

Nov 13, 2013

Dear Ms. Allen,

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SC Court of Appeals

In regards to your recent letter of November 8, 2013 informing me to file a motion for appointment of counsel and to serve opposing counsel with same, please find enclosed my motion for appointment of counsel along with a Declaration in Support of Motion To Proceed in Forma Pauperis and certificate of service.

Also included is two clock-stamped financial statements from our accounting office in Columbia showing I am indigent. Also included is a letter from Appellate Defense stating that they do not handle this type of appeal as I was attempting to obtain counsel.

Be advised that I have served Atty General Kristin Simons with same. Please file these with the court.

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Thank you for your time,
help and concern in this matter.

Sincerely,
Jimmy Jones

In The State of South Carolina
In The Court of APPEALS

Jimmy D. Jones
APPELLANT

v.

State of South Carolina
APPELLEES

APPELLATE Case No: 2013-001598

Motion For Appointment
OF Counsel

Pursuant to 28 U.S.C. §1915 (E)(1) APPELLANT moves for
AN ORDER APPOINTING COUNSEL to represent him in his
APPEAL. In support of this motion, APPELLANT states;

1. APPELLANT is unable to afford counsel. He has requested
leave to proceed in forma PAUPERIS.
2. APPELLANT'S imprisonment will greatly limit his ability
to litigate. As the rules of APPELLATE Procedure are
VAST and complex, the APPELLANT has limited
knowledge of the law and as such, firmly believes
that it would be impossible for him to successfully
represent himself on APPEAL.
3. APPELLANT has made repeated efforts to obtain
counsel. Attached to this motion is the reply
letter sent to APPELLANT by the Office of Indigent
Defense.

Wherefore, APPELLANT requests that the court
APPOINT COUNSEL in this APPEAL.

November 13, 2013.

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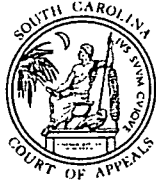
SC Court of Appeals

Respectfully

Jimmy D. Jones #240330

Jimmy D. Jones
APPELLANT

Kershaw Corr Inst
MA-37
4848 Goldmine Hwy
Kershaw, S.C. 29067



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

September 30, 2013

Jimmy Dean Jones, 00240330
Kershaw Correctional Institution
4848 Goldmine Hwy
Kershaw SC 29067

Re: State v. Jimmy D. Jones
Appellate Case No. 2013-001598

Dear Mr. Jones:

This Court is in receipt of your letter dated September 23, 2013. You may contact the Commission on Indigent Defense, Appellate Division, at P.O. Box 11589, Columbia, SC 29211-1589 regarding the handling of your appeal.

Very truly yours,

V. Claire Allen, Deputy

CLERK

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SC Court of Appeals

cc: Kristin M. Simons
Robert M. Dudek



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense
1330 Lady Street, Suite 401
Columbia, South Carolina 29201-3332
Post Office Box 11589
Columbia, South Carolina 29211-1589
Telephone: (803) 734-1330
Facsimile: (803) 734-1397

Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

November 5, 2013

Mr. Jimmy D. Jones #240330
Kershaw Correctional Inst. Mag-A 37
4848 Goldmine Hwy.
Kershaw, SC 29067

Dear Mr. Jones:

We are in receipt of your recent correspondence. Please be advised that this office does not handle this type of appeal, and therefore, we will be unable to assist you in this matter.

Sincerely,


Loriene French
Legal Services Coordinator

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SC Court of Appeals

In The State of South Carolina
In The Court of APPEALS

Jimmy D. Jones
APPELLANT

v.

State of South Carolina
APPELLEES

Appellate Case No: 2013-001598

Declaration In Support
of Motion To Proceed
In Forma PAUPERIS

I, Jimmy D. Jones, am the APPELLANT in the above entitled case. In support of my motion to Proceed without being required to PREPAY fees or costs or Give security therefore, I state that because of my Poverty I am unable to PAY the costs of said Proceeding or to Give security therefore, and that I believe I am entitled to redress. I declare that the reasons I have made below are true;

1. I am Presently unemployed.
2. MY last employment was in April 2000. I owned my own lawn-mower repair business which burned down in April 2000. MY salary and WAGES Per month were varied according to customer activity.
3. I have not received ANY money in the last 12 months from the following sources;
 - A. Business, Profession or self-employment.
 - B. Rent PAYments, interest or dividends
 - C. Pensions, Annunities, or life insurance PAYments
 - D. Gifts or inheritances
 - E. Any form of Public assistance or any other sources.
4. I do not have any money in cash or checking or SAVINGS accounts.

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SC Court of Appeals

5. I do not own any real estate, stock, bonds, notes, automobiles, or any other valuable property (including ordinary household furnishings and clothing).

6. There are no persons dependent on me for support.

7. I have no money in my Prison trust account. Attached is a financial statement from our accounting office in Columbia.

I understand that a false statement or answer to any questions in this declaration will subject me to penalties of perjury.

I declare that under the penalty of perjury that the foregoing is true and correct.

Signed this 13th day of November 2013.

Respectfully

Jimmy D. Jones #240330

Jimmy D. Jones #240330
Appellant

Kershaw Corr. Inst

MA-37

4848 Goldmine Hwy

Kershaw, S.C. 29067

Kershaw C.I.
Kershaw

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FINANCIAL CERTIFICATE
FOR THE
DISTRICT OF SOUTH CAROLINA

AUG 13 2013

KerCI
MAILROOM

(for use in § 1983, Bivens, and non-habeas civil actions filed by prisoners)

I request that an authorized officer of the institution in which I am confined, or other person designated to review financial information in relation to inmate trust funds, complete this Certificate. If I have insufficient funds in my account that prohibit me from paying the full filing fee required by 28 U.S.C. § 1914, I will send with my complaint an initial installment payment, required by 28 U.S.C. § 1915, equal to the amount calculated and entered on line four by the authorized officer signing this form.

Jimmy D. Jones
INMATE NAME (PRINTED)

240330
INMATE (PRISONER) NUMBER

Jimmy D. Jones
INMATE SIGNATURE

Kershaw C.I.
PLACE OF CONFINEMENT

- ◆ (1) Average monthly deposits to the inmate's account.....\$ 0
- ◆ (2) Average monthly balance in the inmate's account calculated for the prior six months period.\$ 0
- ◆ (3) Current Balance\$ 0
- ◆ (4) Initial Installment Payment (Take 20 percent of the greater of lines 1 or 2).....\$ 0

I hereby certify that as of this date, the above financial information is accurate for the above named inmate.

[Signature]
Authorized Officer's Signature

8/8/13
Date

J. Smith Fin Act
Authorized Officer's Name and Title

Am 2

Kershaw CI

Kershaw

NOV 16 2012

FINANCIAL CERTIFICATE FOR THE DISTRICT OF SOUTH CAROLINA

(for use in § 1983, Bivens, and non-habeas civil actions filed by prisoners)

MA (LROCK, SOUTH)

I request that an authorized officer of the institution in which I am confined, or other person designated to review financial information in relation to inmate trust funds, complete this Certificate. If I have insufficient funds in my account that prohibit me from paying the full filing fee required by 28 U.S.C. § 1914, I will send with my complaint an initial installment payment, required by 28 U.S.C. § 1915, equal to the amount calculated and entered on line four by the authorized officer signing this form.

Jimmy D. Jones
INMATE NAME (PRINTED)
Jimmy D. Jones
INMATE SIGNATURE

240330
INMATE (PRISONER) NUMBER
Kershaw CI
PLACE OF CONFINEMENT

- ◆ (1) Average monthly deposits to the inmate's account.....\$ 0
- ◆ (2) Average monthly balance in the inmate's account calculated for the prior six months period.\$ 0
- ◆ (3) Current Balance\$ 0
- ◆ (4) Initial Installment Payment (Take 20 percent of the greater of lines 1 or 2).....\$ 0

I hereby certify that as of this date, the above financial information is accurate for the above named inmate.

[Signature]
Authorized Officer's Signature
J. Smith Fin Actg.
Authorized Officer's Name and Title

11/9/12
Date

FILED FOR
CLERK OF COURT
SPARTANBURG COUNTY
FILED
CLERK OF COURT
SPARTANBURG COUNTY
2013 JAN -7 AM 9:59
M. HOPE BLAUGLEY
M. HOPE BLAUGLEY
17 AM 9:01

In The State of South Carolina
In The Court of APPEALS

Jimmy D. Jones
APPELLANT

APPELLATE Case No: 2013-001598

v.
State of South Carolina
APPELLEES

Certificate of Service

I, Jimmy D. Jones, do hereby depose and state that I have served my Declaration In Support of Motion To Proceed In Forma PAUPERIS and Motion For Appointment of Counsel to the clerks office at the S.C. Court of APPEALS, P.O. Box 11629, Columbia, S.C. 29211 and to Ms. Kristin Simons, Asst. Attorney General, P.O. Box 11549, Columbia, S.C. 29211 by depositing copies of such in the U.S. mail at Kershaw Corr. Institution mailroom, POSTAGE PREPAID, and sent first class mail on this 13th day of November 2013.

Respectfully Submitted
Jimmy D Jones #240330
APPELLANT

Kershaw Corr. Inst.
MA-37
4848 Goldmine Hwy
Kershaw, S.C. 29067