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JAN 13 2014  
SC Court of Appeals

STATE OF SOUTH CAROLINA  
In The Court of Appeals  
APPEAL FROM ADMINISTRATIVE LAW COURT  
JOHN D. McLEOD, ADMINISTRATIVE LAW JUDGE  
Docket No. 13-ALJ-04-0661-AP

Brian Daniels, Appellant,

vs.

South Carolina Department of  
Corrections [SCDC], Respondent.

NOTICE AND MOTION TO PROCEED IN  
FORMA PAUPERIS AND FOR PRO SE  
PRISONER STATUS

PLEASE TAKE NOTICE the undersigned moves on January 10, 2014 before the Court for an Order granting him in forma pauperis in this appeal on the ground(s): Martin v. State, 471 S.E.2d 134, 135 (1995)[The Court stressed, "Further, where certain fundamental rights are involved, the Constitution requires that an indigent be allowed access to the Courts."] Appellant was granted leave to proceed in the Administrative Law Court (ALC) in forma pauperis in the appeal of the disciplinary/administrative grievance. Howard v. SCDC, 733 S.E.2d 211 (2012). But see Slezak v. SCDC, 605 S.E.2d 506, 508 (2004)(holding "security hazard and a health hazard to inmates" state "a violation of appellant's liberty interest so as to entitle him a hearing")

Appellant respectfully requests that this Court grants him pro se prisoner status which would relax South Carolina Appellate Court Rules (SCACR) 210 and 211 as they pertain to cover stock paper(s), brief(s) and record(s) on appeal; also number(s) of copies of them. SCDC has policy(ies) which deem(s) cover stock paper contraband and prohibits material(s) for binding brief(s) and etc. He points to Johnson v. State, 364 S.E.2d 201 (1988)[citing Anders] at Ibid fo South Carolina Supreme Court authority for instance that he should be allowed to proceed in this Court.

This 10 day of January 2014.

Brian Daniels  
Brian Daniels, 253205  
RCI, SB-5, POB 2039  
Ridgeland, S.C. 29936

CERTIFICATE OF SERVICE

The undersigned hereby certifies that he has caused true and correct copies of the "Notice and Motion to Proceed *in Rem* Pauperis and for Pro Se Prisoner Status" to be mailed, postage pre-paid, to respondent's attorney Shanika Johnson, POB 21787, Columbia, S.C. 29221, this 10 day of January 2014.

s/ Brian Daniels