

**NOTICE OF APPEAL FROM GENERAL SESSIONS REGARDING
A JUDICIAL DISMISSAL IN YORK COUNTY IN THE COURT OF
GENERAL SESSIONS**

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
Court of General Sessions

Lee S Alford, Circuit Court Judge

Case No. 2011-GS-46-2886
RE: Ticket # 50209FJ

The State of South Carolina, Appellant,

v.

Ira Lewis Pittman, Respondent.

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2012 JUN -4 PM 3:13
DAVID HAMILTON
C.L.C.P. & G.S.
YORK COUNTY, SC

NOTICE OF APPEAL

The State of South Carolina, by and through Assistant Solicitor John M. Shiflet, appeals the Ruling of the Honorable Lee S. Alford on May 14, 2012, dismissing the Driving Under the Influence charge against Ira Lewis Pittman. The court found the Defendant's right to a reasonable opportunity to obtain independent blood testing was violated following his refusal of the breath test. The court also found the remedy for this violation was dismissal of the case. Appellant received actual notice of the Ruling on May 14, 2012 at the time it was made. Appellant hereby appeals the above mentioned ruling.

May 24, 2012

John M Shiflet

John M. Shiflet
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Assistant Solicitor
Sixteenth Judicial Circuit
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Attorney for Appellant

Other Counsel of Record:
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SC Court of Appeals

PROOF OF SERVICE OF A NOTICE OF APPEAL

THE STATE OF SOUTH CAROLINA
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APPEAL FROM YORK COUNTY
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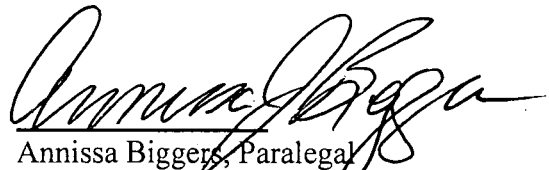
v.

Ira Lewis Pittman Respondent.

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Respondent by depositing a copy of it in the United States Mail, postage prepaid, on May 24, 2012, addressed to his attorney of record, Christopher A. Wellborn, Post Office Box 10191, Rock Hill, South Carolina 29730.

May 24, 2012



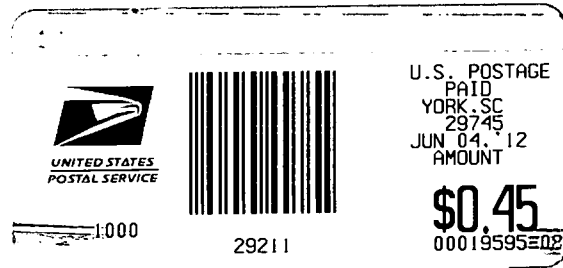
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AJB

Jenny Abbott Kitchings
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