

State of South Carolina
In the Supreme Court

Appeal from the Administrative Law Court
Shirley C. Robinson, Administrative Law Judge

Appellate Case No. 2013-001871
Court of Appeals Case No. 2013-001722
Docket No. 12-ALS-15-0026

Stewart Buchanan, Petitioner,

v.

South Carolina Department of
Probation, Parole and Pardon Services, Respondent.

Emergency Motion for Order to
Stay Remittur

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SC Court of Appeals

Now comes Petitioner Stewart Buchanan who, in support of his
"Emergency Motion for Order to Stay Remittur", would respectfully
show this Court:

1. On November 7, 2013 this appeal was dismissed by the Court of Appeals.
2. Petitioner intends to file a Petition for Writ of Certiorari with

this Court, but he has not been able to perfect same in the six (6) days he has had since being notified the appeal was dismissed.

3. The Court of Appeals will not entertain Petitioner's motion to stay remittur due to his inability to pay the motion filing fee.

4. This Court has waived filing fees in this case.

5. Petitioner has no other plain, adequate or complete remedy at law to protect and preserve his right to petition this Court for a Writ of Certiorari.

Wherefore, Petitioner prays that this Court grant this Motion by issuing an Order compelling the Clerk, S.C. Court of Appeals, to stay remittur, or, in the alternative, to recall the remittur in this case, for a sufficient time for Petitioner to seek relief from this Court as described herein.

Respectfully submitted:

Stewart Buchanan

Stewart Buchanan, #069848, ProSe

McCormick CI

386 Redemption Way

McCormick, SC 29829

Dated: November 18, 2013

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Proof of Service

Personally appears Affiant Stewart Buchanan who, first being duly sworn, hereby deposes and says I placed originals of my "Emergency motion for order to Stay Remittur" in sealed envelopes, addressed as below, and deposited same in the McCormick CI mailroom on this 19th day of November, 2013.

Envelopes Addressed To: (1) Hon. Jenny A. Kitchings, Clerk, SC Court of Appeals, P.O. Box 11629, Columbia, SC 29211; (2) Tommy Evans, Jr., Esq., S.C. Dept. Prob., P.A. & Pdn. Svs., P.O. Box 5066, Columbia, SC 29200; and, (3) Hon. Daniel Shearhouse, Clerk, S.C. Supreme Court, P.O. Box 11330, Columbia, SC 29211.

S/ Stewart Buchanan
Affiant

Sworn to and subscribed before me
this 19 day of Nov, 2013.

J. Franklin

Notary Public
My Commission expires
12-16-2019

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SC Court of Appeals