RECEIVED
Aug 19 2026
SC Court of Appeals

IN THE COURT OF APPEALS
STATE OF SOUTH CAROLINA
Appellate Case No.: 2026-000790

Appeal from the Court of Common Pleas
Sixteenth Judicial Circuit, York County
Case No.: 2025CP4604727
Magistrate Citation No.: 20252351259324

State of South Carolina,
Respondent,
v.
Yehonatan Kapach,
Appellant.

APPELLANT'S NOTICE OF FILING OF TRANSCRIPT OF RECORD AND NOTICE REGARDING SERVICE OF THE NOTICE OF APPEAL

Appellant Yehonatan Kapach, appearing pro se, respectfully submits this Notice pursuant to this Court's letter of July 2, 2026, permitting this appeal to proceed subject to Appellant's ordering of the transcript of the proceedings below.

I. FILING OF THE TRANSCRIPT OF RECORD

1. On July 9, 2026, Appellant ordered the transcript of the March 3, 2026 hearing before the Court of Common Pleas (Transcript Request Confirmation No. 1134525367), and previously provided this Court with proof of that order.

2. The certified transcript, prepared by Legal Eagle, Inc. (transcriber Mary Ragsdale), has now been completed and delivered to Appellant. The transcription service's invoice of August 18, 2026 (Invoice No. 111658, attached as Exhibit D) reflects a total charge of $38.25, credited against Appellant's deposit of $34.00, and by written communication of August 19, 2026, the service confirmed that the remaining balance of $4.25 is waived; no sums remain outstanding, and the transcript is complete and final. The transcript comprises nine (9) pages and covers the entirety of the March 3, 2026 hearing, which the transcript reflects was held from 2:10 p.m. to 2:18 p.m. before the Honorable Daniel Dewitt Hall. A true and complete copy of the transcript is attached hereto as Exhibit A and is hereby filed for inclusion in the Record on Appeal.

II. NOTICE REGARDING SERVICE OF THE NOTICE OF APPEAL

3. Appellant respectfully brings the following matter to the Court's attention now that the transcript is available. At the March 3, 2026 hearing, counsel for the State asserted that the appeal to the Court of Common Pleas should be dismissed because, in counsel's words, Appellant "did not notify the magistrate" and "I was not notified. No one from my agency was notified," invoking S.C. Code Ann. § 18-3-30(A). (Tr. 6.) Appellant, whose limited English proficiency is documented in the same transcript (Tr. 4, 5, 6, 7), was unable to respond meaningfully to that assertion at the hearing. (Tr. 6: "she speaks so fast, I'm not sure that I understand everything.")

4. The record contradicts the State's assertion. First, Appellant's Notice of Criminal Appeal (Form SCCA 720) bears the file stamp of the York/Bethesda Magistrate Court dated December 8, 2025, at 8:43 a.m., as well as the file stamp of the York County Court of Common Pleas of the same date — establishing that the magistrate's court itself received the notice of appeal. A copy of the stamped form is attached as Exhibit B.

5. Second, by letter dated December 8, 2025, Appellant transmitted courtesy copies of the Notice of Appeal and Appellant's Memorandum to the South Carolina Highway Patrol, Troop 4, 12 N. Roosevelt St., York, SC 29745 — the agency of the citing trooper and the prosecuting agency that appeared through counsel below. A copy of that letter is attached as Exhibit C. Appellant was further in direct written correspondence with SCHP personnel concerning this case in mid-December 2025 (see Exhibits E-5a through E-5c to Appellant's Initial Brief).

6. Third, the State's own statement at the hearing — that it learned of the appeal "from the magistrate" (Tr. 6) — itself confirms that the magistrate had received notice of the appeal.

7. Finally, the Court of Common Pleas did not dismiss the appeal on the State's procedural motion; it proceeded to consider the appeal and entered a ruling on the merits by Form 4 Order dated March 6, 2026. Any defect in the manner of service — and Appellant maintains there was none — was therefore either cured, waived, or implicitly rejected below, and worked no prejudice whatsoever on the State, which appeared and was heard.

III. CONCLUSION

Appellant respectfully requests that the Court accept the attached transcript for inclusion in the Record on Appeal, take notice of the service record set forth above, and grant such other relief as the Court deems just and proper.

Respectfully submitted,

RECEIVED
Aug 19 2026
SC Court of Appeals

Yehonatan Kapach, Appellant (Pro Se)
13929 Daltrey Ln
Charlotte, NC 28277
Phone: 980-422-2322
Email: info@edna.news
Date: August 19, 2026

LIST OF EXHIBITS

Exhibit A — Certified Transcript of Record, hearing of March 3, 2026, Court of Common Pleas, Sixteenth Judicial Circuit (9 pages).
Exhibit B — Notice of Criminal Appeal (Form SCCA 720), bearing "Filed/Received" stamps of the York/Bethesda Magistrate Court and the York County Court of Common Pleas, each dated December 8, 2025.
Exhibit C — Letter of December 8, 2025, from Appellant to South Carolina Highway Patrol, Troop 4, transmitting the Notice of Appeal and Appellant's Memorandum.
Exhibit D — Invoice No. 111658 of Legal Eagle, Inc., dated August 18, 2026, reflecting the transcript charges, the deposit credited, and the remaining balance subsequently waived in writing.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Notice, with exhibits, was served on this date by U.S. Mail, first class, postage prepaid, upon: South Carolina Department of Public Safety, Office of General Counsel (Attn: Saquisha O. Tobin, Esq.), 10311 Wilson Boulevard, Blythewood, SC 29016; Solicitor's Office – Sixteenth Judicial Circuit, 206 South Main Street, York, SC 29745; and York County Clerk of Court, 1675 York Hwy, York, SC 29745.

Yehonatan Kapach
Date: August 19, 2026

EXHIBIT A

State of South Carolina) In the Court of Common Pleas
) Sixteenth Judicial Circuit
County of York) 2025-CP-46-04727

Yehonatan Kapach,)
)
)
vs.) Transcript of Record
)
State of South Carolina.)
)
)

March 3, 2026
2:10 PM - 2:18 PM
York, South Carolina

B E F O R E:

The Honorable Daniel Dewitt Hall, Judge

A P P E A R A N C E S:

Yehonatan Kapach
Pro se

Saquisha Octavia Tobin, Esquire
South Carolina Department of Public Safety
Attorney for the Respondent

Mary Ragsdale
Transcriber

I N D E X

Description	Page No.
TUESDAY, MARCH 3, 2026	
Proceedings	3
Certificate Page	9

PROCEEDINGS - MARCH 3, 2026.

THE COURT: Our next matter before the Court is 2025-CP-46-04727. Help me pronounce your name.

MR. KAPACH: It's like Jonathan, but in Hebrew, it's Yehonatan. It's the same.

THE COURT: Yehonatan Kapach versus State of South Carolina. This is an appeal from magistrate's court. Mr. Kapach is here pro se representing himself. Representing the State is Attorney Saquisha Tobin. This is an appeal filed by the -- by Mr. Kapach. Y'all can have a seat. If you'll have a seat. Let me just ask you, the clerk has notified me that you have just filed some type of motion downstairs.

MR. KAPACH: Yeah.

THE COURT: What was that?

MR. KAPACH: I have a copy of one of -- I have copies here if you want to see.

THE COURT: I mean, is it part of this -- for this hearing?

MR. KAPACH: Yeah, I think so. Yeah.

THE COURT: Have you -- is it a -- is it -- have you showed it to the -- to the State?

MR. KAPACH: Not yet.

THE COURT: All right. Well, let me hear -- let me hear what your motion is.

MR. KAPACH: So...

THE COURT: Go ahead.

MR. KAPACH: I have a small problem with the language.

THE COURT: All right. Let me -- let me --

MR. KAPACH: I mentioned --

THE COURT: Let me help you here just a little bit. Anytime you appeal something from a lower court, in this case, from the magistrate's court, this court sits is what we call an appellate court. We don't hear all the facts over again to try to reach a separate conclusion. You may -- obviously, you didn't like what happened in court, but I'm here to -- to determine whether there's some kind of error made or mistake by the lower court. That's what a court of appeals is. You understand that?

MR. KAPACH: I hope.

THE COURT: All right. I'll be glad to hear from you.

MR. KAPACH: So, I didn't have my court day. I forgot the date. I was sick and we have a holiday. All of these together make me not appear in court. So, I got a default for tickets for more than $1,000. And immediately when I got the judgment, I came day after to the court, and I try to argue this ticket, but everyone told me that there is no way but to pay, which is -- obviously it's not the truth.

So, I didn't commit this crime or this -- whatever you call it. I don't know how to say it. And I'm just asking

for a fair trial. That's it. If it's not too hard for the State. Because it looks like that they're trying to avoid it for some reason, which I don't know what is the reason.

And I asked for all the documents, all the proof against me, and they didn't even reply for my emails and for my motions and whatever it is. I'm sorry. I'm limited with the language.

THE COURT: All right. Well, let me hear from the State, and I may come back to you again. If you'll have a seat, please, sir.

MR. KAPACH: Thank you.

THE COURT: Yes, Ms. Tobin?

MS. TOBIN: Thank you, your Honor. Your Honor, this incident occurred on September 15, 2025. He was charged with a violation of the move over statute. There was a bench trial held. He did not show. That was on October 16th. Your Honor, that is the date that was on his ticket. So, he was made aware of that date when he received the ticket. The trial time on the ticket was at 9:00. This was traffic court, so there were other cases going. This case was not called until 11:12. So, he had over two hours to appear.

In his appeal, he's stating -- you know, he had all of these reasons that he couldn't appear. He was sick. There was some type of religious holiday that he observed. However, it was his responsibility to notify the court, and

he failed to do so.

Your Honor, additionally, I would ask that this be dismissed because he failed to comply with SC Code Section 18-3-30(A), which states that when he files this appeal, he is supposed to notify the magistrate who tried the case as well as the designated agent for the prosecuting agency.

According to the magistrate's return, he did not notify the magistrate, and I was not notified. No one from my agency was notified. We were notified, actually, about this appeal from the magistrate. So, he did not notify anyone that he was filing this appeal, so I would ask that it be dismissed on those grounds alone.

But additionally, just based on what he has stated in his appeal, he was responsible for notifying the magistrate that he could not attend court and requesting a continuance, and he did not do so.

THE COURT: All right. Thank you. Anything you want to say in response, Mr. Kapach?

MR. KAPACH: So she speaks so fast, I'm not sure that I understand everything, but I got the ticket at my home -- the -- the judgment at my home only on November 22nd. So, the -- the trial was on October 16th, but the judgment was approved only on November 17th, and then they sent me by mail this judgment, so I haven't failed. I only failed to be in court and that's my mistake. I never said that it's not my

mistake, but even though, I want a fair trial and obviously they don't want to give me a fair trial. They're doing everything they can not to give me a fair trial because I feel it's like $1,000. They don't want to miss it.

THE COURT: Well, here is the --

MR. KAPACH: It -- it just not fair because if I can investigate the -- the police officer, I can easily prove that he's not telling the truth about my ticket.

THE COURT: So here -- here's the thing. The procedure to get you in court is that you were issued a citation and there was a date -- court date on that citation.

MR. KAPACH: I'm not sure.

THE COURT: You're not sure what?

MR. KAPACH: What do you say? I'm trying to understand.

THE COURT: You got charged, right?

MR. KAPACH: By the police officer, not by the court.

THE COURT: By the police officer?

MR. KAPACH: Yeah.

THE COURT: He gave you a piece of paper when he charged you?

MR. KAPACH: And?

THE COURT: Right? Right?

MR. KAPACH: Yeah.

THE COURT: The dates to be in court were on that piece

of paper?

MR. KAPACH: Yeah, but I forgot it.

THE COURT: Well, I understand that. I mean, I understand that. But then you weren't -- you forgot about it and never thought about it again until you got notice of the judgment in November?

MR. KAPACH: In my head, the -- the court date was in a different day.

THE COURT: Well -- well, that was indicated.

MR. KAPACH: This is why --

THE COURT: All right. Well, I'll take it into consideration. I'll issue my ruling by the end of the week. I'll issue my ruling by the end of the week. Thank you.

MS. TOBIN: Thank you, your Honor.

(THERE BEING NOTHING FURTHER, THIS HEARING CONCLUDED AT 2:18 PM)

CERTIFICATE OF TRANSCRIBER

I, MARY RAGSDALE, a certified transcriber, do hereby certify that the foregoing is a true, accurate, and complete Transcript of Record of the proceedings had, and evidence introduced in the trial of the captioned case, relative to appeal, in the South Carolina Circuit Court 16 of York County, South Carolina, on March 3, 2026.

I do further certify that I am neither of kin, Counsel, nor interest to any party hereto.

August 18, 2026.

MARY RAGSDALE

Transcriber

EXHIBIT B

YORK/BETHESDA MAGISTRATE

2025 DEC -8 A 8:43

FILED-RECEIVED

2025 DEC -8 AM 8:32

STATE OF SOUTH CAROLINA)

COUNTY OF York)

Yehonatan Kupach)
APPELLANT(S))

VS.)

State of SC)
RESPONDENT(S))

2025CP4604727
COMMON PLEAS CASE NUMBER

2025235125932 4
MAGISTRATE CRIMINAL CASE NUMBER

IN THE COURT OF COMMON PLEAS

NOTICE OF CRIMINAL APPEAL

The plaintiff/defendant (circle one), Yehonatan Kupach hereby gives notice of appeal from the judgment of the magistrate's court in the above action, to the Circuit Court of Common Pleas, in the county of York.

This notice of appeal is made subsequent to personal notice of the judgment which was received on the 8 day of Dec, 2025.

The appellant's exceptions to the judgment of the magistrate are set forth as follows:

Vacate the in-absentia Conviction and reopen the case so that I can have a full and fair hearing on the merits and present my defense

Date: 12/3/2025

Yehonatan Kupach
Appellant (or his attorney)

Phone: 980-429-2332

Address: 13992 Palfrey Ln
Charlotte NC 28277

Email: info@edna.news

SCCA/720 (Amended 8/1/2011)

EXHIBIT C

Yehonatan Kapach
13929 Daltrey Ln
Charlotte, NC 28277
Phone: 980-422-2322
Email: info@edna.news

12/8/2025

To:
South Carolina highway patrol troop 4
12 N Roosevelt St., York, SC 29745.

Re: State of South Carolina v. Yehonatan Kapach
Citation No. 20252351259324
Court of Common Pleas Case No. 2025CP4604727

To Whom It May Concern:

Please be advised that I have filed a Notice of Appeal and Appellant's Memorandum in the above-referenced matter in the York County Court of Common Pleas.

Enclosed please find a courtesy copy of:
1. Notice of Appeal
2. Appellant's Memorandum

This mailing is intended to serve as notice of the appeal and as service of these documents for your records.

Sincerely,

Yehonatan Kapach

Defendant–Appellant

Yehonatan Kapach
13929 Daltrey Ln
Charlotte, NC 28277
Phone: 980-422-2322
Email: info@edna.news

12/8/2025

Clerk of Court
York/Bethesda Magistrate Court
1675-1D York Highway
York, SC 29745

Re: Request for Audio Recording
State v. Yehonatan Kapach
Citation No.: 20252351259324
Magistrate Case No.: 20252351259324
Date of proceeding: October 16, 2025

To the Clerk of Court:

I respectfully request a copy of the **audio recording** of any court proceeding held in my case on **October 16, 2025**, which the Court's order describes as having occurred at approximately **11:26 a.m.**, in the matter of:

State of South Carolina v. Yehonatan Kapach
Citation No. 20252351259324

I was not present in the courtroom at that time and have never had access to the record of what was said or decided. I am providing a **new USB flash drive** for the Court to use in copying the audio file, if available.

If, for any reason, no audio recording exists for this proceeding, I respectfully request written confirmation stating that no audio recording is available in my case for October 16, 2025.

Thank you for your assistance.

Sincerely,

_____

Yehonatan Kapach

EXHIBIT D

INVOICE

Legal Eagle
PO Box 5682
Greenville, SC 29606

accounting@legaleagleinc.com
+1 (864) 467-1373
www.legaleagleinc.com

Bill to
Yehonatan Kapach (IND)
13929 Daltrey In
Charlotte, NC 28277

Invoice details
Invoice no.: 111658
Terms: Net 15
Invoice date: 08/18/2026
Due date: 09/02/2026

PO:: Yehonatan Kapach, Esq
Client Matter:: Kapach v State 03-03-26

#	Date	Product or service	Description	Qty	Rate	Amount
1.	08/18/2026		Kapach v State 03-03-26			
2.	08/18/2026	**Customer Deposit**	Standard Delivery	8	–$4.25	–$34.00
3.	08/18/2026	**TRstd**	Standard Delivery Transcription Rate per page	9	$4.25	$38.25

Total **$4.25**

Note to customer

WE APPRECIATE YOUR BUSINESS!

Legal Eagle now offers online payment. Go to our website (www.legaleagleinc.com) and click "Pay Invoices".

Please keep us in mind for ALL litigation support services:

Court Reporting. E-Discovery. Trial Support.