is mailing a new documentary about federal corruption to more and more prominent activists about his whole legal plight. More and more people will be notified about Brian's legal horrors overtime.

<https://www.change.org/p/pardon-innocent-man-brian-d-hill-in-virginia>

Best Regard,  
Roberta Hill

— Attachments: —

Emergency_Letter_Justin_Hill_6_19_2023.pdf	164 KB
Declaration_Affidavit_Justin_Hill_6_20_2023.pdf	182 KB

# EXHIBIT 2

## for

MOTION FOR LEAVE OF COURT TO FILE  
ONE MORE APPELLANT OPENING BRIEF  
AND/OR MODIFY JUNE 30, 2023 ORDER

CAV record no. 0313-23-3, 0314-23-3 and 0317-23-3

Ally of Q, Former news reporter of USWGO Alternative News

[JUSTICEFORUSWGO.WORDPRESS.COM](https://JUSTICEFORUSWGO.WORDPRESS.COM)

[USWGO.COM](https://USWGO.COM) // [JUSTICEFORUSWGO.NL](https://JUSTICEFORUSWGO.NL)



**EMERGENCY REQUEST/LETTER TO JUSTIN HILL OF  
OFFICE OF THE ATTORNEY GENERAL; REQUESTING  
DELAY OF APPEALS OR WRITTEN PERMISSION FROM  
COMMONWEALTH OF VIRGINIA TO PARTICIPATE IN  
APPEALS - RE: Case nos. 1424-22, 1425-22, 0313-23-3, 0314-  
23-3, 0317-23-3, 0289-22-3, 0290-22-3**

Monday, June 19, 2023

ATTN: Justin Hill Office of the Attorney General	202 North Ninth Street Richmond, Virginia 23219 Phone: (804) 786-2071
---	---

Justin Hill,

I am concerned about the way things are going in the Court of Appeals of Virginia and the filings which just come in (two motions I wasn't even served with a copy) while I cannot participate in my own pending appeal cases. I am attaching a Declaration/Affidavit explaining why.

See DECLARATION OF BRIAN DAVID HILL IN SUPPORT OF  
EMERGENCY REQUEST/LETTER TO JUSTIN HILL OF OFFICE OF THE  
ATTORNEY GENERAL; REQUESTING DELAY OF APPEALS OR  
WRITTEN PERMISSION FROM COMMONWEALTH OF VIRGINIA TO  
PARTICIPATE IN APPEALS - RE: Case nos. 1424-22, 1425-22, 0313-23-3,  
0314-23-3, 0317-23-3, 0289-22-3, 0290-22-3.

I am sorry I never notified the Court of Appeals of Virginia that I was not served with the two motions you had filed with the Court:

1. "Hill 1244, 1245 – Motion for Extension.PDF"
2. "Hill – Motion to Consolidate all 7.PDF"

I have no choice but to write this emergency letter to you asking that

the appeal cases be delayed for the remainder of the six months of me not filing anything pro se until the day after October 13, 2023.

Here are the facts in summary from the Declaration/Affidavit and based on the record of the lower court:

1. I was charged with contempt of court for accusing Judge Greer of fraud in three notices of appeal. I was not accused of lying and I did not threaten any harm against the judge. The contempt charge was over Judge Greer being offended because of me accusing him of fraud. I believe that truthful accusation is protected under the First Amendment of the United States Constitution as those accusations were argued in the notices of appeal which were a petition to the Court of Appeals of Virginia for a redress of grievances of the trial court judge. So in the spirit of the law, I broke no law and never should be convicted of contempt of court. However, my court appointed lawyer said that he refused to argue a First Amendment defense for me and said that I would have to get another lawyer to do it. He also uttered that he would lose his law license if he argued what I had argued in my notices of appeal. I am not a licensed attorney, and am entitled to the First Amendment of the U.S. Constitution as a U.S. Citizen in the Commonwealth of Virginia. This attorney would not present a constitutional defense for me which would require that I be found not guilty of contempt.

2. I expressed my concerns to the court appointed attorney on the issue that since I had accused Judge Greer of fraud on his court record, this judge would be biased or partial. Arguably, this judge has knowledge of the disputed evidentiary facts of me accusing him of fraud on his court record. So for the accusations alone against this judge, he shouldn't even be involved in the contempt case because of the nature and circumstances of this case. But this attorney Fred Smith would not fight for a change of venue and would not fight for recusal. This attorney also said that I would face a jury trial for the contempt case, which is unusual for the case which has been undertaken. So I would face a rigged jury trial in front of the very judge I accused of fraud, TRUTHFULLY in my notices of appeal asking the higher Court to review over the judge's decisions. I would be guaranteed a conviction and 11 days in jail when it operates as a Kangaroo Court jumping

to a predetermined conclusion. This is dangerous for the American republic.

3. The Attorney Fred Smith refused to fight for any constitutional relief, except that I agree not to file pro se for six months in the state courts. I made the verbal agreement not to file in the state courts on April 13, 2023. The date of the end of the six months period of timeout would be on October 13, 2023. I would be allowed to file after October 13, 2023. So that date when I can file in the Court of Appeals of Virginia again would be on October 14, 2023, on a Saturday.

4. Your office never served me with the two motions you had filed. I have a disagreement with the consolidation of all cases which I had found out because of the last court order. Recently I had received a court order about your motion which you had not served me. I assumed that you are asking to consolidate all cases. You have not reviewed over the record of 2023 filings and you were already asking to consolidate all seven cases.

5. The three appeals this year were for denying different motions. For all appeals prior to the year of 2023, they were for denying motions for judgment of acquittal and/or new trial.

6. The three notices of appeal, the three appeals this year are regarding different type of motions denied. They were not asking for a new trial but were over asking for an independent action to address the fraud on the court including recently obtained proof from the new Police Chief Rob Fincher admitting that the Commonwealth's Attorney did not ask the Martinsville Police Department to preserve the body-camera footage. That proves Glen Andrew Hall, Commonwealth's Attorney had willfully ignored and refused to follow court orders from Hon. Giles Carter Greer of the Circuit Court of the City of Martinsville asking for discovery materials to be turned over to defense while this same judge was willing to charge me with a capias for being involuntarily detained at FCI-1 Butner in North Carolina because of failing to appear while I was detained by the Feds; so appearing would have been impossible. So this judge was willing to get me with a capias, but was refusing to get Glen Andrew Hall for willful non-compliance with multiple court orders asking for Brady material, discovery material, including

recorded statements of what defendant made to law enforcement, aka the body-camera footage. The police admitted it was destroyed because Glen Andrew Hall, the Commonwealth's Attorney never asked Martinsville Police Department to preserve that as evidence. This is CORRUPTION, CORRUPTION from the Commonwealth's Attorney Office for the City of Martinsville. They violated court orders and got away with it yet I was charged with contempt for complaining about the judge's bias and prejudicial treatment in my criminal case. This is CORRUPTION.

7. So the three appeals this year, filed this year, were not over motions filed last year which were asking for a new trial or judgment of acquittal. In all of those motions, the judge ruled that he did not have jurisdiction over the motions. However, in the motions filed this year, the judge did have jurisdiction to act on those motions and he denied them. This is clearly not the same thing as last year, and thus I believe that consolidating all cases is not the correct course of action due to circumstances in this year's notice of appeals. I think you should have asked to consolidate all three cases filed this year since it is over the same motions asking for an independent action against the fraud on the court and over asking for reconsideration of the decision denying that motion asking for an independent action.

So I had agreed not to file anything in the state courts until the day after October 13, 2023. I had agreed to this timeout period for things to cool down between Judge Greer and me.

I don't like that your filing additional things without serving me with a copy and I cannot complain about it because on April 13, 2023 I had agreed not to file in the state courts for six months in order for the wrongful charge of contempt of court to be dismissed, for it to go away.

I cannot file, but you can file. As an attorney, you are counsel and are an officer of the court, you must follow your Oath of Office since your a government attorney. It is the job of the Government to protect both parties CONSTITUTIONAL right to due process of law. Both procedural due process of law and substantive due process of law. Since I have filed this

Affidavit with you, you can so notify the Court of Appeals of Virginia that I had agreed in a verbal contract with Fred Smith (due to his negotiation with the special prosecutor for the contempt of court case) not to file anything in the state courts for six months. That ends on October 13, 2023, Friday.

It is your job due to my timeout period, to notify the Court of my situation. You can file a notice or letter then show my Affidavit with the court since you are allowed to file but I cannot file at this time as explained in my Affidavit. I have evidence to back up my affidavit, but I would rather not disclose the methods of the additional evidence due to the severe corruption in the Martinsville Judicial System. I have experienced nothing but corruption and loss of my constitutional rights in the Circuit Court of Martinsville. What a shame since this is the very state/Commonwealth where Patrick Henry was Governor pushing for the Bill of Rights in our Constitution. I have evidence and will not disclose this at this time unless I am called a liar, then I will present this evidence. There are others who have this evidence and are disgusted with the Martinsville judicial system after reviewing over the evidence. Right now, you have my affidavit, and my mother Roberta Hill, Stella Forinash, and Kenneth Forinash can all agree to send you an affidavit upon your request.

Because I cannot file in the Court of Appeals of Virginia or any Virginia state court for six months, I am not permitted to participate in my own appeals because of my verbal agreement with the court appointed defense counsel Fred Smith. If I do file then I risk being given a rigged jury trial for the 11-day jail sentence of contempt of court for me telling the truth to the Court of Appeals of Virginia in my filed notices of appeal. In front of the very judge I accused of fraud, finding me in contempt for my truthful allegations because it offended him or made him feel insulted. We have a First Amendment right, this is NOT North Korea, and this is NOT Soviet Russia, and this is not supposed to be Communist CHINA.

America has not been declared a Communist country. Yet I am being treated like a victim of Communism. Virginia Courts are not under the communist party and the U.S. Constitution is still in effect, and the Virginia Constitution along with its Bill of Rights is still in effect as well. America is



not communist, but I am being treated like I live in a Communist country or in the beginning stages of communism. This is uncalled for.

So you have to remedy this as a government lawyer.

I was being fair with you. I knew when the entire record was not submitted by the former Clerk of the Court, Ashby R. Pritchett, I fought to make sure that the entire record of the Trial Court was submitted to the Court of Appeals of Virginia or you would have been deprived of due process of law by not knowing what was in the record. I always made sure that even when we agree and disagree on things, I made sure that you have a fair chance at presenting the Commonwealth's side of the story. That is why you were served PDF files of my pleadings, because it was easier to copy and paste, and it is easier than reviewing over a bulk of papers/pages. I did what I could as a pro se Appellant to protect both of our rights to due process of law; and made sure that you would receive the entire record of the trial court. I fought for your rights as well as my rights, and now you must fight to ensure that I have my right to finish my remaining appeals, regardless of what the outcome is. I must preserve my right to file a brief, and I only plan to file one brief for the three appeals filed this year. I feel like just one brief is needed for the three appeals filed in February. With how scary Judge Greer is, I am afraid to file anything further in the Circuit Court. That judge scares me with the rumors I heard about him from both inside jail and outside of jail.

Both parties have a right to procedural due process of law.

See *Husske v. Commonwealth*, 252 Va. 203, 204 (Va. 1996) (“6. **The Due Process clause merely requires that the defendant may not be denied an adequate opportunity to present his claims** within the adversary system.”).

I am being denied an adequate opportunity to present my claims because of the agreement I had to have with attorney Fred Smith not to file anything for six months. I did not waive my right to appeal, and I did not waive my right to participate in my appeals. I only agreed not to file in the

state courts for six months. Within six months, I can proceed with the appeals.

That is why my emergency request letter is asking for the following from Appellee(s):

1. That the Appellee(s) so notify the Court of Appeals of Virginia about this letter and about the attached Declaration/Affidavit under penalty of perjury as to why I cannot file in the state courts until the day after October 13, 2023. It is your duty to notify the Court of Appeals of Virginia when I present a compelling reason as to why, as to why I cannot file myself in the Court of Appeals of Virginia. This has nothing to do with any issues regarding e-filing. I can't file in any way, shape, or form in the state courts for six months. I ask you to notify the court, that I be permitted to comply with the verbal agreement or verbal contract between me, my lawyer, and based upon another agreement between Fred Smith and the special prosecutor in the contempt of court case until the agreed upon timeout period has been completed.

2. If the Appellee(s) cannot agree to the above request, then write me back that I have permission from the Office of the Attorney General that I can file in all of my pending appeal cases in the Court of Appeals of Virginia. I request that I receive written permission from the Attorney General or from Assistant Justin Hill, to protect my procedural due process of law, and please let me know in writing that this granted permission will not negatively affect the contempt of court case in any way, shape, or form. You can contact the special prosecutor to seek that I be given permission to file any required pleadings or documents with the Court of Appeals of Virginia. You can explain to the special prosecutor that I do still have procedural due process rights and did not waive my right to finish my remaining appeals but did agree to the timeout period of six months of not filing in any of the Virginia state courts. So you can seek that I be given written permission to file the brief, cite the record, file any necessary motions in the appeals, and be served with your motion to consolidate appeals and be allowed to file a response to explain that the three appeals are different than the other appeals since the pleadings this year are not asking for a new trial or

judgment of acquittal. They are not the same as the appeals filed last year where Judge Greer ruled that he did not have jurisdiction while his orders filed this year said that he did have jurisdiction. Consolidating all may negatively affect my right to file a brief, just one brief, for the three appeal cases. I have no issue with consolidating the three appeals this year. Appealing all pending appeals may complicate my due process right to present a brief for what was denied this year where the court had jurisdiction. The word limits are tough as is.

3. That the Commonwealth of Virginia and City of Martinsville serve me with the missing pleadings noted above. The missing motions for delay and consolidation. I call them missing because I had not received them. I also should have a right to respond to the Motion to consolidate seven. I should have a right to oppose it and be allowed to type up an opposition brief or counter motion asking to consolidate the three appeals this year since the appeals this year the court did rule as to having jurisdiction while the appeals filed last year the judge proclaimed to not having jurisdiction to act on those motions. So consolidating all seven would be confusing and not appropriate for the situation.

---

I ask that you protect my procedural due process of law since I cannot file at this time until the day after Friday, October 13, 2023. I ask that you notify the Court of Appeals of Virginia about my current situation as described, and that you serve me a copy if you do notify them so that I know that you had done the right thing.

I did not make an agreement not to file with the U.S. District Court for six months, and the U.S. District Court is a federal court.

I ask that you review over this letter and the attached Declaration/Affidavit and acknowledge receipt of it. I have a procedural due process of law right under the constitution to participate in my timely filed appeals. The Supreme Court of Virginia had ruled that I have a right to

have an “**adequate opportunity to present his claims** within the adversary system.”. Once appeal became a statutory right, due process of law guarantees the right to present my claims.

I ask that you respond and take appropriate action to remedy this situation within 14 days of receiving this letter. If you cannot guarantee my procedural due process of law right to participate in my own appeals now or if you cannot guarantee my procedural due process of law right to participate in my own appeals after the next business day after the day of Friday, October 13, 2023, then I will consider asking an attorney to file a federal temporary injunction or restraining order asking the Court of Appeals of Virginia to hold off on any further action until I am allowed to file pro se again in the state courts. I am not prohibited from asking a Federal Court to protect my procedural due process of law. Since I cannot file in any state court, only the federal court can give me relief within this six month period. I may even ask the U.S. Supreme Court for an injunction on the Court of Appeals of Virginia to give me time to comply with my agreement not to file pro se in the state courts for six months in Virginia.

I could also file a motion a day after October 13, 2023, asking for delayed appeal, where I present this letter, the attached Affidavit/Declaration and proof that you or any of your staff at the Office of Attorney General had received this letter and attached Affidavit/Declaration . As the officer of the court, it is your duty to notify the Court if I am not permitted to file pro se for six months. I am an Appellant. I am not ordered as to being barred from filing but am complying with an agreement to not file for six months in order to dismiss a contempt of court case filed against me over telling the truth in my notices of appeal which is protected under the First Amendment of the U.S. Constitution.

I do ask that I not be forced to live under Communism type circumstances. America is not supposed to be under Communism. It is communism when I cannot participate in my appeals when the U.S. Supreme Court and Virginia Supreme Court guaranteed all parties (both civil and criminal) the right to present their cause and the right to be heard under Due Process of Law. It is communism when I cannot participate in my

own appeals while you file things against me in the Court of Appeals of Virginia. It is one sided when you can file anything you want against me but I can't file anything and you don't have to serve me with the motions you had filed electronically with the Court.

So for the foregoing reasons and for the facts alleged in my Affidavit/Declaration, I ask that you at least consider my requests in this EMERGENCY LETTER and make sure that I have my procedural due process of law rights.

After October 13, 2023, I can always file a copy of this letter and affidavit with the Court of Appeals of Virginia asking for delayed appeal or vacatur based on you being notified via this letter and not doing anything about it.

I was fair with you, making sure that you have the whole trial court record. I tried to make sure that you have the whole record, to protect due process of law. Now it is your job as an officer of the court to ensure that my rights are protected. Otherwise the judicial system has become as Roger J. Stone said re: Donald Trump case, “a two-tiered justice system”.

America is not Communist or at least not legally supposed to be Communist. Freedom of Speech is not illegal. Telling the truth is not supposed to be illegal. I was charged with contempt for telling the truth, for exercising my right to tell the truth under the First Amendment of the U.S. Constitution. No statute in Virginia gives a judge the right to end the First Amendment of the U.S. Constitution and punish Appellants in the Circuit Court for telling the truth. Telling the truth is not supposed to be illegal.

What the judge had done has been so heinous, such deprivation of my constitutional rights and a mockery of justice, a miscarriage of justice on top of another miscarriage of justice, my friends and family have a page dedicated to me being pardoned by the Governor of Virginia with a petition asking people to vote to have me pardoned for being innocent of my wrongful conviction. Check the links out which my family gave me to use.

Petition - Pardon innocent man Brian D. Hill in Virginia, he has Autism. ·  
Change.org - <https://www.change.org/p/pardon-innocent-man-brian-d-hill-in-virginia>

Virginia Pardon Brian D. Hill NOW - Justice for Brian D. Hill of USWGO  
Alternative News - <https://justiceforuswgo.wordpress.com/virginia-pardon-now/>

I am concerned that the Circuit Court in the City of Martinsville has become a court of fraud and retaliation. Where telling the truth is a misdemeanor, like in “1984” George Orwell's novel, and Brave New World. The same court who convicted seven innocent black men, known as the Marttinsville Seven. I guess that city hasn't changed with convicting innocent people. Lots of people get convicted in Martinsville, there was even a nws article about that. I guess things haven't changed in many years.

  
Signed

Brian D. Hill

God bless you,  
Brian D. Hill

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

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

[JusticeForUSWGO.NL](https://JusticeForUSWGO.NL) or [JusticeForUSWGO.wordpress.com](https://JusticeForUSWGO.wordpress.com)

**U.S.W.G.O.**

# EXHIBIT 3

## for

MOTION FOR LEAVE OF COURT TO FILE  
ONE MORE APPELLANT OPENING BRIEF  
AND/OR MODIFY JUNE 30, 2023 ORDER

CAV record no. 0313-23-3, 0314-23-3 and 0317-23-3

Ally of Q, Former news reporter of USWGO Alternative News

[JUSTICEFORUSWGO.WORDPRESS.COM](https://JUSTICEFORUSWGO.WORDPRESS.COM)

[USWGO.COM](https://USWGO.COM) // [JUSTICEFORUSWGO.NL](https://JUSTICEFORUSWGO.NL)



**VIRGINIA: IN THE COURT OF APPEALS OF VIRGINIA**

**BRIAN DAVID HILL,**

**APPELLANT,**

**v.**

**COMMONWEALTH OF VIRGINIA,**

**CITY OF MARTINSVILLE,**

**APPELLEES(s),**

)  
)  
) CASE NO: 1424-22, 1425-22, 0313-  
) 23-3, 0314-23-3, 0317-23-3, 0289-22-  
) 3, 0290-22-3

) **DECLARATION OF BRIAN DAVID HILL IN**  
) **SUPPORT OF EMERGENCY**  
) **REQUEST/LETTER TO JUSTIN HILL OF**  
) **OFFICE OF THE ATTORNEY GENERAL;**  
) **REQUESTING DELAY OF APPEALS OR**  
) **WRITTEN PERMISSION FROM**  
) **COMMONWEALTH OF VIRGINIA TO**  
) **PARTICIPATE IN APPEALS - RE: Case nos.**  
**1424-22, 1425-22, 0313-23-3, 0314-23-3, 0317-23-3,**  
**0289-22-3, 0290-22-3**

**DECLARATION OF BRIAN DAVID HILL IN SUPPORT OF EMERGENCY**  
**REQUEST/LETTER TO JUSTIN HILL OF OFFICE OF THE ATTORNEY GENERAL;**  
**REQUESTING DELAY OF APPEALS OR WRITTEN PERMISSION FROM**  
**COMMONWEALTH OF VIRGINIA TO PARTICIPATE IN APPEALS - RE: Case nos.**  
**1424-22, 1425-22, 0313-23-3, 0314-23-3, 0317-23-3, 0289-22-3, 0290-22-3**

Respectfully attached to letter,

This the 19th/20th day of June, 2023.



*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](http://JusticeForUSWGO.NL) or [JusticeForUSWGO.wordpress.com](http://JusticeForUSWGO.wordpress.com)



Pursuant to the Virginia Code § 8.01-4.3. “Unsworn declarations under penalty of perjury; penalty.”, Appellant Brian David Hill hereby state to Appellee(s) the statement of facts as under penalty of perjury,

1. I am Brian David Hill, Appellant in the case nos. 1424-22, 1425-22, 0313-23-3, 0314-23-3, 0317-23-3, 0289-22-3, 0290-22-3.

2. I am typing this Declaration/Affidavit in support of the letter being sent to Justin Hill, the letter dated June 19, 2023 because that was the date it was typed up. The purpose of the letter and this Declaration/Affidavit, is to make sure that the Commonwealth of Virginia and the Attorney General of Virginia are comporting with protecting my constitutional rights to Due Process of Law including Substantive Due Process of Law and Procedural Due Process of Law. The sole purpose of Government is to protect our Constitutional rights, not take them away with making excuses. The founding fathers would be turning in their graves wanting to come back to life to deal with what has happened to America. The government seems to be at war with the Constitution, in my opinion.

3. On or about February 24, 2023, I was charged with criminal contempt of court for essentially accusing the Hon. Giles Carter Greer (Circuit Court Judge in Martinsville) of fraud in three notices of appeal filed in February 2023. I had never lied in my allegations of Judge Greer, but the contempt charge was purely based on authorization by a statute giving a judge the statutory ability to charge me with

contempt for what the judge viewed as vile, contemptuous, or insulting language. We have a First Amendment in the Constitution of the United States of America, and this IS NOT NORTH KOREA, this is NOT COMMUNIST CHINA. This is supposed to be America, land of the free, and as long as you can prove your innocent of a crime then justice requires that you not be punished. What has happened to America??? I do not believe I had broken any law because I had never threatened harm against the judge, I had never advocated violence against the judge, and I had never lied about the judge. So what excuse can the Government use to take away my First Amendment right??? I don't know but it seems like America is heading for ruin just like a third world country. The reason in my opinion for the charge is because I believe I had offended Judge Greer and have heard from other people that this judge may have a history of charging his critics with contempt charges. YEAH, what a free country for a judge to charge his critics with contempt charges??? Criticism is all what America is about, the right to debate and criticize. That was the old America, the America I used to know. I won't be celebrating the fourth of July anymore to protest what America has become, like Communist China. However, I believe what I had argued in my three notices of appeal were protected under the First Amendment of the United States Constitution, Bill of Rights which gives somebody the right to criticize the Government when you believe as a citizen that the government had done something wrong to you or

somebody you know. Appealing is a constitutionally protected right under the Due Process Clause and the First Amendment of the U.S. Constitution. Retaliation against a protected first amendment activity is supposed to be against the Constitution or against the law. Appealing is a form of critiquing or criticizing a judge's decision in the handling of a case in a court of law, and asking a higher court to review over what errors were made. I did write a letter to the judge back in February 26, 2023, apologizing about offending the judge to deescalate the situation. It didn't deescalate and the case continued forward. Case number for that contempt case was: CR19000009-01. Sorry for the ranting in this paragraph but I am starting to feel that America is a disappointment with a judge being given too much power to go after a critic for exercising peacefully his/her freedom of speech. America has become as bad as Great Britain of taxation without representation before 1776 in my opinion. America isn't appearing to be a free country anymore. I can't salute the flag anymore, because to me (because I can't file pro se for six months over one mistake of being a critic) justice has become an illusion to me and my family, a fantasy that I will never be able to obtain no matter what evidence or case law I use. I am ranting because freedom of speech is gone, America is devolving into communism ideology of taking away Constitutional rights of an individual for the community, for the collective.

4. I was appointed Fred Smith, an attorney, for my defense in the contempt of court criminal case, case number: CR19000009-01. When I had my first meeting with him, he gave me a stern look in front of me and witnesses Roberta Hill, Kenneth Forinash, and Stella Forinash. He said when he read over the notices of appeal and the contempt of court charge, he argued that he would have been lost his law license (disbarred) if he had argued what I had argued in my notices of appeal. While the Commonwealth Attorney can openly destroy evidence in response to court orders and never get in trouble. Just like how Hunter Biden can smoke crack cocaine in Virginia, never face prosecution, and get away with it because he is the President's son. The government usually can commit whatever crimes they want to and never face a criminal trial or faces a different trial under a different set of rules than the rest of the citizens.

5. First court hearing over the contempt charge was on March 3, 2023. The judge said at the hearing: "after you read them, you are going to want to recuse yourselves", referring to the notices of appeal printed out. Judge also said at the hearing: "You are going to want to make this a priority". The Commonwealth Attorney Glen Andrew Hall did recuse himself as the judge did an order for a special prosecutor. I rather not know who he is and I rather not know his name. I have gone through enough retaliation and I don't need to get myself in more barbed wire of retaliation.

6. The next appointment meeting noted in this Declaration/Affidavit, that is the appointment with Attorney Fred Smith at his office was on March 9, 2023. Roberta Hill, Stella Forinash, Kenneth Forinash, and myself were present at this meeting. He made it clear verbally that he will not present a First Amendment defense in my contempt case, that he refuses to even present this defense. Without a first amendment challenge, I am at risk of being found guilty of contempt of court under some technicality or twisting of my words because a Constitutional challenge is the only usual remedy for a statutory charge since the Constitution is supposed to override statutes when a statute violates the Constitution. See *Marbury v. Madison*, 5 U.S. 137 (1803). This lawyer had refused to protect my First Amendment right to criticize a judge for not charging Glen Andrew Hall for contempt of court for him not complying with multiple court orders requesting discovery but instead the judge charges me for simply pointing out the obvious two-tiered justice system I had been through. Theoretically, I can get held accountable for not complying with any court order, but when I have evidence of willful non-compliance by the Commonwealth's Attorney Glen Andrew Hall, the judge refuses to hold that party accountable simply because he is an attorney for the Commonwealth of Virginia. I don't understand why the laws don't apply to everybody. I thought they did, that was the rule of law, hold everybody accountable, even the Government. The witnesses have heard it what Fred Smith had said, I have evidence of what this attorney told me at that

meeting. I will not say any further what evidence I have, but I have evidence that this attorney will not fight for my First Amendment right to the contempt of court charge. I didn't lie about the judge at all, so there was no defamation. I didn't threaten harm against the judge, so the charge was over me simply telling the truth and the way I told the truth had offended Judge Greer. So, if I tell the truth, I get in trouble. What am I supposed to do, LIE??? Theoretically, are people supposed to lie in court since telling the truth gets people retaliated against??? In a free country I can tell the truth, but in a communist country I have to keep my mouth shut. I have to know my place and shut my face, as a poster had shown where the government tells the citizen to be "Quiet! Know your place, shut your face". I feel like I have to shut my face, that I cannot tell the truth in this supposed free country.

7. At another meeting, Attorney Fred Smith at his office was on March 9, 2023, had also admitted what the contempt of court charge was about, which was why I had described above what the charge was about. I think I remember my family or me asking at the meeting what the contempt charge was about. He told me and my family that it was because I had accused the judge "of fraud". Yes, it was because I had accused Judge Greer of fraud. I didn't lie, I wasn't accused of lying or defamation. I never threatened harm against the judge. Simply I had told the truth about the state of affairs in my criminal case. So, I was charged with

contempt for accusing the judge of fraud, truthfully, but this same attorney Fred Smith said that he would not present a First Amendment defense or challenge.

8. I was concerned that the very judge I had accused of fraud in his court was presiding over the contempt of court case as the judge would be partial since the accusation against the very judge presiding over the contempt proceedings. He expressed concern for a need of a special prosecutor in my contempt case but did not express that he himself as the accused judge should not participate through the proceedings of the case. It should have been under a different judge or different courthouse (if there is only one presiding trial judge) according to the rules of the Supreme Court of Virginia.

a. Canon 1 - A Judge Must be Impartial, Va. R. Sup. Ct. Canon 1 (“D. Recusal or Disqualification 1. A judge must recuse himself or herself in a proceeding in which the **judge's impartiality might reasonably be questioned**, including but not limited to instances where: (a) the judge is cognizant of a **personal bias or prejudice concerning an issue**, a party or a party's lawyer, or **personal knowledge of disputed evidentiary facts concerning the proceeding**; (b) the judge served as a lawyer in the matter in controversy; (c) a lawyer with whom the judge previously practiced law personally and substantially participated in the matter as a lawyer while

associated with the judge; (d) **the judge is a material witness in the matter;**")

9. I had asked Roberta Hill to express these concerns in email to attorney Fred Smith or his staff person. *The email missaid Danville instead of Rocky Mount when it referred to Franklin County, but I asked her to type it up quickly, a mistake was made.* One such email said:

----- Forwarded Message -----

Subject: Re: Brian David Hill, court appointed attorney

Date: Fri, 3 Mar 2023 11:00:03 -0500 (EST)

From: ROBERTA HILL <rbhill67@comcast.net>

To: [anita@freddsmithjrpc.com](mailto:anita@freddsmithjrpc.com)

Also another issue my son and his grandmother and grandpa has been the conflict of interest here.

Judge Greer felt offended or angered about what was in the notices of appeal.

[Email contents partially omitted]

[Email contents partially omitted]

This judge is angry at Brian for the truthful things he said in his Notices of Appeal. Brian doesn't think he will get a fair trial since the allegations came from Judge Greer. Brian asks for a change of venue to Danville, Virginia, since Judge Greer doesn't have connections there. He has connections in Rocky Mount. He has connections possibly in Danville and Franklin County, but he does not have connections with people in Danville.

So my son would like for a change of venue. Please get this done as soon as possible.



The hearing will be next Friday. Please email me back as soon as possible. My son will try to call you.

Thanks,  
Roberta

10. I also typed up a letter to Attorney Fred Smith entitled: "LETTER TO ATTORNEY FRED SMITH", dated Monday, April 10, 2023, where I again expressed concern that the Circuit Court for the City of Martinsville would not act impartially and expressed the need for a change of venue. Here I am excerpting part of the letter and I quote (citations omitted) from pages 9 and 10 of letter:

So the Virginia Constitution and U.S. Constitution requires impartiality in criminal trials. That a trier of fact remain impartial. Since I made an allegation, based on evidence of fraud, against Judge Greer, he will not be impartial. He needs to recuse himself or there needs to be a change in venue.

My family researched how well connected this judge is. He is connected to Franklin County, Roanoke County, Martinsville, Henry County, and Patrick County. We do not believe he is connected to anybody in Danville. We believe Danville will be a fair venue and would not be too far from my location. It takes about 35-45 minutes to get to Danville by vehicle.

I ask that if the special prosecutor does not agree to let me file in the federal court system and continue my supervised release 2255 case which is still pending, that I been given a change of venue to face trial in Danville. You know I will not have a fair trial. With my allegations, I became a target two months ago. Judge Greer made me a target. He hates me, he made it known somehow that he is out to get me by wanting a jury trial which is unheard of for a contempt of court case. You told me this over the

phone that he wanted a jury trial for a 11 day jail sentence case. The Constitution at minimum does not guarantee a jury trial unless the jail sentence is six months or more.

Judge Greer is clearly out to get me, and the threatening email says that they have Martinsville. They have the drug houses, and there appears to be some kind of criminal corruption in the City of Martinsville.

So it is clear that if this cannot go away with state probation allowing me to participate in my federal case, and bar me from participating in the federal court system to finish my federal case, then I must be allowed to request venue change to Danville or any other county which Judge Greer has no connections with, has no personal friends or any financial connections with.

11. The attorney Fred Smith never did address my concerns for a change of venue or request recusal due to the issues which may require disqualification of judge Greer despite the concerns for my legal rights, due process rights, and constitutional rights at stake here. This contempt case from the very beginning is a constitutional crisis and deprives me of my statutory right to appeal a judge's verdict or order.

12. On or about April 13, 2023, I had another meeting at the office of Attorney Fred Smith with my mother Roberta Hill. He expressed verbally to me and my mother that he had some kind of conversation (written or oral or both) with the special prosecutor and had agreed to have the contempt case dismissed if I agree to the special condition not to file in the state court for six months. I am assuming that he also applies this condition to the Court of Appeals of Virginia and even the

Supreme Court of Virginia. Because this attorney would not change venue and would not get me in front of an impartial judge when this attorney told me over the phone that Judge Greer wanted a jury trial for the contempt case which was unusual to be undertaking, I had no choice but to agree to the special condition in order for the contempt case to be dismissed.

13. On or about April 13, 2023, I felt I had no other choice (as he would not give me a First Amendment defense), I would lose because of an angry judge with a court appointed attorney who would refuse to present a Constitutional first amendment challenge. I had no choice but to verbally agree to not file in the state courts for six months. This started in April 13, 2023. The attorney then stated that the case would be continued for six months, both agreed to this continuance, and that after six months of me not filing anything in the state courts (including Appeals), that the case would be dismissed. The end of the 6 months would be on October 13, 2023. The next hearing date where the special prosecutor had agreed to dismiss the contempt case (that is what I understand from what Fred Smith had told me) if I agree not to file for six months, that hearing would be on the date of October 23, 2023. This came from Attorney Fred Smith, and from what he had told me and Roberta Hill, that seems to be the agreement. Because he had received my letter entitled: "LETTER TO ATTORNEY FRED SMITH", dated Monday, April

10, 2023, he did express that I can still file in the Federal Court system but not in the state court, meaning the Virginia courts.

14. On May 22, 2023, I received an envelope by UPS, from “Wendy MacDonald, (804) 823-6345, Office of Attorney General, 202 N. Ninth Street, Richmond, VA 23219 to myself. I also saw a “DOCUMENT SUBMISSION SUMMARY” of what the Office of the Attorney General had filed with the Court of Appeals of Virginia by e-filing. It appears that they had filed three documents. I was only served with the “Brief of the Commonwealth” which was in the envelope. I did not see any other pleadings in the envelope. I did not see the “Motion for Extension of Time” and “Motion to Consolidate”. So those two motions were filed but I was not served with either of those motions. Those motions were not served on Appellant, which is myself. I couldn’t inform the Court of Appeals of Virginia about it because it may breach the agreement between me and Fred Smith when he made an agreement with the special prosecutor to dismiss the contempt of court case in the Circuit Court for the City of Martinsville. So, when Justin Hill or his assistant or whoever, had e-filed the “Hill 1244, 1245 – Motion for Extension.PDF”, and “Hill – Motion to Consolidate all 7.PDF” with the Court of Appeals of Virginia, they did not serve me those pleadings which were two motions. I thought that was weird not to be served with all three pleadings. I feel like they may know that I cannot file and can get away with anything. Because

government can commit as many crimes and do as much wrong as they wish. They don't have to follow any rules, who needs rules right??? The law doesn't apply to the government but only applies to the serfs, the citizens.

15. I do disagree with consolidating all appeals because I haven't had an opportunity to ask to consolidate the three appeals filed in 2023, and didn't get a chance to file one brief over the initiation of the three notices of appeals filed in 2023.

16. I can't just simply tell the Court that I cannot file for six months because it may mess up the agreement between me and court appointed attorney Fred Smith. I had tried to warn the court previously that I may not be allowed to file pro se for six months, and asked for an extension of time but that had failed but if I file something, then I risk being given a rigged jury trial then to be jailed for contempt with a partial/biased judge with a court appointed lawyer who refuses to present a First Amendment defense which would constitutionally protect me from being convicted on contempt on legal grounds. As long as I don't actually disrupt the court proceedings which I did not do so as the contempt charge wasn't over disrupting. The charge was purely over me telling the truth but it offended the judge when I told the harsh truth. Telling the truth is not supposed to be illegal in the United States of America because we have Freedom of Speech, the right to tell the truth in a court of law even when telling the truth offends the judge. The truth is not

a crime, and all courts of law are supposed to be about telling the truth, honoring the truth, and about presenting facts and arguments of law. Not about lies, puppet shows, and deceit. So, I risk 11 days of jail/imprisonment after a rigged jury trial if I file pro se in the state court which may include the Court of Appeals of Virginia with a rigged court appointed lawyer with a rigged partial tribunal. I know and understand that it is all set up, and I have no power. I am just a serf, that I am a nobody who can be squashed like a bug in a forest by the giants.

17. I used a date calculation tool on my computer to see when the six months end for me to be allowed to file pro se in the state courts. The date calculation tool says that April 13, 2023, and October 13, 2023 is six months to be exact from the date I had verbally agreed.

18. On or about April 13, 2023, I had verbally agreed not to file pro se in the state courts in order to not be wrongfully convicted with contempt of court for telling the truth about the judge in that court. I had made a verbal agreement, which under contract law may be construed as a verbal contract between me and my lawyer, and this agreement is that I not file for six months in order to not be wrongfully convicted of contempt. Because I made this verbal agreement, which may legally be construed as a verbal contract witnessed by Roberta Hill who can attest to this verbal contract or agreement. I have to abide by this agreement and

once the six months have passed, then I can file in the Court of Appeals of Virginia or any State Court regarding any of my pending appeals.

19. I hope that this Affidavit/Declaration will be sufficient to the Office of the Attorney General to constitute that my constitutional rights are important as me being an Appellant. I did not waive my right to my appeals. I did not waive my appeals on April 13, 2023. The only thing I had to agree to with my lawyer Fred Smith was not to file pro se in the state courts. I did not waive my right to appeal, I did not waive my right to finish my pending appeals pending before the Court of Appeals of Virginia. I still retain my rights to procedural and substantive due process of law. It is a timeout period where I do not file pro se for a certain period of time. So, I am in a timeout period and hope that the Court of Appeals of Virginia and Justin Hill respect this timeout period while protecting my procedural due process of law and substantive due process of law. I hope Justin Hill will do the right thing. If I can't get any justice at all, then I will forever lose faith in the courts, and will no longer celebrate the Fourth of July because then it means nothing to me, because I will never truly be free again.

I am concerned here, extremely concerned. Free Speech is going away.

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

Executed on June 20, 2023 between 1-2AM.

  
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](http://JusticeForUSWGO.NL) or [JusticeForUSWGO.wordpress.com](http://JusticeForUSWGO.wordpress.com)



# EXHIBIT 4

## for

MOTION FOR LEAVE OF COURT TO FILE  
ONE MORE APPELLANT OPENING BRIEF  
AND/OR MODIFY JUNE 30, 2023 ORDER

CAV record no. 0313-23-3, 0314-23-3 and 0317-23-3

Ally of Q, Former news reporter of USWGO Alternative News

[JUSTICEFORUSWGO.WORDPRESS.COM](https://JUSTICEFORUSWGO.WORDPRESS.COM)

[USWGO.COM](https://USWGO.COM) // [JUSTICEFORUSWGO.NL](https://JUSTICEFORUSWGO.NL)



**Subject:** RE: Emergency Letter to Justin Hill, Attorney General

**From:** ROBERTA HILL <rbhill67@comcast.net>

**Date:** 6/20/2023, 5:51 PM

**To:** "Hill, Justin B." <JHill@oag.state.va.us>

I had been the one who received the UPS envelope and gave it to my son. I am aware that the only things in that envelope were the e-filing summary and the brief of the Commonwealth. I saw him open up the envelope and all that was in there was the brief and summary page which I was aware of when he expressed his frustration. Then he did rant about not being able to respond to the opposition brief, and not being able to inform the court that he saw the summary but didn't see the two motions. His hands are tied right now.

We don't know why only the brief and summary were in there but nothing else was in the envelope. Probably a mistake, the staff person likely thought it was in there and just shuffled papers around, got misplaced. Misplacing papers can happen. That is making assumptions without going into conspiracy theories. Whatever the reason is, it is just not in there, in the UPS envelope. His address is still the same.

Although Brian can't respond to anything in the state court system at this time until this time-out period is done. My son can't be convicted of another crime (*that is why he had to agree to whatever was offered for his contempt of court case to go away*), or it affects his federal probation. If he wasn't on probation, he would be willing to risk 11 days of jail-time in a rigged jury trial facing off against Judge Greer and still continue his appeals after going to jail. Because of the circumstances, he has to get out of his contempt charge or he faces another revocation of supervised release and possibly up to two years of imprisonment. He has gotten more and more angry each year these cases continued so he created a documentary about the Deep State framing people, because he was framed back in 2012. If it weren't for his fed conviction, Martinsville likely never would have convicted him as they (corrupt former police chief, corrupt officials) would likely wanted to protect their drug houses by covering everything up. Covering up lab work, covering up body-camera footage, drug cartels were noted as to being found in Axton, VA near Martinsville or Henry County. Ever since the new police chief Rob Fincher, the evidence of cover up regarding the body camera footage had surfaced. Martinsville did at one time really protected their drug houses as they did nothing about the drug houses in the streets. We saw houses with lots of cars going by them, in the past there were neighbors complaining about smelling drugs (when Cassady was Chief), and former police Chief G. E. Cassady (who helped cover up the body-camera footage in my son's case) doing nothing about these issues. But because the feds were investigating Brian's indecent exposure, they had to throw the book at him by convicting him. The Martinsville case is just as corrupt and political as the federal case. <https://rumble.com/v2ozhp6-the-deep-state-can-frame-you-the-documentary.html> if it weren't for the feds, Brian never would have fought so hard trying to file appeals and fight alone without a lawyer.

All he can do is hope that the Commonwealth will ask for a continuance until after October 13, 2023. Brian may still be able to look at the record of the trial court if he just happens to get the record, but he can't file anything. They tied his hands to set him up for his appeals to fail, and all of this to protect Judge Greer. All of this to protect his pride.

**A continuance is the only thing that can protect Brian's rights because I personally heard Fred Smith telling us all that he will not fight for Brian's constitutional rights, and doesn't agree with Brian's appeals. He was ignorant when he thought Brian lost the right to obtain the body-camera footage discovery because he had withdrawn his appeal, but later on he**

EXHIBIT PAGES 35 OF 82

**did probably found out that it was months prior to that. Brian expressed that Fred may be doing this to protect Judge Greer so he doesn't look bad for protecting the cover ups, the malfeasance, and the misconduct of Glen Andrew Hall. Likely we believe the cartels are involved with these government officials. We can't prove it but we feel that the corruption there explains why Brian never wins no matter what he files. Brian can ask for a new lawyer but Judge Greer would be the one appointing a new lawyer which would be just as bad as the past court appointed lawyers. Brian is stuck.** Legally Fred Smith doesn't represent Brian over his appeals and has no representation of those cases. The judicial corruption is extremely bad in Martinsville. At this point all Brian has left is his appeals. Lawyers are afraid to fight for Brian in this corrupt locality. We been to private lawyers and they all sounded afraid to fight in Martinsville against certain elements, certain people they were afraid to go up against. It is likely corrupt everywhere.

It is a problematic situation when court appointed lawyers do not care about the Constitution. That is high treason to refuse to follow the Constitution. But what can we expect, the BAR association is part of Great Britain where lawyers and judges are considered nobility as long as they don't rock the boat. The British Accredited Registry. The BAR doesn't have to be loyal to the U.S. Constitution but is loyal to Britain and it's royalty including Prince Andrew and the Jeffrey Epstein blackmailed individuals. I asked his past court appointed lawyer Lauren McGarry about reasonable doubt in a jury trial and she acted like there was no such thing as "reasonable doubt" in a jury trial. So reasonable doubt has disappeared, and can't be brought up. So these lawyers have forgotten about how important the Constitution is. That is my opinion.

Filing a continuance is Brian's only way to protect his rights as he is on his own, and there is a certain amount of risk he is willing to take where it doesn't end up in his death or another police raid with evidence planting. Luckily Chief Rob Fincher isn't corrupt, so a evidence-planting police raid likely will not happen to him again, at least right now. Brian is willing to finish his appeals and hopes that he will not be set up again like he was in 2012.

I wish the corruption would disappear, go away, leave us alone, and that governments could be free of the corruption. Instead the corruption gets worse every day and more criminals have infiltrated the state, local, and federal government.

Best regards,  
Roberta

On 06/20/2023 2:42 PM EDT Hill, Justin B. <jhill@oag.state.va.us> wrote:

Good Afternoon Ms. Hill,

I am in receipt of your son's letter and affidavit attached to your last e-mail. At the outset of his letter, he indicated that he did not receive a copy of my previously filed motion for an extension or motion to consolidate. Could the two of you please confirm whether he still lives at 310 Forest Street, Apartment 2, Martinsville, Virginia 24112? According to my records, copies of both motions were mailed to that address. Because he stated that he did not receive them, I wanted to ensure I

EXHIBIT PAGES 36 OF 82

still have a correct address for any future mailings. As a courtesy, I have also attached to this email a copy of both of the motions Mr. Hill stated that he did not receive as well as the Court of Appeals' response. I would ask that you please pass those along in the event Mr. Hill still needs them.

With regard to the other issues Mr. Hill raised, please understand that I cannot give him legal advice nor can I take any legal action on his behalf. I would recommend that he speak with his attorney, Fred Smith, about his concerns over filing pleadings in the Court of Appeals. I would note however, that the Commonwealth would be amenable to a continuance request in cases 0313-23, 0314-23, and 0317-23 while Mr. Hill handles his pending contempt charge in the circuit court. If you could pass that information on to Mr. Hill, I would appreciate it.

I hope you both have a wonderful evening.

Best Regards,



**Justin B. Hill | Assistant Attorney General**

**Office of the Attorney General**

202 North 9th Street

Richmond, Virginia 23219

O: (804)786-1445 | M: | F:

[JHill@oag.state.va.us](mailto:JHill@oag.state.va.us)

<https://www.oag.state.va.us>

---

**From:** ROBERTA HILL <rbhill67@comcast.net>

**Sent:** Tuesday, June 20, 2023 2:12 AM

**To:** Hill, Justin B. <JHill@oag.state.va.us>; OAGCriminalLitigation <OAGCriminalLitigation@oag.state.va.us>; Coen, Chris <ccoen@oag.state.va.us>; Henderson, Deborah J. <DHenderson@oag.state.va.us>

**Cc:** adriennadicioccio@yahoo.com; Lin Wood <lwood@linwoodlaw.com>; Lin Wood <lwood@fightback.law>; stanleybolten@justiceforuswgo.nl; rbhill67@justiceforuswgo.nl

**Subject:** Emergency Letter to Justin Hill, Attorney General

**Importance:** High

Justin Hill,

My son Brian Hill wanted me to email you his emergency letter and affidavit since he cannot file anything in the Court of Appeals in Virginia or any state court until the day after Friday, October 13, 2023. They are attached.

Emergency\_Letter\_Justin\_Hill\_6\_19\_2023.pdf - Emergency Letter

Declaration\_Affidavit\_Justin\_Hill\_6\_20\_2023.pdf - Affidavit in support of emergency letter

There is a public petition now asking people all over America to get behind asking Virginia to pardon Brian Hill. In case his due process rights get taken away from him, Brian is mailing a new documentary about federal corruption to more and more prominent activists about his whole legal plight. More and more people will be notified about Brian's legal horrors overtime.

<https://www.change.org/p/pardon-innocent-man-brian-d-hill-in-virginia>

Best Regard,  
Roberta Hill

# EXHIBIT 5

## for

MOTION FOR LEAVE OF COURT TO FILE  
ONE MORE APPELLANT OPENING BRIEF  
AND/OR MODIFY JUNE 30, 2023 ORDER

CAV record no. 0313-23-3, 0314-23-3 and 0317-23-3

Ally of Q, Former news reporter of USWGO Alternative News

[JUSTICEFORUSWGO.WORDPRESS.COM](https://JUSTICEFORUSWGO.WORDPRESS.COM)

[USWGO.COM](https://USWGO.COM) // [JUSTICEFORUSWGO.NL](https://JUSTICEFORUSWGO.NL)



**Subject:** 2nd Emergency Letter to Justin Hill, Attorney General

**From:** ROBERTA HILL <rbhill67@comcast.net>

**Date:** 6/28/2023, 4:18 AM

**To:** "Hill, Justin B." <jhill@oag.state.va.us>, "OAG Criminal Litigation (oagcriminallitigation@oag.state.va.us)" <oagcriminallitigation@oag.state.va.us>, "Coen, Chris" <ccoen@oag.state.va.us>, "Henderson, Deborah J." <DHenderson@oag.state.va.us>  
**CC:** adriennadicioccio@yahoo.com, Lin Wood <lwood@linwoodlaw.com>, Lin Wood <lwood@fightback.law>, "stanleybolten@justiceforuswgo.nl" <StanleyBolten@justiceforuswgo.nl>, "rbhill67@justiceforuswgo.nl" <rbhill67@justiceforuswgo.nl>

Justin Hill,

I spoke with Brian's attorney Fred Smith who wanted Brian to notify you about continuing his appeals after the period where he agreed that he cannot file in the Virginia courts for a certain period of time for the contempt case (I believe was filed out of emotion or anger out of what my son had said) to go away after things cool down from that escalation. My son Brian Hill wanted me to email you his 2nd emergency letter about this new development. It is attached.

Emergency\_Letter\_Justin\_Hill\_6\_28\_2023.pdf.pdf - 2nd Emergency Letter

Brian's court appointed lawyer from his contempt case doesn't object to Brian continuing his appeals and moving the filing deadlines to after he is allowed to file again in the "state court". I think this lawyer may have realized that Brian has real evidence filed in the court. He isn't just talking. He does have proof. Proof documents. That was why Brian wanted the State Police to come and interview him about the evidence he wanted them to have and investigate. Brian does have real proof that laws were violated here by the government. Rob Fincher is a better police chief for Martinsville. He actually cared more about listening to the citizens who are concerned about crimes and issues which need police intervention. Brian is bold when he feels that he is innocent of his charge, Brian ain't afraid to prove to the police that he is innocent when there is evidence favorable to him. It is his right.

The DEEP STATE can Frame You - the Documentary

<https://rumble.com/v2ozhp6-the-deep-state-can-frame-you-the-documentary.html>

Best Regard,  
Roberta Hill

— Attachments: —

Emergency\_Letter\_Justin\_Hill\_6\_28\_2023.pdf.pdf

129 KB



# EXHIBIT 6

## for

MOTION FOR LEAVE OF COURT TO FILE  
ONE MORE APPELLANT OPENING BRIEF  
AND/OR MODIFY JUNE 30, 2023 ORDER

CAV record no. 0313-23-3, 0314-23-3 and 0317-23-3

Ally of Q, Former news reporter of USWGO Alternative News

[JUSTICEFORUSWGO.WORDPRESS.COM](https://JUSTICEFORUSWGO.WORDPRESS.COM)

[USWGO.COM](https://USWGO.COM) // [JUSTICEFORUSWGO.NL](https://JUSTICEFORUSWGO.NL)





**2ND EMERGENCY LETTER TO JUSTIN HILL OF OFFICE OF  
THE ATTORNEY GENERAL - RE: Case nos. 1424-22, 1425-22,  
0313-23-3, 0314-23-3, 0317-23-3, 0289-22-3, 0290-22-3**

Wednesday, June 28, 2023

ATTN: Justin Hill Office of the Attorney General	202 North Ninth Street Richmond, Virginia 23219 Phone: (804) 786-2071
---	---

Justin Hill,

My court appointed attorney Fred Smith had attempted to contact me on June 22, 2023. He spoke with my mother over the phone, she explained the situation; and his position on the appeals matter was that I can continue with my appeals after that timeout period, that is what I call it, a timeout period. Fred didn't call it a timeout period but I call it that as that I believe is the right term to call the six months no filing period in the state courts.

He wanted me to notify you about this, since Fred Smith was the one who asked and I had agreed with him verbally on me not filing for six months in the state court, assuming it means all courts in the Commonwealth of Virginia, but not including the United States District Courts, United States Courts of Appeals, and United States Supreme Court.

I am glad that the Commonwealth/Appellees' does not oppose some kind of continuance or delay until after this timeout period had concluded. If you want, you can ask Fred Smith for an affidavit if that is necessary for the Court of Appeals of Virginia to continue the appeals or delay the appeals until after October, 2023.

My mother did witness me not having all pleadings in the UPS envelope from your office. I did not receive your motions but I did receive your opposition brief and e-filing paper of what was electronically filed. I did wanted her to email that information to you that she was also aware that I

did not receive all motions. So I do ask that the continuance also allows me to explain to the Court of Appeals of Virginia that the three appeals this year are not the same as the appeals filed last year. Judge Greer's orders this year where he claimed to have jurisdiction but denied my motions. He claimed not to have jurisdiction in the orders which were appealed last year. So there are issues I do have with any mass consolidation request for appeal cases when the appeals filed this year are of different substance. Like the difference being that Judge Greer did not invoke or argue that there was lack of jurisdiction to have acted on my motions filed this year in 2023.

I do wish to have a counter response to your motion for consolidation, at least of the three appeals filed this year. I did receive the court order where they were not acting on your consolidation motion until the record had been received where it can be reviewed by the clerks. I am sure the Clerks and judges may see differences in the type of motions which were denied this year and last year, differences in the court orders appealed from this year and last year. They may not completely agree with your request in the motion for mass appeal cases consolidation, at least with three appeals.

Also I should at least be allowed to file one brief for my remaining three appeals this year. That is all I need to file as the issues in all three appeals filed this year do deserve a consolidation of those appeal cases. Even if all appeal cases are consolidated, I should have a right to still file one more brief for the appeals filed this year since there was no brief filed this year for the three appeals. Hopefully you understand the issues I have with a consolidation of all appeals. Evidence this year wasn't on record last year.

Anyways, I have plenty of time during the timeout period to think of what the assignments of error should be. I think the reason why I was targeted with a contempt of court charge over telling the truth about the judge involved in the Circuit Court, was because I think these appeals have a better chance of succeeding than the ones last year. That is because I had caught the corrupt former Chief of Police G. E. Cassady and Glen Andrew Hall the Corrupt Commonwealth Attorney destroying evidence in violation of two court orders from the Circuit Court and the court order from the General District Court. Crimes were committed and perpetuated by Glen Andrew Hall, the Commonwealth Attorney for the City of Martinsville.

That is why these three appeals are important and why I risked jail time and a contempt charge over the three appeals, is because I HAVE THE PROOF, I HAVE THE EVIDENCE. Evidence I did not have last year, proof I did not have last year. I could speculate and make conspiracy theories about Martinsville, but I didn't have the solid proof that evidence was ILLEGALLY COVERED UP by Glen Andrew Hall. I knew once Rob Fincher the new Police Chief of the City of Martinsville had admitted that the body-camera footage had been deleted because it was NOT MARKED AS EVIDENCE when they knew of the prosecution against me, well Glen A. Hall aka Andy Hall knew of the prosecution against me, he prosecuted me yet he didn't inform Martinsville Police Department about the criminal prosecution which Robert Jones of Martinsville Police Department had pushed for. They were all in on this criminal conspiracy, they knew body-camera footage had been recorded. They VIOLATED my BRADY RIGHTS, they violated my right to all discovery materials as the COURT ORDERED.

You see why the judge wanted me charged with CONTEMPT, because I had solid proof that I didn't have before, solid evidence from Chief of Police Rob Fincher of Martinsville when he took over in January, 2023.

I also informed the U.S. Probation Officer on the real reason I was charged with contempt of court by Judge Greer. My federal Probation Officer who investigated my indecent exposure charge in 2018, didn't receive all evidence pertinent to the investigation by the United States Probation Office, which is a federal law enforcement office of the United States Judiciary. Jason knows that he was deceived, that he never got a chance to review over the body-camera footage. So it wasn't just court orders being violated. Criminal laws in the United States were violated by Glen Andrew Hall. Under 18 U.S. Code § 1519 - Destruction, alteration, or falsification of records in Federal investigations and bankruptcy, Glen Andrew Hall knowingly had evidence (body camera footage, admitted by Rob Fincher, Chief of Police) he did not disclose to the Defendant or Defendant's lawyer (myself as Appellant); and the Commonwealth Attorney Andy Hall and Martinsville Police under G. E. Cassady (corrupt Police Chief) did not disclose to ANY FEDERAL INVESTIGATORS including Jason McMurray a United States Probation Officer. Andy Hall did not disclose to the United

States Attorney Office the body-camera footage and acted like it didn't exist by calling me delusional. Yeah I was diagnosed wrongfully with delusional disorder in federal court over disagreements and issues while I was in jail in 2014 being messed with by the jail guards and some weird things that went on by the court officials. There was some dirty stuff there. Anyways, because of that label of "delusional disorder" they thought me talking about the body-camera footage was a product of a delusion and didn't believe me.

WELL, ROB FINCHER, Chief of Police admitted that there were recordings from Martinsville Police Department concerning my name, aka the body-camera footage proving beyond doubt that it did exist, that I was NOT delusional. Now they have to cover that up by charging me with contempt of court for telling the truth about Judge Greer protecting them.

I couldn't prove this under corrupt former Police Chief G. E. Cassady and corrupt former City Attorney Eric Monday, worked hand in hand to keep the corruption going where I am the victim. Once those corrupt bastards left office, I was able to obtain evidence and proof I could not obtain previously. Rob Fincher saved my life from disarray by bringing me the truth, by admitting that the destroyed evidence had once existed.

So Justin, be aware of the corruption and criminality involving Appellees' in my case, involving Martinsville. There is a reason why Justice for Brian D. Hill of USWGO Alternative News talks about my case. There is a reason why I created the Documentary entitled: The DEEP STATE can Frame You - the Documentary. There is a reason my family uploaded this to the world.

My family gave me the link to the Rumble video:

<https://rumble.com/v2ozhp6-the-deep-state-can-frame-you-the-documentary.html>

If I can get popular in any way, shape, or form, I can defeat Judge Greer and expose the two tiered justice system, same system that Donald John Trump is under right now in the communist court of New York City. The two tiered court system is WRONG, and is unAmerican. It is not constitutional for a judge to operate a two tiered justice system. WRONG!!!

Wrong!!!! Wrong!!!! That is not a fair trial and is not constitutional.

The Qanons know about my situation. I do not need the internet to know this. I have a friend who has spoken with me over the phone, who I am allowed to text, and they are Qanons involved with other people including Roger Stone who I had text messaged begging for a presidential pardon (due to the judicial corruption and malfeasance) and he had almost succeeded. They are aware that I am suffering under the two-tiered justice system in Martinsville. They are aware of Fred Smith, they are aware of the procedural due process being violated here when I cannot file for six months for telling the truth. My Documentary will continue getting more and more popular. I had been mailing DVD copies of my documentary to big name people and at some point I will have the verification that they received it. The Deep State and the federal frame up against me in 2012-2013. Tulsi Gabbard has a copy, I am trying to make sure that Robert F. Kennedy has a copy who agreed with John F. Kennedy who vowed to splinter the CIA in Virginia into a thousand pieces and scatter them to the winds. I am asking for investigations into the CIA/NSA tampering with my judicial cases and possibly for other dirty things they may have done to me including potential murder with carbon monoxide poisoning which I had proof of thanks to Pete Compton of ACE Chimney and Wildlife in Bassett, Virginia. I ain't afraid to die in clearing my name and proving my innocence to every criminal charge I had ever received where I have actual proof that shows I am innocent and was wrongfully convicted. When I have evidence, or seen things in federal discovery papers, anything which shows I am innocent, I am not afraid to die in proving this to the world. The Deep State can go to hell, the corruption can go to hell too. I am not letting them hold me hostage over my right to appeal in the Court of Appeals of Virginia. I am tired of being hostage by the Deep State. My mom voted for Donald Trump, my grandparents voted for Donald Trump in 2016 because Tim Kaine is DIRTY, so is Hillary Clinton. They are dirty people and corrupt politicians. Donald Trump didn't drain the swamp before he left office as promised. Hopefully one day the swamp will be drained. Tim Kaine doesn't care about my autism, we know it.

I have enough evidence to prove that the Circuit Court in Martinsville operates a TWO-TIERED Justice System where the laws don't apply to the Commonwealth but only apply to me. That is unconstitutional under the

Fourteenth Amendment of the United States Constitution. I can prove this in these three appeals. The record proves it. It proves that Rob Fincher admitted the destruction of the body-camera footage and the lawyer refusing to comply with court orders. That is CONTEMPT, yet I am charged with contempt but not the contemnor Glen Andy Hall.

So I will give you a few assignments of error I plan on arguing after October of 2023. You did wanted me to notify you ahead of time of potentially what assignments of error I plan on bringing up.

1. Martinsville Circuit Court aka the Trial Court refused to charge prosecutor Glen Andrew Hall with contempt and refuses any kind of action or sanction against the contemnor when evidence surfaces from a new Police Chief that evidence was unlawfully deleted and illegally deleted while knowing that the United States Probation Office was investigating Brian's indecent exposure charge. They didn't get all of the evidence, because some of it was COVERED UP by Glen Andrew Hall and others involved in Martinsville Police Department. They charged Brian with a criminal litigation and yet allowed evidence to be deleted and not marked as evidence in violation of multiple court orders. Then the Trial Court refuses to hold Glen Andrew Hall accountable when the contempt allegations were proven by a letter from Rob Fincher and FOIA Officer of Martinsville. Refusing to follow or obey a court order is contempt. So the court had erred by not enforcing it's own court orders when evidence recently surfaces proving the allegations by Appellant. Didn't ask questions, just deny another motion.

2. It is a proven fraud when Officer Robert Jones admitted in federal court under penalty of perjury that Appellant was not obscene, yet charged Brian with making an obscene display. The same officer who charged Brian with making an obscene display said under oath in federal court that Brian was not obscene. He didn't know that the lab tests were deleted from the chart, officer was ignorant. Clearly the charge on September 21, 2018 was fraudulent or wrongful or both. Evidence was covered up. Appellant proved it, and the Trial Court had decided to deny the motions asking for relief. The Trial Court at least should have had an obligation to hold a hearing, a show cause hearing, to ask about Appellant's claims and supporting affidavits, and compel Officer Robert Jones to answer a few questions under oath in the

Trial Court about what he said at the federal court about Brian not being obscene. If he affirms what he said in the federal court in 2019, then this proves the entire basis for the ARREST WARRANT was FALSE, and no criminal conviction should sustain over a false arrest charge. Fraud on the court to such an extent where I had every right to accuse Judge Greer of what I had accused him of in those notices of appeal. I did nothing criminal here when I accused the judge of fraud on his court. It was Glen Andrew Hall and Officer Robert Jones who destroyed evidence or at least allowed it and deceived the U.S. Probation Office which I also have proof of in the federal court case where even the U.S. Attorney didn't object that Martinsville Police deceived them, ON RECORD, Robert Jones knowingly lied under oath or affirmation in the ARREST WARRANT. They knowingly deceived the United States Probation Office and not even the U.S. Attorney objected to those arguments that they were deceived by Glen Andrew Hall and G. E. Cassady the former Police Chief.

Crimes were committed here, the proof is in the record in my federal case and in the trial court record, and I have proven it on the record in the three appeals this year. My appeals this year are full of merit, and should have warranted better treatment by the Circuit Court. I want to check the record and be sure that it isn't tampered with. If everything is in order, I will file my brief after my timeout period of not filing anything except in the federal courts.

A continuance is warranted here, until after the timeout period on Friday, October 13, 2023.

As an attorney you are aware that I cannot file in the state courts at this time. Arguably, If you were not allowed to file for six months in the case and you begged me for a continuance or delay until you were allowed to file again, I would file a motion doing so to give you your Due Process right. I don't care that your opposing counsel. A real lawyer understands the Constitutional right to procedural due process of law and substantive due process of law. The right to be heard, the right to file in court.

Criminal conspiracy or not involved in my case, my constitutional rights are what is at stake here. It is very important. Fred Smith knows this,

he is a lawyer. If he had reviewed the entire record of what caused me to lash out at Judge Greer with fraud allegations, he understands why if he had read the FOIA response letter from Rob Fincher and the FOIA officer, the three page FOIA response letter. If he read that Officer Jones said that I was not being obscene in federal court, it can easily be confirmed by simply having him appear in the Circuit Court to answer a few questions, and that can easily fix any potential issues of any hearsay. Officer Jones did admit I (Brian) was not obscene in the General District Court but there was no transcript so I didn't have that. It's clear that my appeals this year have more teeth and evidence than last year. I have so much evidence, I am swimming in it. A continuance is best for these appeals.

A continuance is best because more and more my criminal conviction is a fraud in itself. If I can prove even half of the elements were a fraud, does that warrant me having a criminal record???

When the judge realizes my appeals may have teeth and started charging me with contempt for telling the truth based on new evidence proving a two-tiered justice system, then the lawyers work to prevent me from my appeals??? Does that not violate procedural due process to tie my hands and hold me hostage??? Then racketeer by demanding legal fees out of my SSI money to pay for a criminal case based entirely on fraud and covered up evidence??? The U.S. Probation Office being deceived by Martinsville???

  
 Brian D. Hill

God bless you,  
 Brian D. Hill

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

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

[JusticeForUSWGO.NL](http://JusticeForUSWGO.NL) or [JusticeForUSWGO.wordpress.com](http://JusticeForUSWGO.wordpress.com)

**U.S.W.G.O.**



# EXHIBIT 7

**for**

MOTION FOR LEAVE OF COURT TO FILE  
ONE MORE APPELLANT OPENING BRIEF  
AND/OR MODIFY JUNE 30, 2023 ORDER

CAV record no. 0313-23-3, 0314-23-3 and 0317-23-3

Ally of Q, Former news reporter of USWGO Alternative News

[JUSTICEFORUSWGO.WORDPRESS.COM](https://JUSTICEFORUSWGO.WORDPRESS.COM)

[USWGO.COM](https://USWGO.COM) // [JUSTICEFORUSWGO.NL](https://JUSTICEFORUSWGO.NL)



**Subject:** RE: Emergency Letter to Justin Hill, Attorney General**From:** "Hill, Justin B." <JHill@oag.state.va.us>**Date:** 6/20/2023, 2:42 PM**To:** ROBERTA HILL <rbhill67@comcast.net>

Good Afternoon Ms. Hill,

I am in receipt of your son's letter and affidavit attached to your last e-mail. At the outset of his letter, he indicated that he did not receive a copy of my previously filed motion for an extension or motion to consolidate. Could the two of you please confirm whether he still lives at 310 Forest Street, Apartment 2, Martinsville, Virginia 24112? According to my records, copies of both motions were mailed to that address. Because he stated that he did not receive them, I wanted to ensure I still have a correct address for any future mailings. As a courtesy, I have also attached to this email a copy of both of the motions Mr. Hill stated that he did not receive as well as the Court of Appeals' response. I would ask that you please pass those along in the event Mr. Hill still needs them.

With regard to the other issues Mr. Hill raised, please understand that I cannot give him legal advice nor can I take any legal action on his behalf. I would recommend that he speak with his attorney, Fred Smith, about his concerns over filing pleadings in the Court of Appeals. I would note however, that the Commonwealth would be amenable to a continuance request in cases 0313-23, 0314-23, and 0317-23 while Mr. Hill handles his pending contempt charge in the circuit court. If you could pass that information on to Mr. Hill, I would appreciate it.

I hope you both have a wonderful evening.

Best Regards,

**Justin B. Hill | Assistant Attorney General****Office of the Attorney General**

202 North 9th Street

Richmond, Virginia 23219

O: (804)786-1445 | M: | F:

[JHill@oag.state.va.us](mailto:JHill@oag.state.va.us)<https://www.oag.state.va.us>

---

**From:** ROBERTA HILL <rbhill67@comcast.net>**Sent:** Tuesday, June 20, 2023 2:12 AM**To:** Hill, Justin B. <JHill@oag.state.va.us>; OAGCriminalLitigation <OAGCriminalLitigation@oag.state.va.us>; Coen, Chris <ccoen@oag.state.va.us>; Henderson, Deborah J. <DHenderson@oag.state.va.us>**Cc:** adriennadicioccio@yahoo.com; Lin Wood <lwood@linwoodlaw.com>; Lin Wood <lwood@fightback.law>; stanleybolten@justiceforuswgo.nl; rbhill67@justiceforuswgo.nl**Subject:** Emergency Letter to Justin Hill, Attorney General**Importance:** High

Justin Hill,

My son Brian Hill wanted me to email you his emergency letter and affidavit since he cannot file anything in the Court of Appeals in Virginia or any state court until the day after Friday, October 13, 2023. They are attached.

Emergency\_Letter\_Justin\_Hill\_6\_19\_2023.pdf - Emergency Letter

Declaration\_Affidavit\_Justin\_Hill\_6\_20\_2023.pdf - Affidavit in support of emergency letter

There is a public petition now asking people all over America to get behind asking Virginia to pardon Brian Hill. In case his due process rights get taken away from him, Brian is mailing a new documentary about federal corruption to more and more prominent activists about his whole legal plight. More and more people will be notified about Brian's legal horrors overtime.

<https://www.change.org/p/pardon-innocent-man-brian-d-hill-in-virginia>

Best Regard,  
Roberta Hill

— Attachments: —

Hill - Motion to Consolidate all 7.pdf	122 KB
061223 letter - delay motion for record 0313-23-3.pdf	45.4 KB
061223 letter - delay motion for record 0313-23-3.pdf	45.4 KB

# EXHIBIT 8

## for

MOTION FOR LEAVE OF COURT TO FILE  
ONE MORE APPELLANT OPENING BRIEF  
AND/OR MODIFY JUNE 30, 2023 ORDER

CAV record no. 0313-23-3, 0314-23-3 and 0317-23-3

Ally of Q, Former news reporter of USWGO Alternative News

[JUSTICEFORUSWGO.WORDPRESS.COM](https://JUSTICEFORUSWGO.WORDPRESS.COM)

[USWGO.COM](https://USWGO.COM) // [JUSTICEFORUSWGO.NL](https://JUSTICEFORUSWGO.NL)



**VIRGINIA:**

**IN THE COURT OF APPEALS**

**BRIAN DAVID HILL,**

**Appellant,**

**Record Nos. 0289-22-3, 0290-22-3,  
1424-22-3, 1425-22-3,  
0313-23-3, 0314-22-3,  
and 0317-23-3**

**COMMONWEALTH OF VIRGINIA,**

**Appellee.**

**MOTION TO CONSOLIDATE**

The Commonwealth of Virginia, by counsel, moves the Court to consolidate Brian David Hill's appeals under record numbers 0289-22-3, 0290-22-3, 1424-22-3, 1425-22-3, 0313-23-3, 0314-23-3, and 0314-23-3. In support of this motion states the following:

1. Cases 0289-22-3 and 0290-22-3 are both appeals from the trial court's denial of two separate, but nearly identical motions for a judgment of acquittal or a new trial which collaterally attacked his 2018 misdemeanor indecent exposure conviction. On motion of the Commonwealth, this Court ordered those two cases to be consolidated on November 9, 2022.

2. Cases 1424-22-3 and 1425-22-3 are also both appeals from the trial court's denial of two additional motions for a judgment of acquittal or a new trial. On Hill's motion, this Court ordered those two cases to be consolidated on March 29, 2023.

3. All four of Hill's motions for a judgment of acquittal were denied by the trial court for lack of jurisdiction. Accordingly, they share not only a common nucleus of operative facts but also present the same legal issue: whether the trial court had jurisdiction over Hill's motions attempting to overturn his 2018 misdemeanor indecent exposure conviction.

4. Because all four of these matters present the same essential facts and legal questions, consolidating them will aid the decisional process and preserve judicial resources.

5. Furthermore, Hill has noted his appeal in cases 0313-23-3, 0314-23-3, and 0317-23-3. No record has been filed in those cases as of the date of filing this motion.

6. Upon information and belief, however, those three cases are also appeals from the trial court's denial of three similar motions for a judgment of acquittal or a new trial. Therefore, upon information and belief, those three cases also appear to present the same essential facts and legal questions as Hill's other four pending appeals.

7. Because cases 0313-23-3, 0314-23-3, and 0317-23-3 appear to present the same facts and legal issues as Hill's four other appeals, consolidating all seven appeals will aid the decisional process and preserve judicial resources.

8. Pursuant to Rule 5A:2, undersigned counsel is mailing a copy of this motion to Hill to inform him of the filing of this motion. As the appellant is *pro se*, counsel was unable to reach him prior to filing this motion.

**WHEREFORE**, the appellee prays this Court consolidate Hill's four appeals in record numbers 0289-22-3, 0290-22-3, 1424-22-3, 1425-22-3. The appellee further prays this Court consolidate those matters with Hill's three additional appeals in record numbers 0313-23-3, 0314-23-3, and 0314-23-3.

Respectfully submitted,

Commonwealth of Virginia

By:                     /s/                      
Justin B. Hill

Justin B. Hill (VSB#93564)  
Assistant Attorney General  
Office of the Attorney General  
202 N. 9th Street  
Richmond VA 23219  
Phone: (804) 786-1445  
Fax: (804) 371-0151  
Email: jhill@oag.state.va.us  
oagcriminallitigation@oag.state.va.us

**CERTIFICATE OF SERVICE**

On May 19, 2023, a copy of this motion was filed electronically with VACES and a copy mailed to Brian David Hill, appellant *pro se*, at 310 Forest Street, Apartment 2, Martinsville, Virginia 24112.

\_\_\_\_\_/s/\_\_\_\_\_  
Justin B. Hill  
Assistant Attorney General



# EXHIBIT 9

## for

MOTION FOR LEAVE OF COURT TO FILE  
ONE MORE APPELLANT OPENING BRIEF  
AND/OR MODIFY JUNE 30, 2023 ORDER

CAV record no. 0313-23-3, 0314-23-3 and 0317-23-3

Ally of Q, Former news reporter of USWGO Alternative News

[JUSTICEFORUSWGO.WORDPRESS.COM](https://JUSTICEFORUSWGO.WORDPRESS.COM)

[USWGO.COM](https://USWGO.COM) // [JUSTICEFORUSWGO.NL](https://JUSTICEFORUSWGO.NL)



# COURT OF APPEALS OF VIRGINIA

**CHIEF JUDGE**

MARLA GRAFF DECKER

**JUDGES**

ROBERT J. HUMPHREYS

RANDOLPH A. BEALES

GLEN A. HUFF

MARY GRACE O'BRIEN

RICHARD Y. ATLEE, JR.

MARY B. MALVEAUX

CLIFFORD L. ATHEY, JR.

JUNIUS P. FULTON, III

DANIEL E. ORTIZ

DORIS HENDERSON CAUSEY



109 NORTH EIGHTH STREET  
RICHMOND, VIRGINIA 23219-2321  
(804) 371-8428 (V/TDD)

**JUDGES**

FRANK K. FRIEDMAN

VERNIDA R. CHANEY

STUART A. RAPHAEL

LISA M. LORISH

DOMINIQUE A. CALLINS

KIMBERLEY SLAYTON WHITE

**SENIOR JUDGES**

ROSEMARIE ANNUNZIATA

JEAN HARRISON CLEMENTS

JAMES W. HALEY, JR.

WILLIAM G. PETTY

June 12, 2023

Hon. Justin B. Hill  
Assistant Attorney General  
Office of the Attorney General  
202 N. 9<sup>th</sup> Street  
Richmond VA 23219

Re: Consolidation of Record Nos. 0289-22-3 and 0290-22-3  
Consolidation of Record Nos. 1424-22-3 and 1425-22-3  
Consolidation of Record Nos. 0313-23-3, 0314-23-3, and 0317-23-3

Dear Mr. Hill:

This letter serves as notice that the Court has received your motion to consolidate all of the cases filed by the appellant, Brian David Hill. The Court will take no further action on Record Nos. 0289-22-3 and 0290-22-3, which are already consolidated. The Court will also take no further action on Record Nos. 1424-22-3 and 1425-22-3, which are already consolidated as well.

The Court will hold the motion to consolidate for Record Nos. 0313-23-3, 0314-23-3, and 0317-23-3 until the record has been received in those cases.

Please contact the Court with any further inquiries.

Sincerely,

A handwritten signature in dark ink, appearing to read "AM Russo", written over a horizontal line.

Abby M. Russo, Esq.  
Deputy Clerk

cc: Brian David Hill

# EXHIBIT 10

## for

MOTION FOR LEAVE OF COURT TO FILE  
ONE MORE APPELLANT OPENING BRIEF  
AND/OR MODIFY JUNE 30, 2023 ORDER

CAV record no. 0313-23-3, 0314-23-3 and 0317-23-3

Ally of Q, Former news reporter of USWGO Alternative News

[JUSTICEFORUSWGO.WORDPRESS.COM](https://JUSTICEFORUSWGO.WORDPRESS.COM)

[USWGO.COM](https://USWGO.COM) // [JUSTICEFORUSWGO.NL](https://JUSTICEFORUSWGO.NL)



# COURT OF APPEALS OF VIRGINIA

**CHIEF JUDGE**

MARLA GRAFF DECKER

**JUDGES**

ROBERT J. HUMPHREYS

RANDOLPH A. BEALES

GLEN A. HUFF

MARY GRACE O'BRIEN

RICHARD Y. ATLEE, JR.

MARY B. MALVEAUX

CLIFFORD L. ATHEY, JR.

JUNIUS P. FULTON, III

DANIEL E. ORTIZ

DORIS HENDERSON CAUSEY



109 NORTH EIGHTH STREET  
RICHMOND, VIRGINIA 23219-2321  
(804) 371-8428 (V/TDD)

**JUDGES**

FRANK K. FRIEDMAN

VERNIDA R. CHANEY

STUART A. RAPHAEL

LISA M. LORISH

DOMINIQUE A. CALLINS

KIMBERLEY SLAYTON WHITE

**SENIOR JUDGES**

ROSEMARIE ANNUNZIATA

JEAN HARRISON CLEMENTS

JAMES W. HALEY, JR.

WILLIAM G. PETTY

June 12, 2023

Hon. Justin B. Hill  
Assistant Attorney General  
Office of the Attorney General  
202 N. 9<sup>th</sup> Street  
Richmond VA 23219

Re: Consolidation of Record Nos. 0289-22-3 and 0290-22-3  
Consolidation of Record Nos. 1424-22-3 and 1425-22-3  
Consolidation of Record Nos. 0313-23-3, 0314-23-3, and 0317-23-3

Dear Mr. Hill:

This letter serves as notice that the Court has received your motion to consolidate all of the cases filed by the appellant, Brian David Hill. The Court will take no further action on Record Nos. 0289-22-3 and 0290-22-3, which are already consolidated. The Court will also take no further action on Record Nos. 1424-22-3 and 1425-22-3, which are already consolidated as well.

The Court will hold the motion to consolidate for Record Nos. 0313-23-3, 0314-23-3, and 0317-23-3 until the record has been received in those cases.

Please contact the Court with any further inquiries.

Sincerely,

A handwritten signature in dark ink, appearing to read "AM Russo", written over a horizontal line.

Abby M. Russo, Esq.  
Deputy Clerk

cc: Brian David Hill

# EXHIBIT 11

## for

MOTION FOR LEAVE OF COURT TO FILE  
ONE MORE APPELLANT OPENING BRIEF  
AND/OR MODIFY JUNE 30, 2023 ORDER

CAV record no. 0313-23-3, 0314-23-3 and 0317-23-3

Ally of Q, Former news reporter of USWGO Alternative News

[JUSTICEFORUSWGO.WORDPRESS.COM](https://JUSTICEFORUSWGO.WORDPRESS.COM)

[USWGO.COM](https://USWGO.COM) // [JUSTICEFORUSWGO.NL](https://JUSTICEFORUSWGO.NL)



**Subject:** Re: 2nd Emergency Letter to Justin Hill, Attorney General  
**From:** "Hill, Justin B." <JHill@oag.state.va.us>  
**Date:** 6/28/2023, 9:34 AM  
**To:** ROBERTA HILL <rbhill67@comcast.net>

Good Morning Ms. Hill,

I am in receipt of your son's letter. In it, your son appears to request that I submit a motion for a continuance on his behalf to the Court of Appeals.

I would ask that you please pass along to him the same response I gave last time: I am prohibited from taking any legal action on his behalf. Your son, or an attorney representing him, are the only persons allowed to file a motion or request on his behalf. I remain amenable to a motion requesting a continuance, were he to file one. But, I cannot request a continuance or take any other action on your son's behalf.

I appreciate your understanding and hope you have a wonderful afternoon.

Best Regards,

---

**From:** ROBERTA HILL <rbhill67@comcast.net>  
**Sent:** Wednesday, June 28, 2023 4:19:05 AM  
**To:** Hill, Justin B. <JHill@oag.state.va.us>; OAGCriminalLitigation <OAGCriminalLitigation@oag.state.va.us>; Coen, Chris <ccoen@oag.state.va.us>; Henderson, Deborah J. <DHenderson@oag.state.va.us>  
**Cc:** adriennadicioccio@yahoo.com <adriennadicioccio@yahoo.com>; Lin Wood <lwood@linwoodlaw.com>; Lin Wood <lwood@fightback.law>; stanleybolten@justiceforuswgo.nl <StanleyBolten@justiceforuswgo.nl>; rbhill67@justiceforuswgo.nl <rbhill67@justiceforuswgo.nl>  
**Subject:** 2nd Emergency Letter to Justin Hill, Attorney General

Justin Hill,

I spoke with Brian's attorney Fred Smith who wanted Brian to notify you about continuing his appeals after the period where he agreed that he cannot file in the Virginia courts for a certain period of time for the contempt case (I believe was filed out of emotion or anger out of what my son had said) to go away after things cool down from that escalation. My son Brian Hill wanted me to email you his 2nd emergency letter about this new development. It is attached.

Emergency\_Letter\_Justin\_Hill\_6\_28\_2023.pdf.pdf - 2nd Emergency Letter

Brian's and moving the filing deadlines to after he is allowed to file again in the "state court". I think this lawyer may have realized that Brian has real evidence filed in the court. He isn't just talking. He does have proof. Proof documents. That was why Brian wanted the State Police to come and interview him about the evidence he wanted them to have and investigate. Brian does have real

EXHIBIT PAGES 63 OF 82

proof that laws were violated here by the government. Rob Fincher is a better police chief for Martinsville. He actually cared more about listening to the citizens who are concerned about crimes and issues which need police intervention. Brian is bold when he feels that he is innocent of his charge, Brian ain't afraid to prove to the police that he is innocent when there is evidence favorable to him. It is his right.

The DEEP STATE can Frame You - the Documentary

<https://rumble.com/v2ozhp6-the-deep-state-can-frame-you-the-documentary.html>

Best Regard,  
Roberta Hill

# EXHIBIT 12

## for

MOTION FOR LEAVE OF COURT TO FILE  
ONE MORE APPELLANT OPENING BRIEF  
AND/OR MODIFY JUNE 30, 2023 ORDER

CAV record no. 0313-23-3, 0314-23-3 and 0317-23-3

Ally of Q, Former news reporter of USWGO Alternative News

[JUSTICEFORUSWGO.WORDPRESS.COM](https://JUSTICEFORUSWGO.WORDPRESS.COM)

[USWGO.COM](https://USWGO.COM) // [JUSTICEFORUSWGO.NL](https://JUSTICEFORUSWGO.NL)





**VIRGINIA: IN THE COURT OF APPEALS OF VIRGINIA**

**BRIAN DAVID HILL,**

**APPELLANT,**

**v.**

**COMMONWEALTH OF VIRGINIA,**

**CITY OF MARTINSVILLE,**

**APPELLEES(s),**

CASE NO: 0313-23-3, 0314-23-3,  
0317-23-3

**DECLARATION OF BRIAN DAVID HILL IN  
SUPPORT OF MOTION FOR LEAVE OF  
COURT TO FILE ONE MORE APPELLANT  
OPENING BRIEF AND/OR MODIFY JUNE 30,  
2023 ORDER**

**DECLARATION OF BRIAN DAVID HILL IN SUPPORT OF MOTION FOR LEAVE OF  
COURT TO FILE ONE MORE APPELLANT OPENING BRIEF AND/OR MODIFY  
JUNE 30, 2023 ORDER**

Respectfully attached to Motion,

This the 27thth day of October, 2023.



*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](https://JusticeForUSWGO.NL) or [JusticeForUSWGO.wordpress.com](https://JusticeForUSWGO.wordpress.com)

Pursuant to the Virginia Code § 8.01-4.3. “Unsworn declarations under penalty of perjury; penalty.”, Appellant Brian David Hill hereby state to Appellee(s) the statement of facts as under penalty of perjury,

1. I am Brian David Hill, Appellant in the case nos. 1424-22, 1425-22, 0313-23-3, 0314-23-3, 0317-23-3, 0289-22-3, 0290-22-3.

2. I am typing this Declaration/Affidavit in support of the Appellant’s MOTION FOR LEAVE OF COURT TO FILE ONE MORE APPELLANT OPENING BRIEF AND/OR MODIFY JUNE 30, 2023 ORDER. The purpose of this Declaration/Affidavit, is to inform the Court of Appeals of Virginia and of Appellees of the recent developments in my contempt of court charge which were favorable to Appellant but Appellant had to comply with a six-month cooldown period due to the emotions and things which led up to what was said in Appellant’s three notices of appeal in CAV cases no. 0313-23-3, 0314-23-3, 0317-23-3 then it had caused the contempt of court charge on Filed Date: 02/21/2023, then it was issued on February 24, 2023. Appellant is not a lawyer and isn’t a licensed attorney. The dates sounded a little confusing so I had thought I was charged on February 24, 2023, but the charge documents were issued on February 24, 2023, according to the Online Case Information System (OCIS) 2.0 researched by my family.

3. On or about February 21, 2023 or on February 24, 2023, a summons or show cause or charge was filed and then on February 24, 2023, the summons

process was issued on February 24, 2023, (*OCIS 2.0 can get confusing just looking at the printout*) I was charged with criminal contempt of court for essentially accusing the Hon. Giles Carter Greer (Circuit Court Judge in Martinsville) of fraud in three notices of appeal filed in February 2023. Case number for that contempt case was: CR19000009-01.

4. On October 23, 2023, the last hearing in the contempt case had resulted in a favorable decision for Appellant. Appellant had complied with not filing any documents with the clerk or the judge for six months. The special prosecutor had not shown up at that particular hearing likely because the prosecutor and my court appointed attorney Fred Smith had filed a joint motion for dismissing the contempt case. Judge Greer was nice and polite when I was at the hearing, he was professional as a judge. He was professional at every hearing. Fred Smith was the one who asked to approach the bench then approached the bench after he was approved to do so, to file the motion with the judge directly, and the judge took time to read over the document then orally gave the indication that the case was dismissed. I also reviewed over DISMISSAL ORDER where the judge ordered dismissal of the case along with signatures of two attorneys. One attorney was Fred D. Smith, Jr., SB# 12786, Counsel for Defendant, and the other signature was Aaron L. Foster, VSB # 96971, Attorney for the Commonwealth. After the judge had orally gave the indication that the case was dismissed, Fred and I had left the

courtroom. The contempt case was clearly dismissed and was disposed of in the legal system.

5. On or about October 20, 2023, I had met with Fred Smith, and he had explained the situation. It was clear that the special prosecutor and Fred Smith were both pushing to dismiss my contempt charge. He did suggest or advise not to file anything in the Court of Appeals of Virginia yet until after the hearing, and that he would speak with Justin Hill, counsel for Appellees, regarding the holding off on filing issue. So, he would make sure that the special prosecutor or Justin Hill, whoever he has to inform or ask the question, would indicate that I can start filing again without issue. I am sure that six months had already been fulfilled since the case was clearly dismissed. I don't see how six months would run off into after the joint motion to dismiss my case and the hearing.

6. What led up to the emotional remarks or arguments made in the three notices of appeal was over discovering in February 2023, from Public Information Officer Kendall Davis (See pages 4211-4219 of the Record of the Trial Court), that Police Chief acknowledged the existence of the body-camera footage at one time and then the police recorded body-camera footage had been deleted after multiple court orders including both General District Court and Circuit Court were not complied with, they were not followed by Commonwealth Attorney Glen Andrew Hall. Mr. Hall even deceived the U.S. Probation Office by never providing a copy

of the body-camera footage to the U.S. Attorney Office and U.S. Probation Office during initial investigation over my supervised release violation charge, because that body-camera footage possibly would have shown me intoxicated (Carbon Monoxide) or not looking well for somebody who the officer assumed at the time that I was medically and psychologically cleared when the evidence shown that I wasn't fully medically and psychologically cleared with a lot of deficiencies. Deficiencies such as no confirmed laboratory tests, no MRI, no EEG, tachycardia without explanation or investigation by Emergency Room as to why, and no diabetic blood sugar glucose reading/test despite me being a type 1 diabetic as I take insulin every day. I was angry and emotional at the time, and after the Honorable Judge Greer denied my motion (See page 4277 of the Record of the Trial Court), I typed up accusations which are not a lie but were likely considered a personal attack which led to the contempt charge (See pages 4278-4327 of the Record of the Trial Court). I did go too far in that. I do have the First Amendment of the U.S. Constitution, freedom of speech. I never threatened, I never disrupted his proceedings, but I did say things in those notices of appeal which did cause the contempt of court charge. I do not wish to make that mistake again. All I want is justice and that has always been my intent.

7. My goal originally has always been for seeking justice and what I felt would be the right courses of action in my criminal case in the Circuit Court. I did

get emotional. I did write an apology letter to Judge Greer after the contempt charge was filed. I did have the cooldown period which was a good idea, and the special prosecutor wanting me not to file for six months but my appeals are still active, that was the best idea by both attorneys for me to cool down for six months. The cooldown period of six months was the best idea and suggestion from Attorney Fred Smith after being in contact with the special prosecutor. I didn't break the contempt law because of the First Amendment to the United States Constitution protects freedom of speech as long as I don't threaten harm and that I don't encourage lawbreaking (of course though I am not a lawyer), but I did get emotional and that led me to saying things about the judge in my notices of appeal which landed me in hot water. I didn't lie, I believe I told the truth but did so in an emotional way which emotions can lead to saying things which can get me in trouble.

8. Hope that Appellees and the Court of Appeals of Virginia understand that I made an emotional error and that is what led up to the contempt charge. For good reasons. Because I did receive new evidence of proving that the body-camera footage was illegally destroyed in the response to my FOIA request and that letter was received in February, 2023. Then I had also found out that my former court appointed lawyer Scott Albrecht (Assistant Public Defender) does indeed work for the Commonwealth's Attorney Glen Andrew Hall (prosecutor) after I had suspected

such before, I was charged with contempt (See pages 4257-4276 of the Record of the Trial Court). I was right about my suspicions when I had addressed this issue with the Court, with Judge Greer in writing. At two of the contempt of court hearings, I had personally seen my former defense lawyer Scott Albrecht walk into the courtroom and/or walked through one of the doors into the courtroom. It was him and he recognized me and my family. He quickly tried to enter the courtroom at as fast of pace as he could despite using crutches (he is disabled and/or handicapped with his legs). So, he knew that it is a conflict of interest for him to be involved with Glen Andrew Hall and yet he represented me as my defense attorney after he was appointed by the Office of the Public Defender being appointed in my case. Scott Albrecht had represented me in my case in both General District Court and in the Circuit Court for the City of Martinsville. He was up to his eyeballs in asking the court for a discovery order. Both Judge Greer and the judge in General District Court had entered orders for discovery. Scott Albrecht did nothing to seek that the body-camera footage be marked as evidence and be preserved as evidence for my criminal trials. I believe personally that he somehow took part in the cover up or unlawful destruction of the body-camera footage after Scott sought court orders for discovery. Heck, he works for the prosecutor in Martinsville, Virginia, he works for Glen Andrew Hall. I have personally seen Scott Albrecht work at the prosecution table with another person, likely another prosecutor. So, I now know

for a fact that Scott Albrecht works for the prosecutor Glen Andrew Hall and yet has filed nothing in my criminal case in the Circuit Court to recuse himself from involvement with Commonwealth's Attorney Glen Andrew Hall with my case. He was my attorney. He knows my case from the defense standpoint, he could have still retained notes of any kind involving my case and he can remember what we had discussed concerning my case. I am concerned of the issue that Scott Albrecht was part of my defense failing in General District Court so that he can switch sides at a later time to the prosecution. I am afraid honestly that he could have sabotaged my criminal case, he could have sabotaged my defense, he could have sabotaged me getting the body-camera footage, he could have sabotaged me asking to be drug tested when I had first met him in Martinsville City Jail because I had blackouts and thought I was drugged by somebody, and he could have sabotaged anything where I can win in order to later join the prosecution team. I don't think it would be just my case. I had personally heard other inmates at Martinsville City Jail complaining about Scott Albrecht. I ignored their words at my own peril, because jail inmates can complain about stuff. So, I ignored the words of other inmates who spoke of Scott Albrecht representing them. I screwed up by believing he was going to have me found not guilty. He misled me, I was deceived, that is how I feel.

9. So now the Court understands why I said some things about Judge Greer in my notices of appeal and what led up to the contempt charge. I was emotional



after finding out by clear and convincing evidence that the body-camera footage was illegally destroyed in non-compliance with multiple court orders for discovery. The court orders for discovery which Scott Albrecht had pushed for motions for discovery which led to those court orders. That same Scott Albrecht did nothing to protect the body-camera footage from being illegally destroyed. Then later I find out that he does indeed work for Glen Andrew Hall, the same prosecutor who did not even comply with the court orders asking for discovery and Brady materials under Brady v. Maryland. I felt like I had been betrayed by my Assistant Public Defender, he works for the other side. I have seen him at the prosecution table, and when he sees me outside of the courtroom, he rushes away from where I can see him, as if he felt ashamed or embarrassed seeing me. I felt that he betrayed me, and he caused the body-camera footage to be illegally destroyed by doing absolutely nothing to try to protect the police recorded body-camera footage. I know for a fact that Scott Albrecht works for the prosecution at some point after he left the Public Defender Office. I did apologize in a letter to Judge Greer for my remarks in the notices of appeal. I was angry and emotional after I had seen enough evidence that it demonstrated to me that I was deceived by Scott Albrecht the former Assistant Public Defender who I thought represented me, he deceived me. I thought the body-camera footage was destroyed at some point in 2019 after I was told by Matthew Clark another court appointed lawyer, that the body-cam footage had been

destroyed. I didn't know what exact date when it had been destroyed when I was first told by attorney Matthew Clark in 2019. I didn't know about Martinsville Police Department policy. It was thanks to that letter from the Public Information Officer and thanks to Police Chief Rob Fincher that now I know I was deceived by Scott Albrecht. I feel that he had deceived me or misled me and I was convicted of indecent exposure because he had not obtained all discovery evidence when he said to me about obtaining all discovery evidence, and he was deceitful in asserting to me that I would be found not guilty of indecent exposure because he told me that I was not obscene. I have to lay out the facts as to why I got emotional which led up to my contempt of court charge. I rather be honest than hold it all inside which holding such emotions inside can cause emotional issues in the future. So, I have to tell the full truth in this affidavit and let it all come out. Now it is clear that I should have my right to my appeals. I was charged with contempt because of the things I had said because of my emotions which came from reviewing over evidence in February, 2023 which had caused me to believe that I had been deceived by my own lawyer who now works for the prosecution in my criminal case.

10. One more critical issue in support of my motion to be granted leave of court to file. I clearly did see the same Scott Albrecht working at the prosecution table in the very same Circuit Court with the very judge who denied my motions which caused the filing of initiating the very appeals regarding the issues in the

Trial Court. Of course, I confirmed this after the notices of appeal documents were filed, so it would not be on the record of the Trial Court that I confirmed Scott Albrecht works for the prosecution (same one who was my defense lawyer) with my own two eyes but my affidavit about seeing in the staff directory that a Scott Albrecht became an Assistant Commonwealth's Attorney is concerning and that portion is in the record of the Trial Court (See pages 4257- 4276 of the Record of the Trial Court). However, those areas of the record does not have what will need to be filed in the future such as the visual confirmation of seeing the very same Scott Albrecht of the Declaration and Staff Directory (pages 4257- 4276 of the Record of the Trial Court) which will require affidavits from all witnesses to seeing Scott Albrecht being an assistant Commonwealth's Attorney. Those witnesses are Stella Forinash, Kenneth Forinash, Roberta Hill, and myself. So, I am concerned that there is enough evidence in the record at least for me to have an assignment of error in my appeals as to the ethics issues or even potential conflict of interest issue that the Trial Court should take seriously concerning Scott Albrecht. I hate to file in this affidavit what that assignment of error I am planning to argue would be since it would restrict what I would argue in my assignments of error since I could argue what this error would be or what that error would be. This affidavit is not the format for me to argue assignments of error. I do have assignments of error planned for my brief which I believe this Court would see some very serious concerns or issues

which I believe should require something to be done about it so that we don't see yet another miscarriage of justice or issues of law and ethics not being followed in the Trial Court.

11. Attorney Fred Smith did the best job he could for representing me under the circumstances of the contempt of court charge against me. I am grateful to Fred Smith and think he did a great job as an attorney. At one time I didn't like that he wouldn't pursue a first amendment challenge to what I had said in my notices of appeal filings but he has more experience than I do, as I am not an attorney. He did find a viable solution and a better solution for my contempt case to be dismissed without me having to file an appeal and without me sitting in jail for contempt while I would try to figure out how to appeal any contempt conviction which could have happened. As much as I hated not being able to notify the Court of Appeals of Virginia of being unable to file for six months, I did file something months ago trying to warn them that I wouldn't be able to file for a certain number of months, the appeals are still active, and Fred did say that I do have a right to my appeals. I feel like he did the best job that he could under the circumstances of that case and the contempt case was dismissed. Now it is my job to prosecute these appeals to the best of my knowledge and belief in good faith. I am not a lawyer, but I am all I've got in the appeals. Fred did give me an indicated that he respected my work on the day I met with him, he pretty much respected the hard work, the digging and

evidence gathering, and the effort I had put into my legal filings which were done pro se. He just thinks I should use the right legal lingo and not conduct any personal attacks. He is right, I got emotional and I understand what he was trying to say. I have autism and sometimes I may not perceive someone's intent correctly. I am only human and do the best that I can. Hopefully Fred gave me a second chance to do a better job in my appeals and hope that he gave me enough advice to give me a better chance of succeeding in any of my pending appeals before this Court.

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

Executed on October 27, 2023 1 AM.



*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

**U.S.W.G.O.**

[JusticeForUSWGO.NL](http://JusticeForUSWGO.NL) or [JusticeForUSWGO.wordpress.com](http://JusticeForUSWGO.wordpress.com)

# EXHIBIT 13

## for

MOTION FOR LEAVE OF COURT TO FILE  
ONE MORE APPELLANT OPENING BRIEF  
AND/OR MODIFY JUNE 30, 2023 ORDER

CAV record no. 0313-23-3, 0314-23-3 and 0317-23-3

Ally of Q, Former news reporter of USWGO Alternative News

[JUSTICEFORUSWGO.WORDPRESS.COM](https://JUSTICEFORUSWGO.WORDPRESS.COM)

[USWGO.COM](https://USWGO.COM) // [JUSTICEFORUSWGO.NL](https://JUSTICEFORUSWGO.NL)



VIRGINIA: IN THE CIRCUIT COURT FOR THE CITY OF MARTINSVILLE

COMMONWEALTH

v.

CASE NO.: CR19000009-01

BRIAN DAVID HILL

*Defendant*

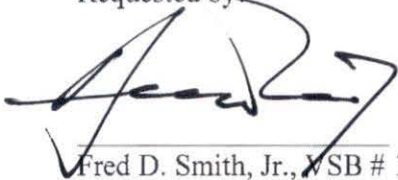
**DISMISSAL ORDER**

For good cause shown, and upon the joint motion of the Defendant and the Commonwealth, this case is dismissed and stricken from the court's docket.

Entered on October 23, 2023.

  
Judge

Requested by:



Fred D. Smith, Jr., VSB # 12786  
*Counsel for Defendant*



Aaron L. Foster, VSB # 96971  
*Attorney for the Commonwealth*

# EXHIBIT 14

## for

MOTION FOR LEAVE OF COURT TO FILE  
ONE MORE APPELLANT OPENING BRIEF  
AND/OR MODIFY JUNE 30, 2023 ORDER

CAV record no. 0313-23-3, 0314-23-3 and 0317-23-3

Ally of Q, Former news reporter of USWGO Alternative News

[JUSTICEFORUSWGO.WORDPRESS.COM](https://JUSTICEFORUSWGO.WORDPRESS.COM)

[USWGO.COM](https://USWGO.COM) // [JUSTICEFORUSWGO.NL](https://JUSTICEFORUSWGO.NL)







# Virginia Judiciary

## Online Case Information System 2.0

[Return to Search Results](#)

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

[Subscribe](#)Case #: **CR19000009-01**Defendant: **HILL, BRIAN DAVID**

#### Defendant Information

Address: **MARTINSVILLE, VA 24112**Gender: **MALE**Race: **WHITE**DOB: **05/26/\*\*\*\***Attorney: **SMITH, FRED**

#### Case/Charge Information

Defendant Status: **SUMMONS**Filed Date: **02/21/2023**Locality: **COMMONWEALTH OF VA**Code Section: **[18.2-456\(A\)\(3\)](#)**Charge: **INSULT LANG TO  
JUDGE; CONTEMPT**Offense Tracking Number: **690CR1900000901**Case Type: **MISDEMEANOR**Class: **UNCLASSIFIED**Commenced By: **OTHER**Offense Date: **02/21/2023**

Arrest Date:

Amended Code Section:

Amended Charge:

Amended Case Type:

Amended Class:

#### Appeal Information

Appeal Date:

#### Hearing Information

Date	Time	Result	Type	Courtroom	Plea	Duration	Jury
10/23/2023	10:00 AM	DISMISSED	TRIAL				
04/14/2023	09:00 AM	CONTINUED MOTION OF DEFENSE	TRIAL				
03/10/2023	09:00 AM	SET FOR TRIAL	ARRAIGNMENT				
03/03/2023	09:00 AM	SET FOR TRIAL	ADVISE ABOUT ATTORNEY ARRANGEMENTS				

#### Disposition Information

Disposition: **DISMISSED**Disposition Date: **10/23/2023**Concluded By: **TRIAL - JUDGE WITH WITNESS**

Jail/Penitentiary:

Concurrent/Consecutive:

Life/Death:

Sentence Time:

Sentence Suspended:

Program Type:

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: \*

Costs: \*

Fine/Costs Paid:

Fine/Costs Paid Date:

\* This system cannot process online payments at this time. Please refer to ' [How to Pay Traffic Tickets and Other Offenses](#) ' for more information.

#### Service/Process

Seq. #	Person Served	Notice Type	Hearing	Issued	Served	How Served
1	HILL, BRIAN DAVID	SHOW CAUSE	03/03/2023	02/24/2023	02/27/2023	IN PERSON/NOTIFIED IN COURT

#### Pleadings/Orders

EXHIBIT PAGES 82 OF 82

Seq. #	Date	Type	Party	Judge	Book & Page	Instrument	Remarks
44	10/23/2023	FINAL ORDER	BEW	GCG			DISMISSAL ORDER
43	10/23/2023	CLERK'S WORKSHEET	BEW	GCG			COURTROOM NOTES
42	10/20/2023	LETTER	BEW	GCG			FROM A FOSTER ACA PULASKI
41	04/14/2023	NOTICE	BEW				APPEAR 10-23-23 @ 10
40	04/14/2023	CONTINUANCE ORDER	BEW	GCG			UNTIL 10-23-23 @ 10AM
39	03/10/2023	NOTICE	BEW				APPEAR 4-14-23 @ 9AM
38	03/08/2023	LETTER	JCC				EMAIL-FRM SMITH-W/D MOT
37	03/07/2023	ORDER	TTM	GCG			APPOINT SPECIAL PROSECUTOR
36	03/07/2023	MOTION	JCC				MOT FOR CODE 19.2-169.5 EV
35	03/03/2023	NOTICE	JPN				APPEAR 3/10/23 9 AM
34	03/03/2023	OTHER	JPN				FINANCIAL STATEMENT
33	03/03/2023	APPOINTMENT OF COUNSEL	JPN				APPT FRED SMITH
32	03/03/2023	CLERK'S WORKSHEET	JPN				HEARING NOTES
31	03/03/2023	OTHER	JPN				COPY EMAIL 3/3/2023
30	03/03/2023	NOTICE	JPN				NOTICE-AUTISM-DEFENSE
29	03/03/2023	NOTICE	JPN				NOTICE-ADDITIONAL-LEGAL-DE
28	03/03/2023	MOTION	JPN				EMERGENCY-MOTION-TO-DISMIS
27	03/01/2023	NOTICE	JPN				NOTICE-ADDITIONAL-LEGAL-DE
26	02/28/2023	OTHER	JPN				K BRIDGES-ADA COORDINATOR
25	02/26/2023	OTHER	JPN				ADA ACCOMMODATIONS-GCG
24	02/27/2023	OTHER	JPN				SIGNED ADA FORM DIABETES
23	02/27/2023	OTHER	JPN				EMAIL SIGNED ADA FORM
22	02/26/2023	NOTICE	JPN				(3)NOTICE-AUTISM-DEFENSE
21	02/26/2023	NOTICE	JPN				(2) NOTICE-AUTISM-DEFENSE
20	02/26/2023	NOTICE	JPN				NOTICE-AUTISM-DEFENSE 2/26
19	02/26/2023	OTHER	JPN				EMAIL-ADA-19.2-271.6
18	02/26/2023	OTHER	JPN				EMAIL-ADA-TEACCH PAPERS
17	02/26/2023	OTHER	JPN				ADA ACCOMM FILED-ADA
16	02/26/2023	LETTER	JPN				(3) APOLOGY LETTER
15	02/26/2023	OTHER	JPN				EMAIL -APOLOGY LETTER (3)
14	02/26/2023	LETTER	JPN				(2) APOLOGY LETTER
13	02/26/2023	OTHER	JPN				EMAIL-APOLOGY LETTER(2)
12	02/26/2023	OTHER	JPN				APOLOGY LETTER
11	02/26/2023	OTHER	JPN				EMAIL-APOLOGY LETTER
10	02/26/2023	OTHER	JPN				EMAIL-ADA CONFIRMATION
9	02/26/2023	OTHER	JPN				EMAIL- 19.2-271.6
8	02/26/2023	OTHER	JPN				TEACCH PAPERS.PDF
7	02/26/2023	OTHER	JPN				EMAIL -TEACCH PAPERS
6	02/26/2023	OTHER	JPN				SIGNED ADA FORM W/EVIDENCE
5	02/26/2023	OTHER	JPN				EMAIL-ADA ACCOMMODATION
4	02/24/2023	OTHER	JPN				ATTACH SC - APPEAL 3
3	02/24/2023	OTHER	JPN				ATTACH SC-APPEAL 2
2	02/24/2023	OTHER	JPN	GCG			ATTACH SC-APPEAL 1
1	02/24/2023	SHOW CAUSE RULE	JPN				COURT ISSUED SC

[Return to Search Results](#)