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Feb 18 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM OCONEE COUNTY
Court of Common Pleas

Hon. R. Scott Sprouse, Circuit Court Judge

Trial Court Case No. 2024CP37000575

In The Matter of: Doyle Elton Pierce.Decedent,

Nathan Chambers.Appellant,

V.

Oconee County Probate Court Respondent

MOTION TO PROCEED IN FORMA PAUPERIS

NOW INTO COURT COMES, the Appellant in the above captioned action, of whom respectfully moves this Court for an order granting leave to proceed *in forma pauperis* with respect to the instant case. This motion is based on the fact that the Appellant is indigent and cannot afford to pay the fees associated with this action such as the filing fee, motion fees, nor any other such fees associated with perfecting the instant Appeal. I hereby certify that this motion is brought in good faith and for good cause.

Furthermore this appeal ultimately arises from an order entered by the Probate Court of which held the Appellant in criminal contempt and sentenced Appellant to a term of incarceration. As such, for the Court’s consideration is the fact that in matters in which an appeal arises from a criminal action, the party appealing the conviction or sentence is not obligated to pay any fees in order to file and perfect their appeal. *See, Rule 203, SCACR.* “The notice of appeal shall be filed

with the clerk of the lower court and the clerk of the appellate court within ten (10) days after the notice of appeal is served. The notice filed with the appellate court shall be accompanied by the following . . . [a] filing fee as set by order of the Supreme Court; this fee is not required for criminal appeals or appeals by the State of South Carolina or its departments or agencies” *See, Rule 203(d)(1)(B)(iii), SCACR*. Thusly, the Appellant respectfully requests that this Court consider the fact that due to the underlying order being related to a criminal adjudication and sentence, the filing fee associated with the appeal therefrom should be waived.

WHEREFORE, in consideration of the facts set forth above, the Appellant hereby moves this Court for an order granting leave to proceed *in forma pauperis* and for any other relief that the Court deems just and proper.

I SO MOVE!

Respectfully Submitted,

By: s **Nathan L. Chambers**
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FOR THE APPELLANT

14th February, 2025
Seneca, South Carolina

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PROOF OF SERVICE

I, Nathan L. Chambers, hereby certify that I have served the Appellant’s **Motion To Proceed In Forma Pauperis** upon opposing counsel and the South Carolina Attorney General’s Office via U.S. mail by depositing a copy of the above stated documents in the U.S. mail with proper postage affixed thereto addressed to counsel’s address set forth below. A copy was also sent via email to counsel’s email address as indicated by the AIS.

s Nathan L. Chambers
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FOR THE APPELLANT

14th February, 2025
Seneca, South Carolina

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