

IN THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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MAY 20 2024

SC Court of Appeals

Appeal From The Administrative Law Court
Ralph K. Anderson III, Administrative Law Judge
James A. Tucker # 260993 v. SCDC
Appellate Case No. 2024-000718

James A. Tucker, # 260993

Appellate,

v.

South Carolina Department of Corrections

Respondent,

MOTION FOR LEAVE TO PROCEED
WITH OUT PAYMENT OF COSTS AND FEES

The Appellate, Pro se, hereby moves the court for leave to be excuse) from payment of the filing fees, cost associated with this appeal. In support of this motion, the Appellate would show the following:

- 1) The Appellate is currently incarcerated in the South Carolina Department of Corrections.
- 2) The Appellate is indigent and without the funds necessary for filing and litigating this appeal, and Appellate cannot afford the services of an attorney.
- 3) This appeal is from the final decision of the South Carolina Carolina Department of Corrections and implicates his fundamental right, statutory right and due process right to prevailing wages.

4) this appeal is one of right pursuant to S.C. Code Ann - § 1 - 23 - 610 (2008), and Article I § 22, of the South Carolina Constitution.

Based on the foregoing, the Appellate requests this Honorable Court grant him leave to proceed in-formal pauperis in this appeal.

May 9, 2024.

Respectfully submitted,



James A. Tucker # 260993

Allendale Corr. Inst. F-3,A-12

1057 Revolutionary Trail

FairFax, South Carolina - 29827



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

CATHERINE S. HARRISON
CHIEF DEPUTY CLERK

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May 3, 2024

James A. Turner, 260993
Allendale Correctional Institution
P. O. Box 1151, Hwy 47
Fairfax SC 29827

Re: James A. Tucker, #260993 v. SCDC
Appellate Case No. 2024-000718

Dear Mr. Turner:

Upon reviewing your notice of appeal, the following deficiency has been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter or this matter will be dismissed:

- The required filing fee has not been submitted. The correct filing fee is \$250.00.

Very truly yours,


CLERK

cc: Kensey Evans, Esquire

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SC Court of Appeals

CERTIFICATE OF SERVICE

I do hereby certify that I have serve the following counsels of record the original and copies of the Motion to Proceed In- without payment of cost and fees, by placing the same in the United States mail with sufficient postage affixed thereto, here at the Allendale Correctional Institution.

May 9, 2024.



James A. Tucker # 260993

**CC: Kensey Evans, Esquire
S.C. Court of Appeals
S.C. Administrative Law Court**

James A. Tucker # 260993
Allendale Corr. Inst. F-3, A-12
1057 revolutionary Trail
FairFax, South Carolina - 29827

May 9, 2024.

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SC Court of Appeals

South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina - 29211

Re: James A. Tucker, # 260993 v. SCDC
Appellate Case No. 2024-000718

Dear Ms. Kitchings:

I receive your letter of May 3, 2024, On May 7, 2024. Mr. Turner is not my name. My name is James A. Tucker; Please correct this error.

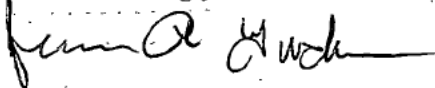
How'ever, I am indigent. I can not pay the filing fee of \$ 250.00. Therefore, I respectfully request to proceed as an indigent,

Please return a filed copy of this letter in the envelope enclosed for this purpose.

I await your response.

Thank you very much.

Sincerely,



CC: Kensey Evans, Esquire
S.C. Court of Appeals
S.C. Administrative Law Court

James Anthony Tucker 260993
Allendale, CI F3: A12
1057 Revolutionary Trail
Fairfax, S.C. 29827

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SC Court of Appeals

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"Inter-Agency"

