

Appellate Case no. 2023-001275

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9/8/23
SEP 14 2023
SC Court of Appeals

Dear Clerk of Court and your honor,

I recently received a notice from this court on 9/6/23 concerning certain deficiencies which must be corrected. I recently was hospitalized and I beg your pardon for the delay in my reply.

The appeal I submitted isn't really an appeal since the Court of common pleas refused to file my case nor serve the defendants prior to my paying the \$150.00 filing fee. They never gave me a case # either; That's why I'm petitioning this court.

Under current precedent, this court has held that inmates are entitled to access the courts and a waiver of fees should be allowed when ^{Fundamental} constitutional rights (State + Federal) are denied, and a refusal to waive these fees would be tantamount to a denial of access to the courts. My case states my rights to be free from cruel and unusual punishment access to the courts and more are being violated. my case concerns my sexual assault and punishment by staff (SCDC)

I originally wrote the S.C. Supreme Court and was assigned a case number prior to this case being sent to this court. SCTCA states my exclusive remedy for state torts are through the state courts. Please review my claims and I believe you'll see I need justice.

I do not have any party served on my complaint yet, so Form 7 in Appendix C (part II of SCACR) - proof of service is not yet applicable. Please see my previous submission. I am trying to get the court to issue the summons. As to the \$250.00 filing fee - again, I am trying to proceed in forma pauperis. I need this court to order the lower court to file ^{my complaint} so the defendants can be served and I will then be able to submit valid proof of service to them and this court.

Again, I need this court to order the lower court to file my case, serve my summons and to ^{allow me to} proceed in forma pauperis. Thank you

Respectfully,

Christopher Kennan SCDC # 385016
EVANS CT - F5C-116
610 Hwy 9W
Bennettsville, SC 29512

Christopher Kennan, Appellant
v.
South Carolina Department
of Corrections, Respondent

Christopher Kennan #385016
Evans CD-FBC-116
610 Hwy 9W
Bennettsville SC 29512

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Clerk of Court
The South Carolina Court of Appeals,
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