

SOUTH CAROLINA COURT OF APPEALS

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SEP 10 2014

SC Court of Appeals

Dameon Myers

In Propria Persona,
Defendant in Error, Appellant

NOTICE OF APPEAL

CASE NO. 02-GS22861 THRU 864

vs.

STATE OF SOUTH CAROLINA

Fictitious Entity, Appellee

In Propria Persona Petitioner, Dameon Myers, respectfully submits this petition to allow the late filing of his appeal. Petitioner asserts the following:

1. Dameon Myers's Notice of Appeal was timely filed and served upon the Clerk of Court of Georgetown County General Sessions Court and upon the Solicitor's Office in Georgetown County.
2. Dameon Myers intent is and was to appeal the decision as evident by the time stamped clock copies of the Notice of Appeal dated December 27, 2013 [submitted by Wendy Reed on his behalf], December 28, 2013 [submitted by Loushonda Myers on his behalf], and submitted December 27, 2013 and clocked on January 13, 2014 by Dameon Myers himself.
3. On December 19, 2013, no order was prepared as directed by the judge, and as of April 10, 2014 no order has been prepared and/or filed regarding the December 19, 2013 judgement. Ms. Loushonda Myers attempted to obtain the order for December 19, 2013 by going to both the Clerk of Court's Office and the Solicitor's Office in Georgetown,

South Carolina. Ms. Myers was told on April 10, 2014 by Ms. Magdeline Salemno, an assistant in the solicitor's office, that Ms. Richardson had not had an opportunity to prepare the order and that she did not know when it will be ready.

4. After filing his Notice of Appeal and Motion to Allow Late Filing, Mr. Myers was notified by the South Carolina Court of Appeals that his appeal was premature due to the fact that no order was filed in the matter.
5. Mr. Myers responded back to the South Carolina Court of Appeals stating that no order was filed, but a final decision and/or judgement had been made pursuant to the SCRAP 201(a). However, the South Carolina Appeals Court stated that it was premature due to no written order.
6. Subsequently, Mr. Myers filed a complaint on Ms. Alicia Richardson for failing to comply with the judge's order, and timely issue a written order. This complaint was filed with the South Carolina Supreme Court's Commission on Lawyer Conduct.
7. Sometime after filing this complaint, Mr. Myers received a copy of an order signed by Judge Hyman on August 12, 2014 and time stamped on August 12, 2014.
8. Mr. Myers is now appealing as a matter of substantive Right from the December 19, 2013 hearing after being delayed, hindered, and/or obstructed for eight months.
9. A copy of the order is attached, as well as a copy of the POA for Dameon Myers.
10. Due to Mr. Myer's incarceration, a copy of this Notice of Appeal will be filed by Ms. Loushonda Myers, his attorney-in-fact, and followed by a signed copy by Mr. Myers. Mr. Myers is requesting to proceed In Forma Pauperis due to his status as an incarcerated human being that cannot afford the costs of an appeal.
11. This appeal involves issues of fraud and questions of Constitutionality.

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SEP 10 2014

This 7th day of September, 2014.

SC Court of Appeals

Dameon Myers Loushonda Myers Attorney In Fact

Loushonda Myers Attorney-In-Fact/Private Attorney General on behalf of Dameon Myers

In Propria Persona, Apellant

Inmate # 279666

P.O. Box 205

Ridgeville, SC 29472

CERTIFICATE OF SERVICE

I, Loushonda Myers, certify that a copy of the foregoing has been hand delivered to the Georgetown County Solicitor's Office at 401 Cleland Street, Georgetown, South Carolina 29440; hand delivered to the Clerk of Court for General Sessions at 401 Cleland Street, Georgetown, South Carolina; and mailed to the South Carolina Court of Appeals addressed to P.O. Box 11629, Columbia, SC 29211.

This 7th day of September, 2014.

Dameon Myers Loushonda Myers Attorney In Fact

Loushonda Myers Attorney -In-Fact/Private Attorney General on behalf of Dameon Myers

In Propria Persona, Apellant

Inmate # 279666

P.O. Box 205

Ridgeville, SC 29472

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Georgetown, SC 29440

CHARLESTON SC 29404

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