

CASE NO.

IN THE

SPARTANBURG FAMILY LAW COURT

COURT

RECEIVED

JANNETH SANDERS

—PETITIONER

JAN 21 2014

SC Court of Appeals

LAUNEL SANDERS

RESPONDENTS

Case # : 2010 - DR - 42 - 2870

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The Petitioner asks leave to file the attached petition without prepayment of costs and to proceed in forma pauperis.

~~X~~ Petitioner has previously been granted leave leave to proceed in forma pauperis in the following Courts:

- (1) U.S. DISTRICT CT, SOUTH CAROLINA DIST., GREENVILLE DIVISION
- (2) U.S. DISTRICT CT SOUTH CAROLINA DIST, COLUMBIA DIVISION
- (3) U.S. DISTRICT CT, WESTERN DIST, NORTH CAROLINA CHARLOTTE DIVISION

{ } Petitioner has **not** previously been granted leave to proceed in forma pauperis.

- (4) U.S. 4th CIRCUIT Appeals CT, RICHMOND, VIRGINIA

Petitioner's affidavit or declaration in support of this Motion is attached hereto.

Launel Sanders

1-14-2014

signature

AFFIDAVIT OR DECLARATION
IN SUPPORT OF MOTION FOR LEAVE TO PROCEED IN FORMA
PAUPERIS

I, LAUNEIL SANDERS, am the petitioner in the above-entitled case. In support of my motion to proceed in forma pauperis, I state that because of my poverty I am unable to pay the costs of this case or to give security therefor; and I believe I am entitled to redress.

For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

INCOME SOURCE	AVERAGE MONTHLY AMOUNT DURING PAST 12 MONTHS		AMOUNT NEXT MONTH	
	SELF	SPOUSE	SELF	SPOUSE
EMPLOYMENT	100	1600 00	100	1600 00
SELF-Employment	0	0	0	0
Income from Real Property	0	0	0	0
Interest, Dividends	0	0	0	0
Gifts	0	0	0	0
Alimony	0	0	0	0
Child Support	0	0	0	0
Retirement	0	0	0	0
Disability	0	0	0	0

	<u>SELF</u>	<u>SPOUSE</u>	<u>SELF</u>	<u>SPOUSE</u>
Unemployment	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
INCOME SOURCE	AVERAGE MONTHLY AMOUNT DURING PAST 12 MONTHS		AMOUNT NEXT MONTH	
Public Assistance	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Other income	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
TOTAL MONTHLY INCOME	<u>100⁰⁰</u>	<u>1600⁰⁰</u>	<u>100⁰⁰</u>	<u>1600.00</u>

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions)

Employer	Address	Dates of employment	Gross Monthly Pay
<u>RETIRED</u>			
 			
 			

3. List your spouse's employment history for the past two years, most recent employer first. (Gross Monthly pay is before taxes or other deductions)

Employer	Address	Dates of employment	Gross Monthly Pay
<u>COOPER STANDARD AUTOMOTIVE</u>	<u>100 QUALITY WAY</u>	<u>SPARTANBURG, S.C</u>	<u>29304</u>
		<u>7-1-2005 to PRESENT</u>	<u>\$ 1600/month</u>

4. How much cash do you and your spouse have?

Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Institution Has	Type Acct	Amount You Have	Amount Your Spouse
<u>FOUNDERS Federal CREDIT Union</u>			
<u>SPARTANBURG, S.C, 29306</u>		<u>\$ 295.00</u>	<u>\$ 395.00</u>

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

Home 4005 HIGHWAY 11 Other Real Estate NONE
Value \$ 175000 Value —

Motor Vehicle #1 DODGE
Year, Make & Model 1997 DODGE RAM 250, valued @ \$ 1500

Motor Vehicle #2 DODGE / JEEP
Year, Make & Model JEEP COMMANDER 2006 valued at \$ 10,000

Other assets
Description-- NONE
Value---

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person Owing You Amount Owed to You Amount Owed to Spouse
Or your spouse

(1) JANNETH SANDERS OWES HOSPITAL - CEBU GENERAL UNIVERSAL HOSPITAL
in CEBU, PHILIPPINES, JANNETH OWES
APPROX \$ 7500 on HER MOTHER'S DEATH

7. State the persons who rely on you or your spouse for support.

NAME	RELATIONSHIP	AGE
1. JANNETH SANDERS	SPOUSE	40
2. DOROTHY SANDERS	DAUGHTER	19
3. COLONEL TONY SANDERS	SON	10
4. ANTONIO EMBERADOR	FATHER IN LAW	74
5. EDITH EMBERADOR	MOTHER IN LAW	59

c. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, or annually to show the monthly rate.

	YOU	YOUR SPOUSE
Rent or home mortgage (include mobile home lot)	<u>720.00</u>	<u>720.00</u>
Are Real Estate taxes included yes <input checked="" type="checkbox"/> no <input type="checkbox"/>		
Is property insurance included yes <input checked="" type="checkbox"/> no <input type="checkbox"/>		
Utilities	<u>165.00</u>	<u>165.00</u>
Home Maintenance (Repairs, Upkeep)	<u>50.00</u>	<u>45.00</u>
Food	<u>275.00</u>	<u>275.00</u>
Clothing	<u>165.00</u>	<u>175.00</u>
Laundry and Dry-cleaning	<u>40.00</u>	<u>55.00</u>
Medical and Dental Expenses	<u>25.00</u>	<u>25.00</u>
Transportation	<u>35.00</u>	<u>35.00</u>
Recreation, Entertainment, Newspapers	<u>15.00</u>	<u>25.00</u>
Insurance (not deducted from wages or mortgage payments)		
Homeowner's or Renter's	<u>0</u>	<u>0</u>
Life	<u>395.00</u>	<u>0</u>

Health 60.00 75.00

YOU YOUR SPOUSE

Motor Vehicle 145.00 145.00

Other Insurance- 0 0

Taxes (not deducted from wages or included in mortgage payments)

Specify-----

Installment Payments

Motor Vehicle 0 475.00

Credit CARDS 365.00 295.00

Department Stores 165.00 195.00

Other—

Alimony, maintenance and support to others 0 0

Regular Business Expenses 0 0

Other Expenses 0 0

TOTAL MONTHLY EXPENSES

#	D
2575.00	2705.00

9. Do you expect any major changes to your monthly income or expenses or in your assets or liabilities during the next 12 months?

_____ yes ~~_____~~ no

10. Have you paid or will you be paying an attorney any money for services in connection with this case, including the completion of this form?

_____ yes ~~_____~~ NO

If yes, How much? _____

If yes, state the attorney's name, address, and telephone number

NA

11. Have you paid or will you be paying anyone other than an attorney (such as a Paralegal or a typist) any money for services in connection with this case, including the completion of this form?

Yes _____ NO ~~_____~~

If yes, how much?

If yes, state the name, address, and telephone number.

NA

12. Provide any other information that will help explain why you cannot pay the costs of this case.

NONE

STATE OF SOUTH CAROLINA
COUNTY OF SPARTANBURG

JANNETH SANDERS

Plaintiff
VS.

FAMILY LAW COURT
CASE NO. 2010-DR-42-2870

FILED
CLERK OF COURT
SPARTANBURG COUNTY
2014 JAN 14 PM 12:53
M. HOPE BLACKLEY

LAUNEIL SANDERS
DEFENDANTS

“NOTICE OF APPEALS TO SOUTH CAROLINA APPEALS COURT”

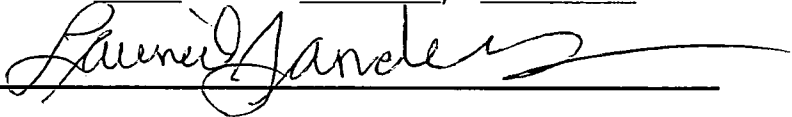
**SOUTH CAROLINA APPEALS COURT
P.O. BOX 11629
COLUMBIA, SOUTH CAROLINA 29211**

I. EXECUTIVE INTRODUCTION

A. That I, Launeil Sanders, DO IMMEDIATELY appeal this new visitation that was stamped into the RECORD AT JANUARY 2, 2014.

B. That I , Launeil Sanders, HAVE HAD UNLIMITED VISITATION SCHEDULE SINCE JULY 5, 2012 SUPERSEDEAS ORDER SIGNED ON july 5, 2012. Thus for the past 11/2 YEARS, I HAVE HAD UNLIMITED VISITATION MITH MY SON , COLONEL TONY SANDERS.

RESPECTFULLY Submitted ON THIS THE 14th DAY OF JANUARY 2014



COLONEL LAUNEIL ("Neil") SANDERS
4005 Highway 11
Inman, South Carolina 29349
Telephone (864) 578-6637
Email: colonel_launeilsanders@yahoo.com

CERTIFICATE OF SERVICE

That I, Launeil Sanders, the undersigned certify that we have this date served a copy of "Notice of Appeals to South Carolina APPEALS COURT" by depositing a copy same in the United States Mail, with sufficient postage attached thereto, to following address:

FILED
CLERK OF COURT
SPARTANBURG COUNTY
2014 JAN 14 PM 12:53
M. HOPE BIRDAKLEY

1. BURTS, TURNER AND RHODES
c/o Richard Rhodes, Attorneys for Plaintiff
P.O. Box 3408
Spartanburg, South Carolina 29304
Phone 864-585-8166

*That I put COPY in U.S. Mail
with sufficient postage
Launeil Sanders*

STATE OF SOUTH CAROLINA
COUNTY OF SPARTANBURG

JANNETH SANDERS

Plaintiff
VS.

FAMILY LAW COURT
CASE NO. 2010-DR-42-2870

LAUNEIL SANDERS
DEFENDANTS

FILED COURT
CLERK OF COURT
SPARTANBURG COUNTY
2014 JAN 14 PM 12:54
M. HOPE BLACKLEY

"MOTION OF SUPERSEDEAS TO STAY ALL PROVISIONS UNTIL THE
SOUTH CAROLINA APPEALS COURT HAS TIME TO REVIEW THIS
ORDER"

***SOUTH CAROLINA APPEALS COURT
P.O. BOX 11629
COLUMBIA, SOUTH CAROLINA 29211***

I. EXECUTIVE INTRODUCTION

A. That I, Launeil Sanders, DO IMMEDIATELY appeal this new visitation SCHEDULE that was stamped into the RECORD AT JANUARY 2, 2014.

B. That I, Launeil Sanders, HAVE HAD UNLIMITED VISITATION SINCE JULY 5, 2012 SUPERSEDEAS ORDER SIGNED ON July 5, 2012. Thus for the past ***11/2 YEARS***, I HAVE HAD UNLIMITED VISITATION MITH MY SON , COLONEL TONY SANDERS.

C. That I have had unlimited child visitation with my son for the past ***1 1/2 YEARS***, and I haven't performed any actions or disobeyed any of the Supersedeas Motion and ORDER that was signed on July 5, 2012.

D. The papers that I have been served state "Judge Brown's Standard Visitation Guidelines and Restraining Orders."

E. That I, Launeil Sanders, do submit that everything in this "Judge Brown's Standard Visitation, Guidelines, and Restraining Orders " be stayed and put on HOLD til the South Carolina Appeals Court Has a chance to review the Supersedeas Order that was Signed on July 5, 2012. As a matter of fact if opposing party had wanted to RESTRICT MY VISITATION, then they should have put it in the July 5, 2012, SUPERSEDEAS ORDER.

F. That under II. E. –Failure to PAY CHILD SUPPORT/DENIAL OF VISITATION –That since July 5, 2012, when the SUPERSEDEAS ORDER WAS SIGNED, I , Launeil Sanders have been in full Compliance with the July 5, 2012, ORDER as I have been paying 1/2 of her mortgage payment of \$720.00 a month which was \$320 more than the Alimony that was in Fraley's order of March 21, 2012 Order.

G. On the last paragraph of the four page order, it states **NOTE**

In this NOTE it states : "This Order applies to custodians and visiting parents alike. A violation Of any of this Order could subject the violating party to contempt sanctions

Which include up to one (1) year in jail to coerce compliance or six months in jail

To punish, up to a One Thousand Five Hundred (\$1500.00)Dollar fine and up to 300 Hours

Community service .One may also be required to pay attorney's fees and costs of

the party who brings the action to enforce this Order.

This Supersedeas Order will stay all PROVISIONS of this four page Order submitted to me today.

H. That there is RETALIATION BY RICHARD RHODES OF BURTS , TURNER, AND RHODES AND BY JANNETH SANDERS AS I, LAUNEIL SANDERS , FILED A MOTION FOR DISMISSAL BEFORE THE COURT BUT JUSTICE BRIDGES, BLACK JUDGE WOULD NOT HEAR MY CASE AS SHE CLAIMED IT WAS DOWN AT THE SOUTH CAROLINA APPEALS COURT AND ON OCTOBER 28, 2013, SHE Bridges refused to hear this case . What I filed with Court was that we Janneth Sanders and Launeil Sanders had been living together at 593 Shoreline Blvd., Boiling Springs, S.C. 29316. Thus, the witness that Richard Rhodes and Janneth Sanders Brought to Court before Judge Fraley on March 5, 2012, WAS LYING and was giving false testimony. Richard Rhodes and Janneth Sanders knew he was LYING and GIVING FALSE Testimony to the Court and no punishment has yet been rendered against them. So this December 19, 2013, Rule To Show Cause was deliberate RETALIATION.AGAINST ME FOR FILING MY TRUTHFUL ACTIONS.

I. Richard Rhodes is a corrupt attorney who always tries to get me to pay

Janneth Sanders Attorney fees, even though Janneth Sanders has over \$38,500, she pulled out of her Retirement Assets. Janneth Sanders has sufficient

assets to pay her own attorney FEES. Besides, it is INAPPROPRIATE AND IMPROPER that I, Launeil Sanders, would be required to pay her attorney fees.

J. That pursuant of THIS DELIBERATE RETALIATION BY Richard Rhodes and Janneth Sanders I fully submit this Motion of Supersedeas that will stay ALL PROVISIONS OF FOUR PAGE ORDER SIGNED ON JANUARY 2, 2014.

RESPECTFULLY Submitted ON THIS THE 14th DAY OF JANUARY, 2014
Launeil Sanders

COLONEL LAUNEIL ("Neil") SANDERS
4005 Highway 11
Inman, South Carolina 29349
Telephone (864) 578-6637
Email:slauneil@yahoo.com

FILED
CLERK OF COURT
SPARTANBURG COUNTY
2014 JAN 14 PM 12:54
M. HOPE BLACKLEY

CERTIFICATE OF SERVICE

That I, Launeil Sanders, the undersigned certify that we have this date served a copy of "MOTION FOR SUPERSEDEAS ORDER to South Carolina Appeals Court "by depositing a copy of same in the United States Mail, with sufficient postage attached thereto, to following address:

1. BURTS, TURNER AND RHODES
c/o Richard Rhodes, Attorneys for Plaintiff
P.O. Box 3408
Spartanburg, South Carolina 29304
Phone 864- 585-8166

*I put copy in U.S. Mail
with sufficient postage
Launeil Sanders*

RECEIVED

JAN 21 2014

SC Court of Appeals

01/14/14 SANDERS VS. SANDERS
RECEIPT #

FCC .00 25.00CA .00
240309
DOCKET #:

** FEE ** .00

SANDERS VS. SANDERS

MOTION FEE 25.00

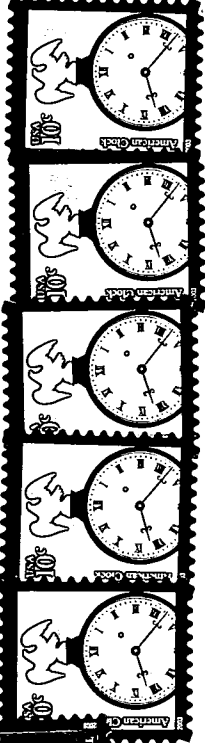
00000

CASH PRO SE
10-2870 CMW

11/14

35

POSTAGE DUE



RECEIVED

JAN 21 2014

Attention CLERK of COURT
SOUTH CAROLINA APPEALS COURT

P.O. Box 11629

COLUMBIA, S.C. 29211