

Brief

Appeal case # 2015-001-766
Mar/18/2016

To the South Carolina Court of Appeals

1 of 3

I Juan C. Keaton submit this hand writ brief to the court. To outline the legal contentions, argument, and facts of Appeal case # 2015-001-766. On the day of 8/1/13, I was mistakenly detained and arrested. The negligent acts of the municipal basement court or lower court officer, denied me the rights of due process of common law. On the day of 8/1/13 I was traveling with two subjects, that ran from law enforcement. But because I did not run, I was charged and arrested for all crimes and illegal items found by officers. I was also charged with driving charges but I was not the driver, I was in the back seat behind the driver. The car is not my car, nor is it registered to me. Also the municipale administration denied me the right to a jury trial. I was denied evidence of discovery, even thow I filed twice or two times, for F.O.I. or freedom of Information act.

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MAR 18 2016

SC Court of Appeals

Brief

Appeal case # 2015 001-766
Mar/18/2016

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I was also denied the right to legal appeal by the sixth Judicial Circuit Court of Lancaster SC. After looking over and reviewing the courts files, I have found several mistakes. I first filed the appeal on 8/21/2013, case # 2013-CP-29-1140.

The second time I filed was on the day of 1/9/2015, case # 2015-CP-29-00053.

But on the day of July/16/2015 Judge Tomas G. Cooper Jr. of the sixth judicial circuit court ruled that, "The appeal was not file until one year after August/14/2013.

But this is a mistake, it was first filed on 8/21/2013. Also the court Judgment for case # 2013-CP-29-1140 had been noted to mail to me two year's after the ruling was made. The ruling was on 12/17/14 but the clerk of court noted to mail this on 12/14/17. I have provided all forems with malad mistakes with this briefing.

Thank You

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Juan C. Keaton

MAR 18 2016

SC Court of Appeals

Motion to Dismiss

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I Juan C. Keaton do hand write the motion to dismiss all charges, because of the fact of a maladministration of many mistakes.

The appellant's exception to the judgment is set forth by -

- fail to do due process of common law.
- fail to give jury trial
- Maladministration of many mistakes
- Never received F.O.I or evidence.
- Because of 14 or XIV Amendment

SC Court of Appeals

MAR 18 2016

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That all person born or naturalized in the United States, and subject to the jurisdiction there of, are citizens of the United States and of the states where in they reside. No state shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any state deprive any person of life, liberty or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the Law.

Fri/ Mar/18/16

Thank you
Juan C. Keaton

Appeal case # 2015-001-766 1 of 6



LANCASTER

THE RED ROSE CITY

CITY HALL 216 SOUTH CATAWBA STREET P.O. BOX 1149 LANCASTER, S.C. 29721-1149 803-286-8414
www.lancastercitysc.com

August 27, 2013

Mr. Jovan C. Keaton
407 Palmetto St.
Lancaster, SC 29720

Denied F.O.I.

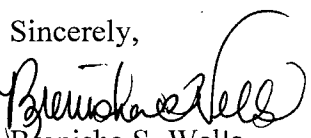
Re: FOI Request Dated & Received on August 7, 2013



Dear Mr. Keaton:

Attached is a copy of your request dated and received by our office on August 7, 2013. Also attached you will find documentation that you have requested some items were unavailable. Chief Howard informed me that you have previously received a copy of the in-car camera video.

Should you have any further questions, please feel free to contact me at 803-289-1453.

Sincerely,

Brenisha S. Wells
Municipal Clerk

cc: Chief Harlean Howard, Lancaster Police Department

Attachments

STATE OF SOUTH CAROLINA,
COUNTY OF Lancaster
City of Lancaster
Plaintiff(s)

IN THE FAMILY COURT
 COURT OF COMMON PLEAS
 MAGISTRATE COURT

First File

6th JUDICIAL CIRCUIT

AFFIDAVIT OF SERVICE

First 2013-CP-29-1140
FILE NO: 2015-CP-29-00053
Second

second File

vs.
Jovan C. Keaton
Defendant(s)

PERSONALLY PREPARED BEFORE ME, the undersigned deponent, who being duly sworn
says that (s)he served the Appeal/Service/Order/Discovery Form in this action
(Describe document(s) served)

on Lancaster Clerk of Courts, Aug 124/15 by delivery to
(Name of party served)

Lancaster Clerk of Courts, Aug 124/15 personally;
(Name of party served)

_____ the _____ of the party served,
(Name of person served) (Note relationship to party)

and a person of discretion residing at the residence of the party served;

Phillip Hall the officer of Lancaster City P.D.
(Name of person served) (Title) (Name of corporate party served)

and leaving with (him) (her) a copy at 104 N. Main St.
(Street address)

in Lancaster for Lancaster County, South Carolina,
(City or Town) County

on Aug/24/15 at 2:42 Pm o'clock

that deponent knows the person so served, and that deponent is not a party of this action, is not less than
eighteen (18) years of age and has no interest therein or connection therewith.

Unable to locate and serve the above process on the defendant after diligent efforts to do so.

The process is returned unexecuted.

Sworn to and Subscribed before me
this 24 day of Aug, 2015

[Signature]
Notary Public for South Carolina

My Commission expires 10-6-21

Jovan C. Keaton
Signature of Deponent

FILED
OFFICE OF CLERK
OF COURT
2015 AUG 24 PM 2:42
CLERK OF COURT
LANCASTER, SC

Entered in the Sheriff's Service Book on _____
Book _____ Page _____ Number _____

Hall

NOTICE OF CASE SCHEDULING

February 26, 2015

STATE OF
SOUTH CAROLINA



Case 2015CP2900053 - City of Lancaster VS Jovan Keaton has been added to the following Court Roster:

Roster ID: 54 - Non Jury Roster for 3/23/2015 thru 3/27/2015 in Courtroom B

This case has been assigned as priority 12 of 13 cases scheduled for the court period of 3/23/2015 through 3/27/2015

← No Jury Trial

The above referenced case is scheduled for a Non-Jury Hearing on 03/23/2015 thru 03/27/2015 at 9:30 am. This roster is available at <http://www.sccourts.org>. Please refer to "ROSTER NEWS" for further news. The moving party is to notify ALL parties in writing of the time and date of the Non-Jury Hearings and ALL Default and Damages Hearings if applicable. ALL parties for all cases are to be in "Courtroom B" by 9:30 am for roll call. Any motions and filing fees must be in writing and received by the Clerk of Court's office prior to hearing.

Please notify the court in writing or email khall@lancastercountysc.net or cfrazier@lancastercountysc.net in reference to questions or concerns.

Mail Notice To:
<p>Jovan Keaton 407 Palmetto St Lancaster, SC 29720</p>

Court Info:
<p>Common Pleas 104 N. Main St. P O Box 1809 Lancaster, SC 29721-9721</p>

If you have any questions regarding the scheduling of this case, please contact the courts at:

(803)285-1581

Respectfully,

Jeff L. Hammond
Clerk of Court

FORM 4

JUDGMENT IN A CIVIL CASE
CASE NUMBER 2013CP2901140

STATE OF SOUTH CAROLINA
COUNTY OF LANCASTER
IN THE COURT OF COMMON PLEAS
County Of Lancaster/City
Of Lancaster

Jovan Keaton

PLAINTIFF(S)

DEFENDANT(S)

Attorney for: Plaintiff Defendant
 Self-Represented Litigant

Submitted by:

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered. See Page 2 for additional information.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit);
 Rule 43(k), SCRPC (Settled); Other: _____
- ACTION STRICKEN (CHECK REASON):** Rule 40(j) SCRPC; Bankruptcy;
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; Other: _____
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
 Affirmed; Reversed; Remanded; Other: _____

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order: (formal order to follow) Statement of Judgment by the Court:

ORDER INFORMATION

This order ends does not end the case.

Additional Information for the Clerk: _____ Dismissed for Failure to Prosecute _____

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)

If applicable, describe the property, including tax map information and address, referenced in the order:

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

Circuit Court Judge

2168
Judge Code

12/19/14
Date

OFFICE OF THE CLERK OF COURT
2014 DEC 17 PM 1:00
LANCASTER COUNTY

App # 2015-001-766 Two year's latter

12-12-14

For Clerk of Court Office Use Only

12-14-17 5 of 6

This judgment was entered on [12-12-14] and a copy mailed first class or placed in the appropriate attorney's box on [12-14-17] to attorneys of record or to parties (when appearing pro se) as follows:

County Of Lancaster, City Of Lancaster

Jovan Keaton 407 Palmetto St. Lancaster, SC 29720

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Clerk of Court
Jeff Hammond

Court Reporter

Jeff L. Hammond - Clerk of Court

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

[Empty lined area for additional information]

STATE OF SOUTH CAROLINA
COUNTY OF LANCASTER

IN THE COURT OF COMMON PLEAS
IN THE SIXTH JUDICIAL CIRCUIT

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AUG 21 2015

Case No. 2015-CP-29-00053

City of Lancaster,

Appellant,
SC Court of Appeals

vs.

ORDER

Jovan C. Keaton,

Respondent.

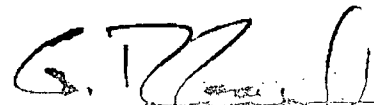
FILED
OFFICE OF CLERK
OF COURT
2015 JUL 22 AM 11:26
CLERK OF COURT
LANCASTER, SC

This matter came before the Court on March 23, 2015, at the Lancaster County Courthouse by way of Jovan C. Keaton's Appeal of his conviction for simple possession of marijuana and possession of drug paraphernalia. Keaton was tried in his absence in the Lancaster Municipal Court on August 14, 2013, and the Municipal Court Judge sentenced him to pay \$620 or serve 30 days for simple possession of marijuana and sentenced him to pay \$500 for possession of drug paraphernalia.

Rule 18 of the South Carolina Rules of Magistrates Court provides an appellant must file a notice of appeal within 30 days after he or his attorney is notified of the Magistrate Court's decision. Keaton was convicted on August 14, 2013, but did not file this appeal until January 9, 2015—more than one year following his conviction. After consideration of the record in this case, this Court affirms Keaton's convictions.

AND IT IS SO ORDERED.

Not True


The Honorable G. Thomas Cooper, Jr.
Presiding Judge, Sixth Judicial Circuit

July 16, 2015
Columbia, South Carolina