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SC Court of Appeals

THE STATE OF SOUTH CAROLINA

In The Court Of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Robert L. Reibold, Administrative Law Judge

Docket No. 23-ALJ-04-0572-AP

Charles Madden, #182326,.....Appellant,

v.

South Carolina Department
of Corrections,.....Respondent.

NOTICE OF APPEAL

Charles Madden appeals the Order of the Honorable Robert L. Reibold, Administrative Law Judge, dated March 7, 2024 in which he dismissed the Appeal from a Final Decision of the S.C. Department of Corrections based on a lack of jurisdiction. Appellant received the written Order of Dismissal on March 12, 2024, a copy of which is attached hereto.

April 3, 2024
Fairfax, South Carolina

Charles Madden
Charles Madden, #182326
Allendale C.I., F3 B-54
1057 Revolutionary Trail
Fairfax, SC 29827
(NO PHONE)
Appellant, Pro Se

OTHER COUNSEL OF RECORD:
Barton J. Vincent, Esq.
SCDC Office of General Counsel
4444 Broad River Rd.
P.O. Box 21787
Columbia, South Carolina 29221-1787

Attorney for Respondent

STATE OF SOUTH CAROLINA)
)
COUNTY OF ALLENDALE)

AFFIDAVIT OF INDIGENCY

Personally appeared before me, Charles Madden, who first being Duly Sworn upon his Oath, states the following:

1. I am the Appellant in an Appeal I have filed in the S.C. Court of Appeals seeking relief from the Administrative Law Court's dismissal of my Appeal from the Final Decision of the S.C. Department of Corrections in Docket No. 23-ALJ-04-0572-AP.

2. I give this Affidavit in support of my Motion To Proceed In Forma Pauperis in the South Carolina Court of Appeals.

3. I am incarcerated within the South Carolina Department of Corrections at Allendale Corr., Inst., and have been incarcerated since 1991.

4. Because of my indigency status, I am unable to pay the filing fees and any costs associated with filing and prosecuting of this Appeal.

5. I have about \$1000.00 in my E.H. Cooper Trust Account, own no Real Estate and have no bank accounts;

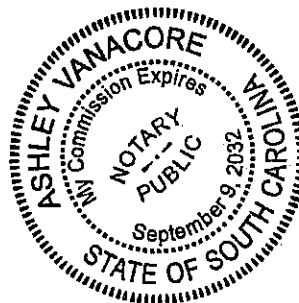
6. I respectfully request that this Honorable Court allow me to proceed in this matter without prepayment of fees or costs thereof.

Sworn to and Subscribed to before me
this 2nd day of April, 2024.

Ashley Vanacore
Notary Public For South Carolina

My Commission Expires: 9/9/32

Charles Madden
Charles Madden



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v.

South Carolina Department of Corrections,.....Respondent.

PROOF OF SERVICE

I, Charles Madden, herein CERTIFY under penalty of perjury that I have on this date, served a Notice of Appeal, a copy of the Order being appealed and a Motion To Proceed In Forma Pauperis with an Affidavit of Indigency in the above captioned case, upon the above Respondent, by depositing a copy of same into the U.S. Mail, First Class Postage prepaid, addressed to:

S.C. Department of Corrections
Attn: Barton J. Vincent, Esq.
Office of General Counsel
4444 Broad River Rd.
P.O. Box 21787
Columbia, SC 29221-1787

Hon. Jana E. Shealy, Clerk
S.C. Administrative Law Court
1205 Pendleton St., Suite 224
Columbia, SC 29201

April 3, 2024
Fairfax, South Carolina

Charles madden
Charles Madden, #182326
Allendale C.I., F3 B-54
1057 Revolutionary Trail
Fairfax, SC 29827

Appellant, Pro Se

Charles Madden, #182326
Allendale Corr., Inst., F3 B-54
1057 Revolutionary Trail
Fairfax, SC 29827

April 3, 2024

Hon. Jenny Abbott Kitchings
Clerk, S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211

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SC Court of Appeals

RE: Charles Madden v. S.C. Dep't of Corrections
ALC Case No. 23-ALJ-04-0572-AP
Notice of Appeal, Motion To Proceed
In Forma Pauperis, Affidavit of Indigency,
and, Proof of Service

Dear Ms Kitchings:

Enclosed for filing in the above referenced matter, please find a Notice of Appeal, the Order being appealed, A Motion To Proceed In Forma Pauperis, an Affidavit Of Indigency, and Proof of Service of these documents on General Counsel for the SCDC and Ms. Jana E. Shealy, Clerk of the Administrative Law Court.

Also enclosed, please find a copy of each of the above documents that I ask you to please file stamp and return to me for my records, if you would please do so. I have enclosed a self addressed, postage prepaid envelope for your convenience.

As always, I thank you in advance for your assistance in this matter.

Sincerely & Respectfully,

Charles Madden
Charles Madden

cc: Barton J. Vincent, Esq.
FILE

