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OCT 07 2021

S.C. SUPREME COURT

In The South Carolina Supreme Court

The State } Appellate Case No.

v. } 2021-000635

Bruce Allen Buckner } Notice Of Appeal

The Pro se Defendant objects to and appeals the Order Of Dismissal issued by the Appellate Court on Sep. 13, 2021. The Defendant recieved this Order on Sep. 21, 2021.

The Pro se Defendant objects to and appeals under the Fourteenth Amendment due process right to a fundamentally fair criminal procedure on the following grounds.

First, the Pro se Defendant notified all parties of his intent to appeal within (10) ten days as required by law.

Second, the Pro se Defendant was not able to file the Honorable Judge's Order / Judgment properly with his appeal to the Appellate Court because the York County Clerk Of Courts' Office intentionally delayed service of the Honorable Judge McKinnon's written Order / Judgment, so the Appellate Court would file a dismissal. The York County Clerk Of Courts' Office does not want the "Plain Error Of Law" heard, because two of the "Plain Errors Of Law" allowed the York

County Clerk Of Courts Office to violate the Pro se Defendant's Sixth Amendment right to subpoena and cross-examine (4) four of the State's witnesses in a letter dated 10/22/20, (5) five days before the Pro se Defendant's Preliminary Hearing. This letter also violated the Defendant's Fourteenth Amendment due process right to a fundamentally fair criminal procedure. The letter from the York County Clerk Of Courts Office is page 31 of the Pro se Defendant's Brief and is addressed as a Harmful Error.

Third, the South Carolina Court Of Appeals, Clerk has also violated the Defendant's Fourteenth Amendment due process right by failing to file the Pro se Defendant's Brief twice and by requesting a dismissal because the Pro se Defendant's Appeal was not in the prescribed form. These are violation of the Federal Rules Of Criminal Procedure, Rule 49 Serving and Filing Papers (5.) Acceptance by the Clerk. "The Clerk must not refuse to file a paper solely because it is not in the form prescribed by these rules or by a local rule or practice."

Fourth the Pro se Defendant was unable to file his paper work for appeal properly because he was under quarantine for covid 19 without any way of looking up Appellate Court Rules. The Defendant was also unable to serve all parties

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because SCDC Policy will not allow an inmate to make photocopies of typed or hand written documents created by an inmate.

In Conclusion

The Pro se Defendant respectfully request the Appellate Courts Order Of Dismissal be overturned. And the Pro se Defendant's Brief be reviewed and ruled on by the South Carolina Supreme Court to insure the Pro se Defendant's constitutional right to a fair criminal procedure.

Respectfully,

Bruce Allen Buckner

*Bruce Allen Buckner*

Certificate Of Service

I hereby certify I have mailed this Appeals Order, Letter and Brief to the Clerk of the South Carolina Supreme Court to file and forward to all parties on this day 9/27/21.

*Bruce Allen Buckner*