

~~Curiosity~~ Courtesy Copy

Supreme Court Clerk

Appellate Case no. 2012-213208

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MAR 29 2013

S.C. SUPREME COURT



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scfederal.org

No. 704276

MRX CHECK DISBURSED 09/28/12 04:39 PM 86250 1/1 AMM 0023 BR0001
[REDACTED] ROGER L WHALEY EFF DATE: 09/28/12

ASH RECVD: 0.00 CHECK RECVD: 0.00 TOTL RECVD: 0.00
ASH RETURNED: 0.00
HECK RET: 100.00 TO: Supreme Court CK#: 704276

FR TRANS	AMOUNT	FEE	BALANCE
15 SWD	100.00	0.00	[REDACTED]
15 SWD	3.00	0.00	[REDACTED]
05 RFT	3.00	0.00	[REDACTED]

Copy

Roger L. Whaley
RECEIVED BY

on file

DETACH THIS PORTION BEFORE DEPOSITING

ORIGINAL CHECK IS PRINTED ON CHEMICAL REACTIVE PAPER AND HAS MICRO PRINTING IN THE SIGNATURE LINE



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P.O. Box 190012
N. Charleston, SC 29419-9012

OFFICIAL CHECK

67-7840
2532

No. 704276

PAY

09/28/2012

One Hundred Dollars and 00 cents

\$100.00

VOID AFTER 180 DAYS

TO THE ORDER OF
Supreme Court
Remitter: Roger L. Whaley

A. Rollins

AUTHORIZED SIGNATURE

⑈ 704276 ⑈ ⑆ 25327840 ⑆ ⑆ 4000000733 ⑆ 0000 ⑈



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

March 15, 2013

Roger L. Whaley
8673 Laurel Grove Lane
North Charleston SC 29420

Re: Roger Whaley v. SC Federal Credit Union
Appellate Case No. 2012-213208

Dear Counsel:

Pursuant to your telephone call, if you would like for this appeal to be considered by the Supreme Court, you may file a motion with the Supreme Court pursuant to Rule 204(b) of the South Carolina Appellate Court Rules.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Drew Hamilton Butler
Mason A. Summers
Erik Tison Norton
Jody Alan Bedenbaugh

The South Carolina Court of Appeals
V. Claire Allen, Deputy Clerk
1015 Sumter Street
Columbia, South Carolina 29201

Pages 1 of 1
Attachments - 2

From: Mr. Roger L. Whaley
8673 Laurel Grove Lane
North Charleston, SC 29420

Re: Appellate Case no. 2012-213208
Roger Whaley v. SC Federal Credit Union and Bank of America

cc: Drew Hamilton Butler, Mason A. Summers, Jody Alan Bedenbaugh/aka/Erik T. Norton

Dear Clerk:

As a In pro se/or a non-attorney, I (Mr. Roger L. Whaley) is replying to your attached letter, as to my clear understanding. ¹

1. According to your attach March 15, 2013 Letter having only one paragraph , it appears that you are alleging that in your phone communication with me, that you understood that I (Roger Whaley) "...would like for this APPEAL to be CONSIDERED by the Supreme Court...". Well that's not accurate, as I told you, that I was not aware that my case was actually in an Appeals Court, because I filed my said NOTICE of APPEALS Only! to be reviewed (as an Appeal) within the SUPREME Court ONLY, pursuant under SCAP Rule 203(d)(1)(A)(ii) ², which that said Rules says ONLY a Supreme Court Clerk would receive my filed Notice of Appeal .

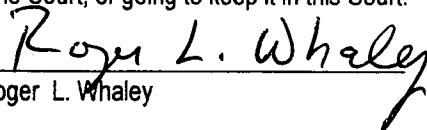
2. Whereas your said March 15, 2013 Letter appears to be advising me to file a "...motion with the Supreme Court pursuant to Rule 204(b) of the South Carolina Appellate Court Rules". ³ Pursuant with your provided Rule 204, but under (a), this! said "...Appellate Court in which the Matter is FILED SHALL ISSUE an ORDER Transferring the Case to the Appropriate! Appellate Court". Otherwise, I have no such authority to Correct this said Appeals Court's said Error.

Whereas, it is obvious, that this said Appeals Court/and or this said Appeals Clerk ONLY has the authority to correct this said ERRED Transfer to this said Appeals Court, not I, this pro se Appellant/Plaintiff.

Whereas, I yet! have not heard from the said lower Court's COURT REPORTER, which you said you would contact regarding the LAST Court held hearing, that was indeed heard within a OPEN Court Hearing, with the Court Reporter Walker.

Please let me know, what this said Appeals Court is going to do, as to if its going to comply to the said Rule 204(a) and Transfer this said case matter BACK within the proper Supreme Court, or going to keep it in this Court.

Date: March 26, 2013


Roger L. Whaley

¹ Therefore, as a non-attorney, I am, and always been in compliance with the provided below RULE 204(a)&(b), which is CONFIRMED also by my attached Cashed said "CHECK" made out only to the said SUPREME COURT, as well as my already stamped filed NOTICE OF APPEAL's written document has the Caption heading of ONLY the Supreme Court, which shows also my written reasons for filing within the said SUPREME Court was pursuant ONLY with Rule 203(d)(1)(A)(ii) which states my said NOTICE OF APPEALS requested to review only my said Constitutional CLAIMS that can be reviewed only by the SUPREME COURT/and or the said Supreme Court's CLERK, which my ALREADY filed Notice of Appeals shows I filed ONL Y under 203(d)(1)(A)(ii).

² SCAP Rule 203(d)(1)(A)(ii) Filing.

"...**(1) Appeals from the Circuit Court...Court. (A) Where to File.** The Notice of Appeal SHALL BE FILED with the clerk of the lower court AND with the CLERK of the SUPREME COURT in the following cases...

(i) Any final judgment involving a challenge on state or federal grounds to the constitutionality of a state law or county or municipal ordinance where the principal issue is one of the constitutionality of the law or ordinance; provided, however, in any case where the Supreme Court finds that the constitutional issue raised is not a significant one, the Supreme Court may transfer the case to the Court of Appeals." Which is the ONLY Reason in which I (Roger Whaley) filed my said NOTICE of APPEALS Claims. *(See Notice of Appeal)

³ See SCAP - Rule 204(a)&(b) states:

(a) Improperly Filed Cases. In the event that the Notice of Appeal is Filed in the WRONG Appellate Court, the APPELLATE COURT IN WHICH THE MATTER IS FILED SHALL ISSUE an ORDER TRANSFERRING the CASE to the APPROPRIATE APPELLATE Court."

(b) CERTIFICATION by SUPREME COURT. In any case which is PENDING before the Court of Appeals, the SUPREME COURT MAY!, in its discretion, on motion of any party to the case, on REQUEST BY THE COURT of APPEALS, or on its own motion, CERTIFY the CASE FOR REVIEW by the SUPREME COURT BEFORE this case is determined by the Court of Appeals. Certification is normally appropriate where the case involves an issue of significant public interest or a legal principle of major importance. The effect of such certification shall be to transfer jurisdiction over the case to the Supreme Court for all purposes."

MAR 20 2013

S.C. SUPREME COURT



Roger Whaley
 8673 Laurel Grove Ln
 North Charleston SC 29420

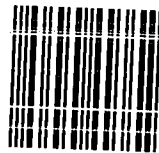
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S.C. Supreme Court of Appeals

P.O. Box 11330

Columbia, SC 29211

RETURN RECEIPT
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PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

