

THE SOUTH CAROLINA COURT OF APPEALS

Damien Akanno, Appellant

V.

State of South Carolina, Respondant

Trial Court Case No. 2025 CP4300178

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APR 13 2026
SC Court of Appeals

BRIEF

TO THE HONORABLE SOUTH CAROLINA COURT OF APPEALS

The appellant, by and through the state statutes and rules, herewith appeals the decision of the circuit court based on these things and findings in the law. The electric bike is 750 watts which meets the state statute and code, it has stationary pedals that don't move which meets statute as well. The electric bike only goes 18 to 19 mph depending on weight of rider, which also meets state statute and rules.

SC Code 56-1-10(29) is the statute that they violated me under and the state arguments wasn't the bike itself but the pedals on the bike that you can use to propel the bike forward, being that you just use them for balance and to set your feet on and ride which are stationary pedals. In the statute and code it refers to Federal Law. That federal code is 16 C.F.R., Part 1512 and in that section of the federal law it has a pacific part for Pedals requirements which is Part 1512.7 and in that section "A" it states that "if the pedal has a definite preferred position" which my E-bike does and that's why they don't move.

Even if the State didn't want to agree with the pedals on my electric bike, the E-bike itself would still meet State and Federal law by way of Article 26 which is SC Code 56-5-3310. Which this code would put my electric bike in the EPAMD category which does require pedals at all. Which also means I am in my legal right to operate my electrical device on the and off the sidewalk.

So if the State doesn't list my Electrical Device as a E-bike it is still listed and meets state and federal law requirements as a EPAMD. Which is a Electric Personal Assistive Mobility Device and I'm asking that the court of appeals reverse the decision that was made because I am well in the right of the law when reviewing the states statute and codes to ride my Electric Device/ E-bike.

My E-bike/ Electric Device meets SC Code 56-1-10(29) and/or SC Code 56-5-3310 "which doesn't require pedals".



April 7th, 2026

PROOF OF SERVICE OF BRIEF AND DESIGNATION OF MATTER

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

[In The Supreme Court]

APPEAL FROM SUMTER COUNTY

Court of Common Pleas

Christopher D. Taylor,

Circuit Court Judge

Case No. 2025 CP4300178

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State of South Carolina,

Respondent,

V.

Damien Akanno,

Appellant.

PROOF OF SERVICE

I certify that I have served the Brief and Designation of Matter to Alan McCrory Wilson, Esquire , Mark Reynolds Farthings, Esquire , and to the SC court of appeals by depositing a copy by certified mail, on April 7th, 2026, to the parties listed below

Alan McCrory Wilson, Esquire SC Court Of Appeals Clerk

& Mark Reynolds Farthings, Esquire P.O Box 11629

P.O. Box 11549 Columbia, Sc 29211

Columbia, SC 29211-1549



April 7th, 2026

CERTIFIED MAIL

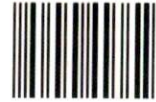
From: Damien Akanno

7312 Cabin Creek Rd
Hopkins Sc 29061



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Document Mailer

Catherine S. Harrison
To: Jenny Abbott Mitchings

P.O. Box 11629
Columbia Sc 29211

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