

**NOTICE OF APPEAL FROM COMMON PLEAS REGARDING A CONVICTION IN
MAGISTRATES OR MUNICIPAL COURT**

THE STATE OF SOUTH CAROLINA

In The Supreme Court

APPEAL FROM OCONEE COUNTY

Court of Common Pleas

R. Lawton McIntosh, Circuit Court Judge

RECEIVED

APR 12 2018

S.C. SUPREME COURT

Case No. 2017-CP-37-00490

The State of South Carolina,

Respondent,

v.

John Dalen,


Appellant.

NOTICE OF APPEAL

John Dalen appeals the order of the Honorable R. Lawton McIntosh dated March 1, 2018, which affirmed his conviction in magistrate's court. Appellant filed a Motion to Reconsider / Amendment of Judgment per Rule 59(a) and (e) on March 12, 2018. And at the same time Appellant also filed a Motion for Findings of Facts and Conclusions of Law per Rule 52, SCRPC.

On March 23rd Appellant received written notice of an Order Denying the Motion to Amend which was dated March 21, 2018. The Motion for Findings of Facts and Conclusions of Law was ignored.

s/


John Dalen
109 Wood Valley Drive
Westminster, SC 29693
(864) 647-4705
Appellant Pro Per

Other Counsel of Record:
Bethany Ann Blundy
Assistant Solicitor
415 S. Pine Street
Walhalla, SC 29691
(864) 638-4294
Attorney for Respondent

PROOF OF SERVICE OF A NOTICE OF APPEAL

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APPEAL FROM OCONEE COUNTY
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S.C. SUPREME COURT

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Case No. 2017-CP-37-00490

The State of South Carolina, Respondent,


v.

John Dalen, Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Solicitor's Assistant Bethany Ann Blundy by depositing a copy of it in the United States Mail, postage prepaid, on April 9, 2018, addressed to the Solicitor's Office at 415 S. Pine Street, Walhalla, SC 29691.

April 9, 2018

s/ 
John Dalen
109 Wood Valley Drive
Westminster, SC 29693
(864) 647-4705
Appellant Pro Per

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20____ to attorneys of record or to parties (when appearing pro se) as follows:

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Court Reporter:

E-Filing Note: In E-Filing counties, the date of Entry of Judgment is the same date as reflected on the Electronic File Stamp and the clerk's entering of the date of judgment above is not required in those counties. The clerk will mail a copy of the judgement to parties who are not E-Filers or who are appearing pro se. See Rule 77(d), SCRCP.

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.



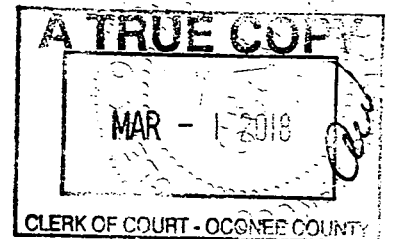
Oconee Common Pleas

Case Caption: John Dalen VS State of South Carolina
Case Number: 2017CP3700490
Type: Order/Form 4

S/R. LAWTON McINTOSH

S/R.LAWTON McINTOSH

Electronically signed on 2018-03-01 15:17:15 page 3 of 3



FORM 4

STATE OF SOUTH CAROLINA
 COUNTY OF ANDERSON
 IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE
 CASE NO. 2017 CP-37-00490

JOHN DALEN
 PLAINTIFF(S)

STATE OF SOUTH CAROLINA
 DEFENDANT(S)

Submitted by:	Attorney for : <input type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant
	or
	<input type="checkbox"/> Self-Represented Litigant

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
- STAYED DUE TO BANKRUPTCY**
- 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

MOTION FOR RECONSIDERATION IS DENIED WITHOUT THE NECESSITY OF A HEARING.
 NO FORMAL ORDER IS REQUESTED.

This order ends does not end the case.

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.

E-Filing Note: In E-Filing counties, the Court will electronically sign this form using a separate electronic signature page.

 Circuit Court Judge

2155
 Judge Code

 Date

For Clerk of Court Office Use Only

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ATTORNEY(S) FOR THE DEFENDANT(S)

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Oconee Common Pleas

Case Caption: John Dalen VS State of South Carolina

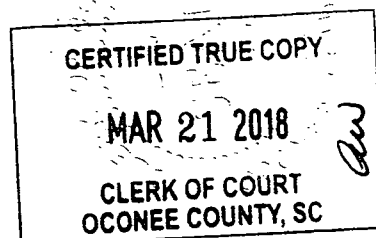
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S/R.LAWTON McINTOSH

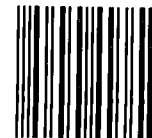
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John Dalen
109 Wood Valley Drive
Westminster, SC 29693



1000



29211

U.S. POSTAGE
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The Hon. Daniel E. Shearouse
Clerk, Supreme Court of So. Carolina
Post Office Box 11330
Columbia, SC 29211