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May 22 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

Appellate Case No: 2023-000045

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

J. Cordell Maddox Jr., Circuit Court Judge

Circuit Court Case No. 2022-CP-04-01976

MOTION TO DISMISS RESPONDENTS
FRIVILIOUS ACTION OF CRIMINAL GROSS NEGLIGENCE
AND: ASK PERMISSION TO TAKE LEAVE UNDER STAY OF THIS MOST
HONORABLE APPEALS COURT TO FILE Title 42 1983 SUIT

Danny L. Ivester, Sr., Appellant,

v.

EYZC RE, LLC, Respondent.

MAY 19, 2023

A bond (criminal gross negligence by Respondent) hearing as (re-scheduled) from April 19, 2023 for May 24, 2023 in CP court that: Appellant In Propria persona: Special Appearance, Within Admiralty, Title 28 USC 1333 (1) Savings to Suitor: **In Common Law**. Here now challenges Respondents agency jurisdiction Without Prejudice UCC 1-308. Agency of State is commercial Charter of Maritime jurisdiction; Appellant hereby refutes agency terms of Uniform Commercial Code 3-104 of any "promise" and reject entirely: "unconditional" instruments as "unconscionable" (rule 56 summary judgment) at UCC 2-302. The Constitution is not a defense in "satisfaction and accord" **UNLESS**: commercial venture "dishonors" of: a negotiable instrument in dispute or fraudulently represents, AS IS BY: RESPONDENTS. If no contract exists, there can **not** be an "action" to force acceptance of **fraudulent** obligation upon the People at large, or the Appellant. Individual terms are non-negotiable with agency / police power. Therefore Respondents frivolous claim is made non-assumpsit, and all / any claim aver by a CLOUDED quit claim title/deed is moot / void. Respondents, FAILS ALL @ RULE 12 (b) & TO STATE A LAWFUL CLAIM. Within Admiralty: Appellant's Cross Claim: South Carolina Supreme Court case: 2019 001742, Without prejudice UCC 1-308, 1-103.6. Move, motion be: ORDERED, with permission of leave under stay. May Yahweh God's blessing, again be upon all thereof & our Nation.

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Order on Appeal Case No. 2022 CP 04 01976

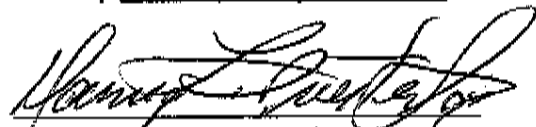
Danny L. Ivester, Sr., Appellant, v. EYZC RE, LLC, Respondent.

PROOF OF SERVICE

I certify that I have served RESPONDENTS THIS MOTION TO DISMISS
AND to all parties by depositing a copy of it in United States Mail,
postage prepaid, on May 19, 2023. Penalty of perjury attaches to all.

May 19, 2023 Explicitly: All Rights Reserved, UCC 1-308, 1-103.6.

In Propria Persona, Sui juris
At: Yahweh God's Guide



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Appellant,

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