

FORM 4
NOTICE OF APPEAL FROM A SENTENCE IMPOSED BY THE COURT
OF GENERAL SESSIONS

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM OCONEE COUNTY
Court of General Sessions

J. Cordell Maddox, Jr., Circuit Court Judge
R. Lawton McIntosh, Circuit Court Judge

Case No. 2016-GS-37-00029

The State,

Respondent,

v.

Matthew Jake Eder,

Appellant.

NOTICE OF APPEAL

Matthew Jake Eder appeals the restitution ordered in this case. Appellant entered a plea of guilty to assault and battery 2nd degree on October 30, 2017, and sentence was imposed by the Honorable Judge J. Cordell Maddox, Jr. Judge Maddox also ordered that a restitution hearing be held within ninety (90) days.

A restitution hearing was held December 11, 2017, by the Honorable Judge R. Lawton McIntosh. Appellant argued against being required to pay the full restitution requested by the victim because the victim initiated the conflict, the victim could have avoided injury had he not come to Defendant's home with the intent to start an altercation, and the victim should bear some responsibility for his injuries based on comparative fault. Defendant informed the Court that he

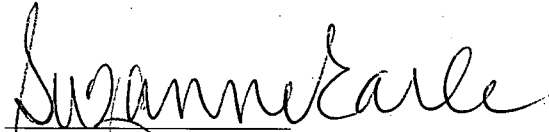
RECEIVED
DEC 27 2017
SC Court of Appeals

FILED OCONEE, SC
BEVERLY H. WHITFIELD
CLERK OF COURT
2017 DEC 21 A 11:55

would consent to pay one half of the requested restitution.

Defendant was ordered to pay the full amount of restitution requested by the State on behalf of the victim. Defendant appeals that Order based on the comparative fault of the victim.

December 21, 2017



Suzanne E. Earle
Assistant Public Defender
415 South Pine Street
Walhalla, SC 29691
864-638-3133
Attorney for Appellant

Other Counsel of Record:
Bethany A. Blundy
Assistant Solicitor
205 West Main Street
Walhalla, SC 29691
864-638-4294
Attorney for Respondent

**FORM 7
PROOF OF SERVICE OF A NOTICE OF APPEAL**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM OCONEE COUNTY
Court of General Sessions

J. Cordell Maddox, Jr., Circuit Court Judge
R. Lawton McIntosh, Circuit Court Judge

Case No. 2016-GS-37-00029

FILED OCONEE, SC
BEVERLY H. WHITFIELD
CLERK OF COURT
2017 DEC 21 A 11:55

The State,

Respondent,

v.

Matthew Jake Eder,


Appellant.

RECEIVED
DEC 27 2017
SC Court of Appeals

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on The State by personally delivering a copy of it to Assistant Solicitor Bethany A. Blundy at the Solicitor's Office, 205 West Main Street, Walhalla, South Carolina 29691, on December 21, 2017.

December 21, 2017


Suzanne E. Earle
415 South Pine Street
Walhalla, South Carolina 29691
864-638-3133
Attorney for Appellant

RECEIVED

DEC 27 2017

FORM 8
LETTER TO THE APPELLATE COURT CLERK
FILING THE NOTICE OF APPEAL

SC Court of Appeals

December 21, 2017

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

FILED O'CONNOR, SC
BEVERLY H. WHITFIELD
CLERK OF COURT
2017 DEC 21 A 11:55

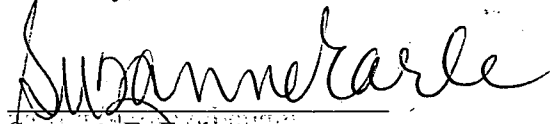
RE: The State, Respondent, v. Matthew Jake Eder, Appellant,
Case No. 2016-GS-37-00029

Dear Ms. Kitchings:

Enclosed for filing is a notice of appeal in the above case. Also enclosed are the following:

- (1) Proof of service of the notice of appeal on the respondent.
- (2) Copies of the sentencing sheet and restitution order which are the basis of the conviction to be challenged on appeal.

Sincerely,



Suzanne E. Earle
415 South Pine Street
Walhalla, South Carolina 29691
(864-638-3133)
Attorney for Appellant

cc: Bethany A. Blundy
205 West Main Street
Walhalla, South Carolina 29691
864-638-4294
Attorney for Respondent



10th Circuit Public Defender

Anderson & Oconee Counties

Suzanne E. Earle

415 S. Pine Street

Walhalla, South Carolina 29691

neopost[®]

12/21/2017

US POSTAGE

FIRST-CLASS MAIL

\$00.67⁰



ZIP 29691
041L11235765

RECEIVED

DEC 27 2017

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

**LEGAL
MAIL**

2118153 ED12

