

INDIGENE NATION



U.N.I.-Verse-al.

DIVINE-FEDERATION

HEIRS-OF-THE-CELESTIAL-CROWN

KEEPERS-OF-THE-ANCIENT-WISDOM

ONE MIND-ONE SPIRIT-ONE FAMILY-UNIFIED

in DIVINE-ORDER-OF-ALL

TRUTH-RESPECT-JUSTICE-UNITY-COMMON WELFARE-PROSPERITY-TRANQUILITY-WISDOM-LOVE

.General-Post-Box~-770633. .Coral-Springs. .Florida-Territory. .Amerrique.

7 October 2016

Governor Nikki Haley  
Office of Governor of State of South Carolina  
1205 Pendleton Street  
Columbia, South Carolina 29201

Indigene Nation on behalf of  
.Sir-s-re-pheti-montu-ka

Mrs. Haley,

The Indigene Nation hereby brings to your attention the unauthorized interaction with an indigene foreign national and the indigenous rights violations committed by your corporate agents in Lancaster, South Carolina against .Sir-s-re-pheti-montu-ka., authorized holder of World Passport # 353080, issued by the World Service Authority's (WSA) World Office in Washington, DC at our direction.

It is our understanding that .Sir-s-re-pheti-montu-ka. was peacefully traveling upon our indigenous lands in the southeastern territory, known to you as south carolina, and was interrupted by your agent(s), Trooper James A. Riner #1984-9031, who interrupted his peaceful travel on September 23, 2016, at or about 11:36 pm, without cause or reason based on harm or damage to another living being. When .Sir-s-re-pheti-montu-ka. presented his WSA passport, your agent(s) unlawfully seized him and confiscated all of his documents and other personal property. .Sir-s-re-pheti-montu-ka. was interrogated about where the documents were issued and false allegations were made about the validity of the World Passport. It is a well-established fact that the UNITED STATES is a corporation, see attached, with STATE OF SOUTH CAROLINA being a sub-corporation thereof having EIN 57-6000286, as recorded in the FEDERAL AUDIT CLEARINGHOUSE, and that no corporation can or will be a government body having authority over a living indigene being. Further, your corporate agent(s) failed to provide certified proof as to his association with any legitimate government authority or written organic law issued by a legitimate government body, or a legal basis for unlawfully seizing .Sir-s-re-pheti-montu-ka.'s or his private indigenous documents and property.

The WSA Legal Department will affirm the legality of ~~Sin-sare-pheti-montu-ka's~~ World Passport and other WSA-issued documents [Office number (202) 638-2662]. The statements made by your corporate agents about ~~Sin-sare-pheti-montu-ka's~~ World Passport were incorrect and ignorant at best, or an outright fabrication and willful misleading at worst.

The World Passport, a valid and legal document since 1953 affirming the right to freedom of movement, was conceived originally as a neutral and global document of identity. Your agents failure to recognize the WSA passport is a violation of Article 13, Sections (1) and (2), of your Universal Declaration which states: "Everyone has the right to freedom of movement and residence within the borders of each state" and "Everyone has the right to leave any country, including his own, and to return to his country" and Article 12(2) of the International Covenant on Civil and Political Rights which states: "Everyone shall be free to leave any country, including his own." By the hand of your own corporate leaders it was clearly written and confirmed by your "professionals" that we, the indigene people of the lands, are the first and original living beings to exist on the earth who were given Divine Station and instruction over the earth without restriction of any kind. (See Genesis 1:26-28) These words along with the remaining content of your collection of books known as the Bible were declared law of the land by your then corporate president Reagan in 1983 to which your agent(s) are in clear violation of. It is by this Divine Station, as ordained Stewards that the Indigene Nation stands as the only true Nation of the world and operates under our own authority alone.

Further, ~~Sin-sare-pheti-montu-ka~~ is not THOMAS MCCAIN nor will he be made to claim that he is the fictitious corporate entity you are attempting to force him to be. He is a foreign national and beneficiary of the Indigene Nation. ~~Sin-sare-pheti-montu-ka~~ has been duly notified to your corporate Department of State and under international declaration/resolution enjoys immunity from all foreign jurisdictions. He shall not be liable to any form of arrest or detention. He is to be treated with the highest respect and all appropriate steps shall be taken to prevent any attack on his private vessel, freedom or dignity.

Anyone attempting to present false claims or information for an alleged trespass that has not been committed against another living individual by ~~Sin-sare-pheti-montu-ka~~ will be prosecuted in accordance with Indigene Nation Precepts for Crimes & Offenses; Sections 6-2-202 & 6-2-203.

As to ~~Sin-s-thomas-mccain-junior~~, he is also property of and a beneficiary to the Indigene Nation. Be advised that as of 6/7/2016, the Indigene Nation has been appointed attorney in fact and personal fiduciary for ~~Sin-s-thomas-mccain-junior~~, both of which have been filed and recorded with the Cabarrus County Register of Deeds. See attached. The Nation is serving with a permanent unlimited bond. He is not a corporate employee, agent or assumed citizen of any of your corporations. Any communication or correspondence in reference to ~~Sin-s-thomas-mccain-junior~~ is to be directed to the Office of Fiduciary at the mailing location above. Due to the fact that there has been no actual commission of a crime by ~~Sin-s-thomas-mccain-junior~~ or ~~Sin-sare-pheti-montu-ka~~ against another living organic being currently employed by you who has sworn out an affidavit under international penalty of perjury to the alleged harm caused, the Nation will not waste its time on any further actions in reference to this matter. Furthermore, you have no jurisdiction over this Indigene foreign national.

Therefore, your unauthorized presentments to contract with ~~Sin-s-thomas-mccain-junior~~ are being returned to you refused for cause on the grounds of fraud. (See attached)

Let it be known that it is a crime under Indigene Nation Precept, as well as your declared rule at Deuteronomy 19:18, for anyone to submit false claims and evidence against another. Anyone found to be in violation thereof will be prosecuted accordingly.

Recognizing that the STATE OF SOUTH CAROLINA is a corporation, we demand that you present official certified documentation signed under international penalty of perjury proving by what authority you and your agent(s) are operating along with the authentic delegation of authority issued by the Indigene Nation which gave you or your agent(s) authority to interact with one of our affiliates without cause. If you are unable to provide the demanded proof, you are hereby directed to cease and desist from all activity to communicate and/or contract with .Sir- re-pheti-montu-ka or .Sir-sithomas-mccain-junior without direct authorization from the Office of Fiduciary for the Indigene Nation.

BE IT SO EXECUTED, and by this execution, be made to appear in-deed, enacted, decreed this the 6<sup>TH</sup> day of the 10 month, in the year of My creators, two thousand sixteen by the hand on the land of My will I leave My testament by My original autograph and seal of essence.

As it is written, so shall it be done.

Autograph: .Prince:-:eaton al-smo-~1 me-68  
Prince-santon al-smo-~1 me-68  
Indigene Nation Gaurdian Prime

A photocopy and/or facsimile copy of this document shall be deemed an original for all purposes permitted by law signed and sealed by Notaries Public.

Notice to county clerk of any alleged county and record court from the original jurisdiction, is notice for all.

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Witness

Witnesses.

.Post-Master:-: .Sir-snebu-hotep-bu're.

.Post-Master:-: .Sir-smita-lusakbi-iskitini.

.Post-Master:-: .Minister:-: tony al- James-junior.

.Post-Master:-: .Minister:-: meier-temu-seqen-felhuti-aten-re-el.

NOTICE TO PRINCIPAL IS NOTICE TO AGENTS AND NOTICE TO AGENTS IS NOTICE TO PRINCIPAL

Enclosures

CC: Mark Hammond, Secretary of State of South Carolina  
Allen Wilson, Attorney General of South Carolina  
James Rozier, Department of Transportation Chairman  
Douglas Vecchio, Corporate Magistrate  
Harlean Carter, Lancaster Police Chief

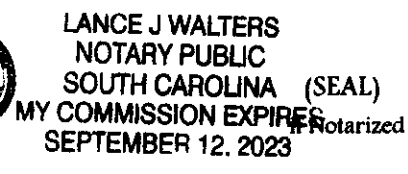


South Carolina state }  
 } SA.  
Lincoln county }

(Signature and Title of Certifying Officer)

705 N Main St  
(Address)

(Address)  
Lancaster/SC/29720 (803) 286-3321  
(City/State/Zip Code) (Telephone)



Shantell Moore  
Witness

Luben D. May  
Witness

Post Master: Please indicate which of the following best describes the reason for your interest in the program.

Post Master: Please indicate how likely you are to participate in the program.

Post Master: Please indicate how likely you are to participate in the program.

Post Master: Please indicate how likely you are to participate in the program.

FILED JUN 03, 2016 02:22 pm  
BOOK 12008  
PAGE 0022 THRU 0327  
INSTRUMENT # 17061  
EXCISE TAX \$0.00

FILED  
CABARRUS  
COUNTY NC  
WAYNE NIXON  
REGISTER OF DEEDS  
DECLARATION OF  
SE - Beneficiary  
Of The House: McCain.

### FIDUCIARY APPOINTMENT & AUTHORIZATION

I, Wayne Nixon, in My private capacity as a steward to the Original Jurisdiction, being of majority in age, competent to testify, a Divinely created indigenous being, a free indigene upon the land, my yes being yes, my no being no, do hereby certify under international penalties of perjury that the statements made within this Declaration are given by first-hand account, are true and correct to the best of My knowledge and belief, have been given in good faith under my own will and hand, and are complete and not misleading, so help Me Divine Ones.

I, Wayne Nixon, hereby give notice of this Fiduciary Appointment and Authorization.

#### POWER OF AUTHORITY

I, Wayne Nixon, hereinafter "Beneficiary", on My sovereign word as an Indigene National, depose and say that I have the authority and broad general power of attorney to grant, convey, assign, pledge and authorize all the authorities, sureties, assets, duties, contracts, and instruments now in my possession and/or under my power and control, and hereby execute this Fiduciary Appointment & Authorization this 10 day of May 2016.

#### APPOINTMENT

The Beneficiary hereby appoints the **Indigene Nation** as Trustee, hereinafter "Fiduciary", to faithfully execute the office of trustee; fully insuring, underwriting, identifying and managing all matters of the trust, including but not limited to, any and all pre-existing, current and future Payment(s), Satisfaction(s) and Discharge(s) of any and all account(s) public or private, agency(s), bond(s), whether named or unnamed, for all act(s), action(s) (whether civil or criminal), TRUE BILL(s), or other named or unnamed liabilities, and any and all other obligations as may exist now, have previously existed or shall come to exist that may arise from time to time and to faithfully execute all the duties set forth herein in the best interest of the beneficiary.

#### AUTHORITIES

The Beneficiary hereby grants the Fiduciary the following authorities.

- (1) The Fiduciary is hereby authorized to delegate or sub-delegate any of the authorities granted herein to any third party of his/her choosing, provided that any such delegation or sub-delegation is made in writing. This written record must specify the extent and nature of powers delegated, along with the length of time that such delegation will be in effect.
- (2) The Fiduciary is hereby authorized to setoff, settle, discharge and close the Account of any of the liabilities noted above as they exist or may come into existence to the best interest/benefit of Beneficiary.
- (3) The Fiduciary is hereby authorized to settle, setoff, and discharge any and all debts, obligations, liabilities, action(s) (whether civil or criminal), accusations, act(s) of gods, advisement(s), affidavit(s), affirmation(s), admiralty action(s), arrest(s), activity, attestation(s), accident(s), appointment(s), accord(s), agreement(s), bill(s), breach(es) of contract, bond(s), bankruptcy action(s), baring(s), brokering(s), capture(s), case(s), cause(s), charge(s), claim(s), code(s), collection(s), commercial action(s), common law action(s), complaint(s), commitment(s), communication(s) (whether Written, Oral, or Electronic, with or without notice), compensatory damage(s), cost(s), criminal debt(s), contract(s), conspiracy(s), counterfeiting(s), condemning(s), contributing(s), conveying(s), commission(s), damage(s), debt(s), decision(s), default(s), deficit(s), deficiencies, docket(s), encumbrance(s), equity action(s), error(s), execution(s), election(s), expense(s), fee(s), fine(s), forfeiture(s), fraud(s), hearing(s), holding(s), information(s), indictment(s), injury(s), instrument(s), incursion(s), incarceration(s), investigation(s), interrogation(s), In Rem proceeding(s), impeachment(s), judgment(s), laundering(s), levy(ies), liability(ies), lien(s), loss(es), letter(s) of interest, letters of credit, license(s), manufacturing(s), margin(s), negligence(s), notice(s), obligation(s), obligation(s) of contract, obligation(s) of performance, order(s), option(s), penal action(s), penal debt(s), penal sum(s), pronouncement(s), probation(s), parole(s), prize(s), process(es), profit(s), regulation(s), reimbursement(s), restitution(s), recidivism(s), recklessness(s), recoupment(s), rule(s), recovery(s).

25/04/151-

recrimination(s), regulation(s), regulatory action(s), rescission(s), rebuttal(s), reprisal(s), recourse(s), remedy(s), remediation(s), statement(s), statute(s), seizure(s), subrogation(s), supervision(s), summoning(s), service(s), tax(es), testimony, TRUE BILL(s), taking(s), transaction(s), uttering(s), violation(s), and warrant(s), or other named or unnamed liabilities, and any and all other obligations as may exist now, have previously existed or shall come to exist in reference to the account above noted to the best interest/benefit of Beneficiary.

#### DUTIES OF THE FIDUCIARY

The Beneficiary hereby directs the Fiduciary to perform his/her duties to the best of his/her professional abilities in any and all matters that are presented to him/her in absolute best interest of the Beneficiary.

#### ACCEPTANCE

This Contract shall be deemed accepted by the Fiduciary upon delivery and acceptance of this Declaration.

If the Fiduciary needs additional time to accept the duties set forth in this Contract, the Fiduciary may request said additional time by written request to the Beneficiary within five (5) days from the date received of this Contract and said request must provide good cause. Any requests for additional time shall not exceed thirty (30) days from the postmark of this Contract.

#### PREVIOUS AGREEMENTS AND CONTRACTS

The Beneficiary hereby revokes and rescinds any and all prior grants, conveyances, notes, trusts, agreements and/or contracts by and/or between the Beneficiary and any other party connected thereto.

#### GOVERNING LAW; SEVERABILITY

Indigene Nation precept shall govern and enforce this Contract. Should Nation precept deem any part or portion of this Contract as invalid or unenforceable, the remaining provisions shall not be affected, and shall be enforced to as great an extent as possible.

#### RESERVATION OF RIGHTS

The Beneficiary hereby reserves all indigenous rights, remedies, defenses and immunities.

BE IT SO EXECUTED, and by this execution, be made to appear in-deed, enacted, decreed this the 10<sup>th</sup> day of the 5<sup>th</sup> month, in the year of My creators, two thousand sixteen by the hand on the land of My will I leave My testament by My original autograph and seal of essence.

As it is written, so shall it be done.

Autograph. \_\_\_\_\_

A photocopy and/or facsimile copy of this document shall be deemed an original for all purposes permitted by law signed and sealed by Notaries Public.

Shawnte Moore  
Witness

Robert D. May  
Witness

Witnesses.

Notary Public - State of Michigan - Commission Expires 12/31/2016

Notary Public - State of Michigan - Commission Expires 12/31/2016

Notary Public - State of Michigan - Commission Expires 12/31/2016

Notary Public - State of Michigan - Commission Expires 12/31/2016

NOTICE TO PRINCIPAL IS NOTICE TO AGENTS AND NOTICE TO AGENTS IS NOTICE TO PRINCIPAL

INDIGENE POST MASTER JURAT

South Carolina state }  
 } SA.  
Lancaster county }

I, Lance J. Walters, Notaries Public for South Carolina state CERTIFY by my word as an officer of the court and official state seal as agent for the Office of the Secretary of State of South Carolina, that Post Master-Srinathamas McCam Junior, [ ] personally known to me, or [ ] proved to me on the basis of satisfactory evidence before me, this 10<sup>th</sup> day of May, 2016, did subscribe and affirm his Sentient Indigene autograph and seal on the document enclosed to be a true, correct, complete and not misleading original, containing the primary autograph as sealed herewith. This notarization is for the purpose of autograph certification only, for foreign use. This is pursuant to the Hague Conference on Private International Law dated October 5th, 1961, at the Convention Abolishing the Requirement of Legislation for Foreign Public Documents. It was on 15 October, 1981 in which the United States declared as being a signatory to this Convention, and this procedure is required for the legalization of administrative/judicial documents as herein enclosed.

NOTARY PUBLIC  
 LANCE J. WALTERS  
 NOTARY PUBLIC  
 SOUTH CAROLINA  
 My Commission Expires  
 SEPTEMBER 12, 2023

[Signature]  
 (Signature and Title of Certifying Officer)  
Wells Fargo  
 (Name of Financial Institution) if applicable  
705 N Main St  
 (Address)  
Lancaster SC 29720 (803) 286-3321  
 (City/State/Zip Code) (Telephone)



LANCE J WALTERS  
 NOTARY PUBLIC  
 SOUTH CAROLINA (SEAL)  
 MY COMMISSION EXPIRES SEPTEMBER 12, 2023



My Commission Expires September 12, 2023  
 Address: \_\_\_\_\_

Shawtha Moore  
 Witness

Lubon D. May  
 Witness

Witnesses.

Post Master-SPrince-santon al anton-s ma'at  
 Post Master-Srin-sita Jusakbi iskitini  
 Post Master-SMinister-s-tony al-James Junior  
 Post Master-SMinister-s-nefer-temu segen fehuti aten re el

**Full Power of Attorney**  
**Effective Upon Execution**

I, **Thomas J. McCain Junior**, hereby designate the **Indigene Nation** as My attorney in fact (the agent) to act for Me as outlined below. This document shall become effective upon the date of My signature being affixed hereto and shall not otherwise be affected by My disability or legal incapacity.

1. **Authority to Act.** This power of attorney is effective upon My execution by autograph as witnessed below. My agent is authorized to act as indicated below in My name, place and stead in any way which I Myself could do if I were personally present, to the full extent that I am permitted by Indigene precept and International joint resolution to act through an agent.
2. **Powers of Agent.** The Agent shall have the full proxy power and authority to manage and conduct all of My affairs, and to exercise My legal rights and powers, including those rights and powers that I may acquire in the future as they pertain to the divine living indigene soul man known as **Thomas J. McCain Junior**, including the following.
  - a. **Collect and Manage.** To collect, hold, maintain, improve, or otherwise manage any or all of My personal property or any interest therein;
  - b. **Legal and Administrative Proceedings.** To engage in any administrative or legal proceedings or lawsuits in connection with the divine living indigene soul man **Thomas J. McCain Junior**;
  - c. **Transfers in Trust.** To transfer any interest I may have in property, whether real or personal, tangible or intangible, to the trustee of any trust that I have created for My benefit;
  - d. **Delegation of Authority.** To engage and dismiss agents, counsel, and employees, in connection with any matter as it applies to the divine living indigene soul man **Thomas J. McCain Junior** upon such terms as My agent determines;
  - e. **Other Matters.** \_\_\_\_\_
3. **Restrictions on Agent's Powers.** Regardless of the above statements, My agent.
  - a. Cannot execute a will, a codicil, or any will substitute on My behalf;
  - b. Cannot change the beneficiary on any life insurance policy that I own;
  - c. Cannot make gifts on My behalf;
  - d. Cannot exercise any powers that would cause assets of mine to be considered taxable to My agent or to My agent's estate for purposes of any income, estate, or inheritance tax; and
  - e. Cannot contravene any medical power of attorney I have executed whether prior or subsequent to the execution of this Power of Attorney.
4. **Reliance by Third Parties.** Third parties may rely upon the representations of the Agent as to all matters regarding powers granted to the Agent. No person who acts in reliance on the representations of the Agent or the authority granted under this Power of Attorney shall incur any liability to Me or to My estate for permitting the Agent to exercise any power prior to actual knowledge that the Power of Attorney has been revoked or terminated by operation of law or otherwise.
5. **Indemnification of Agent.** No agent named or substituted in this power shall incur any liability to Me for acting or refraining from acting under this power, except for such agent's own misconduct or negligence.
6. **Original Counterparts.** Photocopies of this signed Power of Attorney shall be treated as original counterparts.
7. **Revocation.** I hereby revoke any previous Power of Attorney that I may have given to deal with My property and affairs as set forth herein.

FILED Jun 17, 2016 10:33 am  
BOOK 11973  
PAGE 0329 THRU 0334  
INSTRUMENT # 14923  
EXCISE TAX \$0.00

FILED  
CABARRUS  
COUNTY NC  
WAYNE NIXON  
REGISTER  
OF DEEDS

9/26/26  
25/51-



8. Substitute Agent. If the **Indigene Nation** is, at any time, unable or unwilling to act, this Power of Attorney shall become null and void with no substitutions.
9. Choice of Law. All questions concerning the validity and construction of this Special Power of Attorney shall be determined under the sovereign indigenous laws of the Indigene Nation.

BE IT SO EXECUTED, and by this execution, be made to appear in-deed, enacted, decreed this the 10<sup>th</sup> day of the 5<sup>th</sup> month, in the year of My creators, two thousand sixteen by the hand on the land of My will I leave My testament by My original autograph and seal of essence.

As it is written, so shall it be done.

Autograph, \_\_\_\_\_

Sir - Thomas McCann

A photocopy and/or facsimile copy of this document shall be deemed an original for all purposes permitted by law signed and sealed by Notaries Public.

Michael Moore

Witness

Labon D. Gray

Witness

Witnesses.

Post Master - Prince -anton al amon -ma'at

Post Master - Sir -nita husakbi iskitini

Post Master -Minister -donyal James Junior

Post Master - Minister -meter-temu-seqen-lehuti alen-re-el

NOTICE TO PRINCIPAL IS NOTICE TO AGENTS AND NOTICE TO AGENTS IS NOTICE TO PRINCIPAL

BAIL PROCEEDING  
FORM I

STATE OF SOUTH CAROLINA

IN THE Lancaster County Magistrate

COUNTY OF Lancaster

STATE OF SOUTH CAROLINA

ORDER SPECIFYING METHODS AND CONDITIONS OF RELEASE

v.

Mccain, Thomas Jr

NAME OF DEFENDANT

Offense Charged: DUS / Driving under suspension, license not suspended for DUI - 1st offense-[5102P0608484]; Drugs / Possession of 28g (1 oz) or less of marijuana or 10g or less of hash - 1st offense-[5102P0608485]; Report / Giving false information to law enforcement, fire dept. or rescue dept. -[5102P0608486]

## IT IS HEREBY ORDERED

I  
That the above named defendant be released from custody on his own recognizance without surety on the condition that he will personally appear before the designated court at the place, date, and time required to answer the charge made against him and do what shall be ordered by the court, and not depart the State without permission of the court and be of good behavior.

II

That the above named defendant be released from custody upon recognizance without surety executed by him.

## Appearance Recognizance Without Surety

On the 24th day of September, 2016, personally appeared before the undersigned judge the defendant named above who acknowledged himself indebted to the State of South Carolina, in the sum of 1,507.50 dollars, to be levied on his real and personal property for the use of the State, if the defendant shall fail in performing the conditions of the Order.

III

That the defendant will notify the court promptly if he changes his address from the one contained in this Order and will comply with the following other conditions of release: Must Appear in Court as Required; Do not drive until suspension has been cleared/lifted.

That the defendant shall appear at (check one):

☐ the term of COURT OF GENERAL SESSIONS beginning on \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_\_ at \_\_\_\_\_ and remain there throughout that term of court. If no disposition is made during that term, the defendant shall appear and remain throughout each succeeding term of court until final disposition is made of his case, unless otherwise ordered by the court.

☒ the session of ☐ MAGISTRATE COURT ☐ MUNICIPAL COURT beginning on October 17, 2016 at 10:00 o'clock, A M., at Lancaster County Magistrate - 761 Lancaster Bypass East/Lancaster, SC 29720 / (803) 283-3983

If no final disposition is made during that session, the defendant shall appear at such other times and places as ordered by the court.

## ACKNOWLEDGEMENT BY DEFENDANT

I understand that if I violate any condition of this Order, a warrant for my arrest will be issued.

I understand and have been informed that I have a right and obligation to be present at trial and should I fail to attend the court, the trial will proceed in my absence.

It has been explained to me that if I fail to appear before the court as required, a warrant for my arrest will be issued.

ATTORNEY REPRESENTING ACCUSED (IF KNOWN)

SIGNATURE OF DEFENDANT

404 Isom St

ADDRESS

Lancaster, SC 29720-2128

CITY/STATE/ZIP

TELEPHONE

004010567 (SC)

SOCIAL SECURITY NUMBER

DRIVER'S LICENSE OR ID NUMBER

SIGNATURE OF JUDGE

DATE

ORIGINAL AND ONE COPY OF THIS FORM ARE TO BE COMPLETED IN EVERY BAIL PROCEEDING IN WHICH IT IS USED

Original Copy For The Trial Court - Copy For The Defendant

STATE OF SOUTH CAROLINA  
COUNTY OF LANCASTER

Thomas McCain Jr  
Name of Defendant

CHECKLIST

TRIAL COURT:

- ☐ GENERAL SESSIONS COURT  
☒ MAGISTRATE COURT  
☐ MUNICIPAL COURT

CASE NUMBER/CHARGE:

5102P0608484 DUS / Driving under suspension, license not suspended for DUI - 1st offense  
5102P0608485 Simple Possession of Marijuana  
5102P0608486 False Info to Police

CHECKLIST FOR MAGISTRATE AND MUNICIPAL JUDGES

**DIRECTIONS:** Magistrate and Municipal Court Judges must use this checklist for ALL GENERAL SESSIONS and for ALL MAGISTRATE AND MUNICIPAL COURT CASES IN WHICH BOND HAS BEEN SET BY A JUDGE. Magistrates and municipal judges must also use the Checklist on those non-bailable GENERAL SESSIONS OFFENSES IN WHICH THEY ARE CONDUCTING FIRST APPEARANCES. The judge shall attach this checklist to the charging document (arrest warrant or uniform traffic ticket) when the defendant first appears before a judge for a bond hearing or first appearance, and complete the appropriate sections. Defendant must be provided a completed copy of this form.

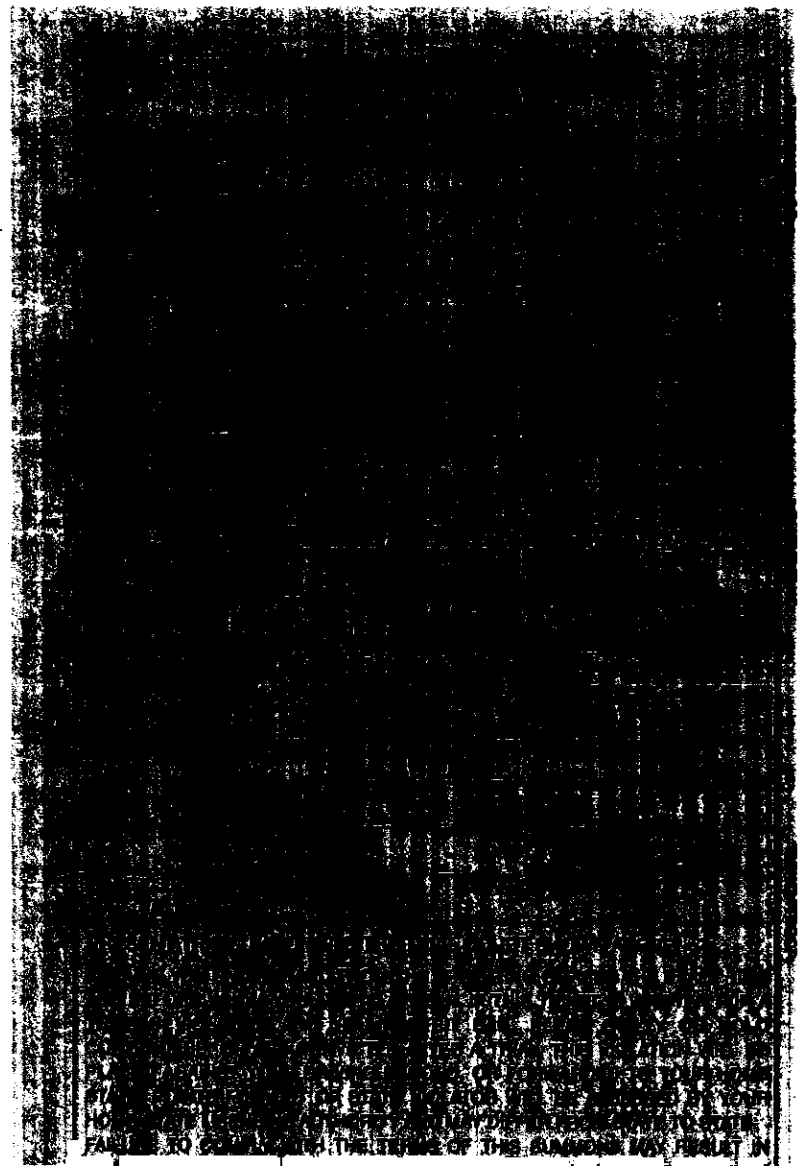
☐ BAIL PROCEEDING/ ☐ FIRST APPEARANCE (NON-BAILABLE OFFENSES)

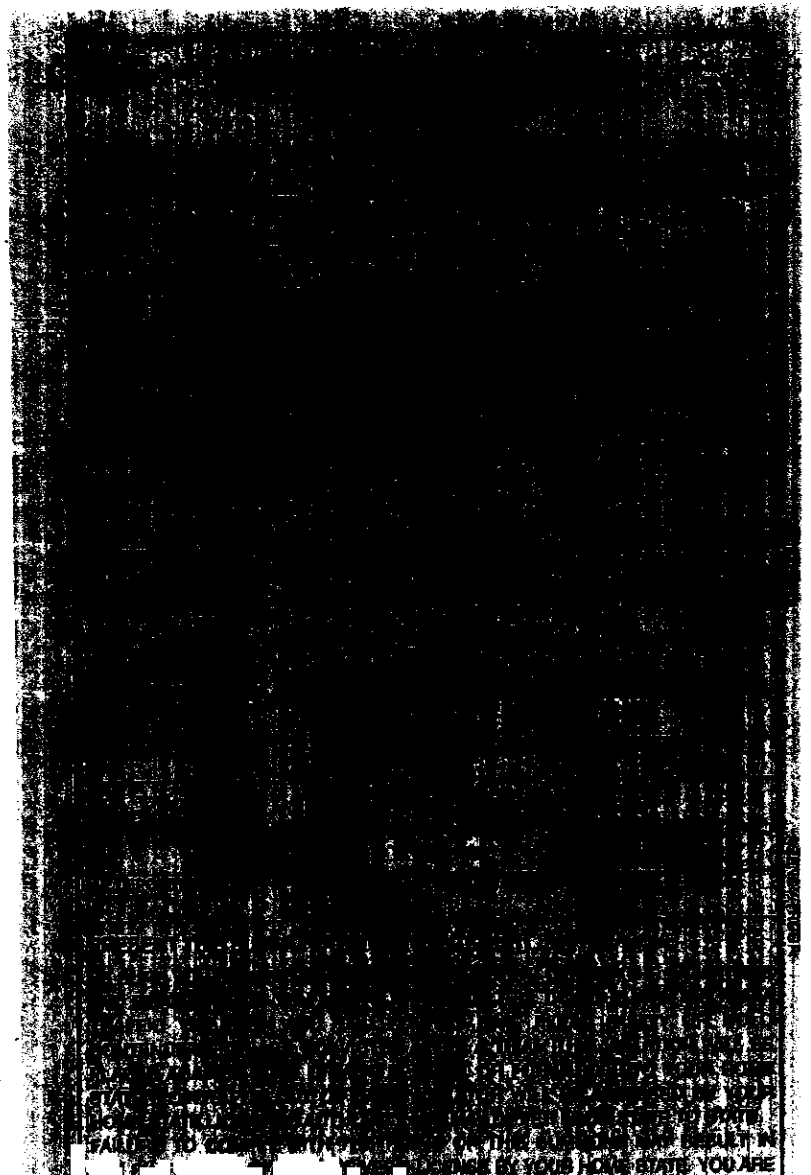
1. Form used at bail proceeding
    - ☒ a. Bond Form I (personal recognizance)
    - ☐ b. Bond Form II (surety, cash, percentage)
    - ☐ c. None (Non-Bailable Offense) because:  
\_\_\_\_\_ charge carries a penalty of life or death; or  
\_\_\_\_\_ defendant charged with violent offense while bonded out on violent offense
  2. For cases in which bond was set, defendant was informed:
    - ☒ a. Warrant for arrest will be issued for violation of any condition of bail bond order.
    - ☒ b. His right and obligation to be present at trial and that trial will proceed in his absence if he fails to attend.
    - ☐ c. Failure to appear in court as required will result in institution of additional criminal charges. Failure to appear in connection with a felony, or while awaiting sentence after conviction, additional charge has penalty of not more than \$5,000 or imprisonment for not more than 5 years, or both. Failure to appear in connection with a charge for a misdemeanor for which the maximum possible sentence is at least one year, additional charge has penalty of not more than \$1,000 or imprisonment for not more than one year, or both. Failure to appear in court as required on any charge not specified above will result in the issuance of a warrant for defendant's arrest, as well as loss of any posted bond.
  3. For cases to be tried in Court of General Sessions, defendant was informed of right to preliminary hearing if requested within ten (10) days:
    - ☐ a. Orally
    - ☐ b. In writing [NOTE: Defendant must be informed of right both orally and in writing]
  4. Defendant was informed of the right to trial by jury.
  5. In all general sessions cases, in all criminal domestic violence cases, and in all magistrate or municipal cases in which a prison sentence is likely to be imposed, defendant was informed of the following:
    - ☒ a. Charges against defendant and nature of the charges.
    - ☒ b. Right to counsel and right to court-appointed counsel if financially unable to employ counsel.
    - ☒ c. Defendant was informed orally and provided a copy of this form advising him of his right to obtain court appointed counsel if indigent (must meet federal poverty guidelines) and instructions on how to obtain court appointed counsel. In order to apply for court appointed counsel, defendant is required to appear before
- The Lancaster County Public Defender's Office located at 104 North Main Street, Lancaster, SC 29720 for indigency screening. Defendant is responsible for a statutory fee of \$40.00 for indigency screening.
6. In all criminal domestic violence cases and any case where defendant is subject to an Order of Protection or Restraining Order, defendant signed and was provided a document explaining that entering the grounds or property of a domestic violence shelter in which the person's household member resides constitutes an additional misdemeanor charge and, if in possession of a dangerous weapon, an additional felony charge.
  7. If the charges that have been brought against you are discharged, dismissed, or nolle prossed or if you are found not guilty, you may have your record expunged.

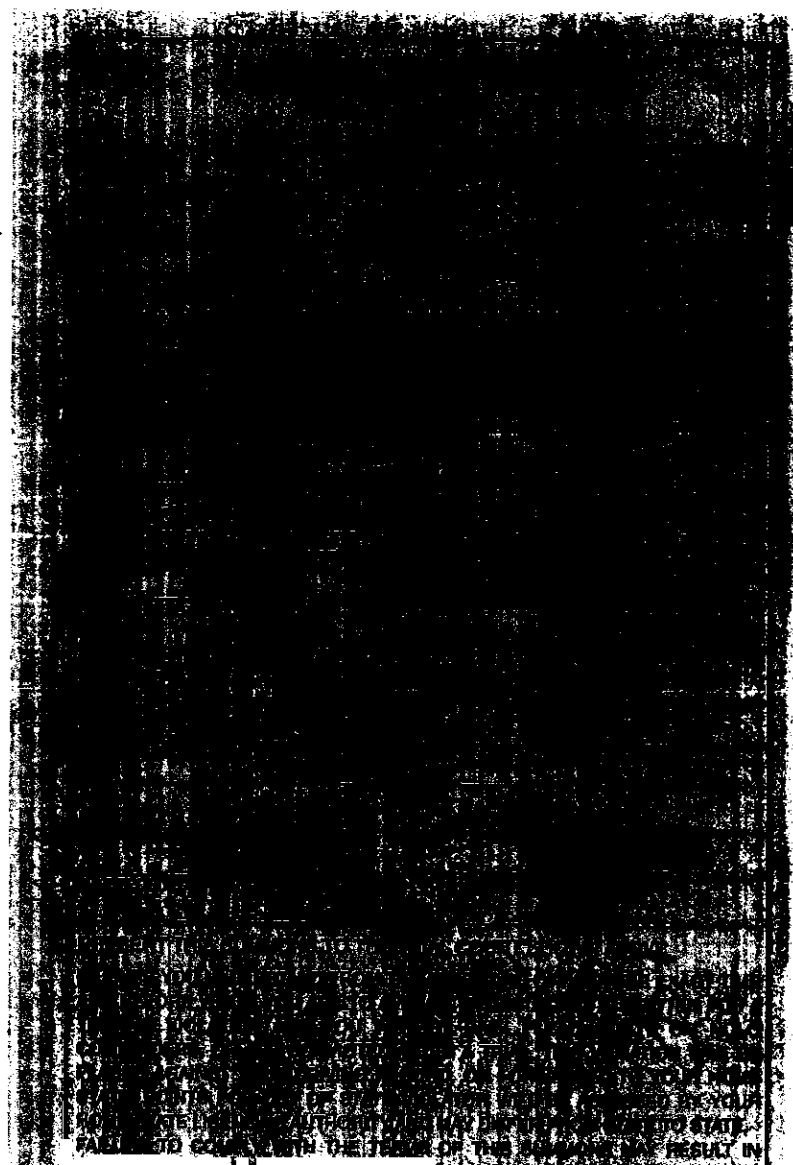
2016-09-24

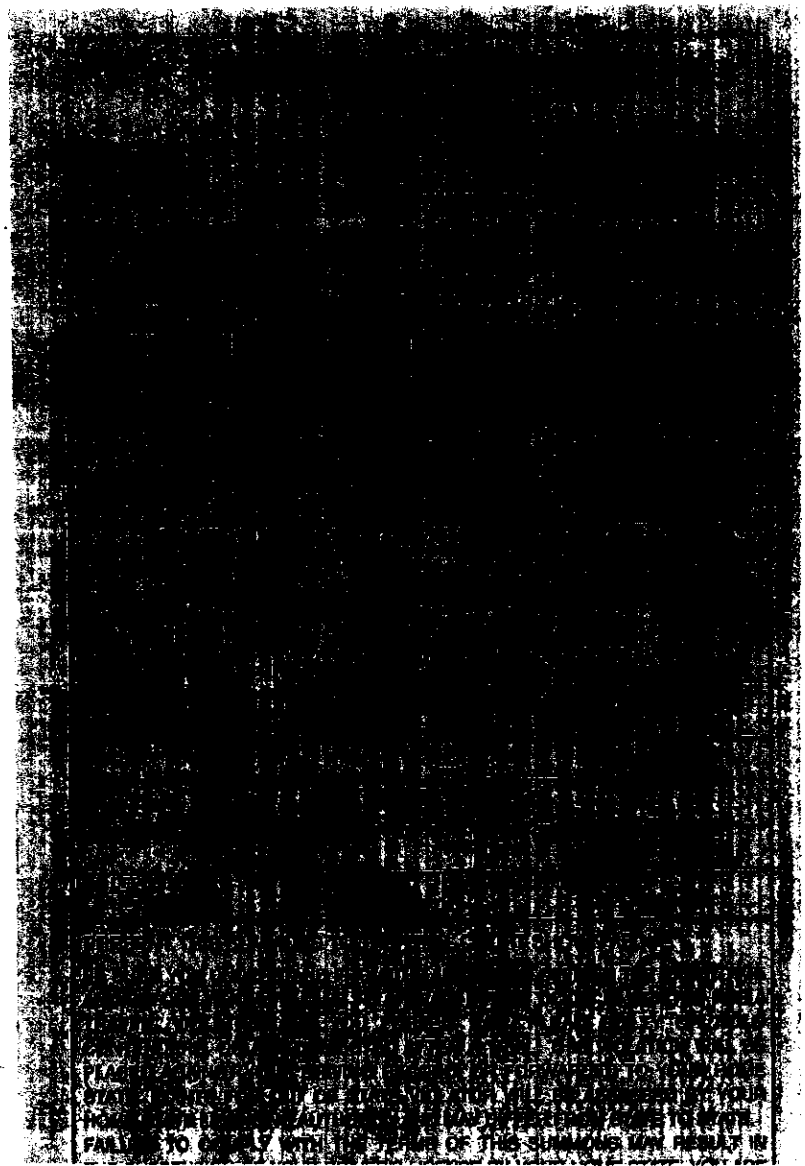
First Appearance or Bond Hearing Date

JUDGE'S SIGNATURE









THE STATE OF TEXAS,  
COUNTY OF DALLAS,  
I, the undersigned, Clerk of the County of Dallas, Texas, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears from the records of said County.

WITNESSED my hand and the seal of said County at Dallas, Texas, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Clerk of the County of Dallas, Texas.

NOTARY PUBLIC FOR THE STATE OF TEXAS.  
My Commission Expires \_\_\_\_\_, 19\_\_\_\_.



PRESENTING YOURSELF TO THE COURT TO ANSWER TO THIS SUMMONS IS YOUR OBLIGATION. IF YOU DO NOT COME TO COURT ON THE DATE AND TIME SPECIFIED, YOU WILL BE CONSIDERED TO HAVE ENTERED A GUILTY PLEA TO THE CHARGE AND YOU WILL BE REQUIRED TO PLEAD GUILTY TO ANY SENTENCES OR FINE IMPOSED BY THE COURT. THE COURT WILL BE PLACED AGAINST YOU, DEPRIVING YOU OF YOUR RIGHT TO YOUR HOME STATE PRISON OR OUT OF STATE PRISON OR WILL BE ADDRESSSED BY YOUR HOME STATE COURT AUTHORITY AND MAY ORDER THAT STATE TO STATE FAILURE TO COMPLY WITH THE TERMS OF THIS SUMMONS MAY RESULT IN

THIS IS A PRELIMINARY REPORT FOR A  
CASE NUMBER 100-100000-100000  
THE CASE WILL BE  
FORWARDED TO YOUR HOME  
STATE FOR YOUR REVIEW BY YOUR  
HOME STATE'S AUTHORITY CASE NOT OPEN FROM STATE TO STATE