

SOUTH CAROLINA COURT OF APPEALS

David Buff,

APPELLANT,

VS.

South Carolina Department of Corrections,
RESPONDANT

APPELATE CASE No: 2014-000045

ORIGINAL DOCKET No: 13-ALJ-04-0417-AP

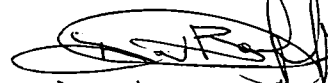
MOTION TO PROCEED WITHOUT PREPAYMENT
OF FEES AND AFFIDAVIT

Appellant files this motion to proceed on Appeal *in forma pauperis* in the above entitled case. In support, I declare under pains and penalties of perjury that I am unable to pay the required fees, that I am unemployed, have no source of income, that I am currently incarcerated, and own no property, or any other thing(s) of value, to put forth as security for the required fees. I declare under oath that receive no money from family, or any other sources, into my Cooper Trust Fund Account. Attached is a financial statement indicating Appellant's indigency status, and I request leave to proceed on Appeal *in forma pauperis*.

I declare under pains and penalties of perjury that Notice of Appeal was served on the South Carolina Administrative Law Court prior to filing the above entitled case with the Court of Appeals. I declare under oath, that on, or about, FEBRUARY 12, 2014, I sent a request to the Administrative Law Court asking for a copy of the CERTIFICATE OF SERVICE be returned or a copy forwarded to the Court of Appeals, enclosed with the Appellate Case Number. No response has been forthcoming as to the date of this motion. Appellant is therefore unable to produce a copy of the CERTIFICATE OF SERVICE.

I so declare under the pains and penalties of perjury that the foregoing is true and correct.

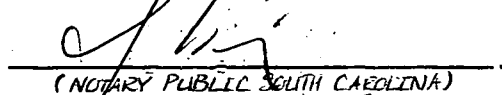
RESPECTFULLY SUBMITTED,



DAVID KEITH BUFF #311020
LIEBER CORR INST. SMU/MB-241
P.O. Box 205
RODGEVILLE S.C. 29472

DATE: MARCH 12 2014.

SWORN TO AND SUBSCRIBED BEFORE ME
THIS 12 DAY OF MARCH 2014.


(NOTARY PUBLIC SOUTH CAROLINA)

MY COMMISSION EXPIRES JUN 2012

RECEIVED

MAR 18 2014

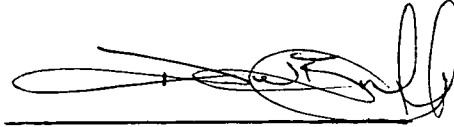
SC Court of Appeals

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing motion was served on Respondent and the Administrative Law Court at the below listed addresses by placing a copy of the same in the United States mail this 13TH day of MARCH 2014:

OFFICE OF GENERAL COUNSEL
P.O. Box 21787
COLUMBIA S.C. 29221

SOUTH CAROLINA ADMINISTRATIVE LAW COURT
1205 PENDLETON STREET, SUITE 224
COLUMBIA S.C. 29201



DAVID KEITH BUFF

RECEIVED

MAR 18 2014

SC Court of Appeals

RECEIVED
MAR 05 2014
MAIL ROOM
LEBER C.I.

INMATE TRUST FUND ACCOUNT REPORT
for SOUTH CAROLINA COURT FILING FEES

RECEIVED
FEB 24 2014
MAIL ROOM
LEBER C.I.

INSTRUCTIONS TO INMATE: Complete top portion then give to your mailroom. Returned from Accounting, you must mail this form with any payment to the Court.

By signing my name below, I am asking the Financial Accounting Office of the South Carolina Department of Corrections to complete this report. In accordance with SC Code of Laws §24-27-100 and 150, I authorize payment of the full filing fee. If I have insufficient funds in my account at this time to pay the court's full filing fee, I authorize SCDC to deduct the initial and subsequent payments until payment is completed.

INMATE NAME (print): David Keith Buff MB 241

SCDC # 311020 INMATE SIGNATURE: [Signature]

I plan to file this action in the SC County of Columbia

The section below is for SCDC - Financial Accounting Branch's use ONLY.

- (1) Total deposits to inmate's account for preceding six months' period* \$ 0
- (2) Twenty percent (20%) of line 1 \$ 0
- (3) Account balance - current date \$ 9.45
- (4) PAYMENT AMOUNT **
(Lesser of line 2 or line 3)
Enclosed check # \$ 0

* Restitution freeze

NOTE to COURT: If payment is for partial fee, Court must notify SCDC once fee is accepted and filed. Send notice with case # and balance owed to address below. SCDC will NOT process any additional payments until notification is received from Court.

South Carolina Department of Corrections
Financial Accounting - Room 234
PO Box 21787
Columbia, SC 29221-1787

RECEIVED
MAR 18 2014
SC Court of Appeals

* Admission date is noted here if inmate incarcerated less than six months

[Signature]
Approved by Financial Accounting Branch - SCDC

2/28/14
Date

RECEIVED
MAR 05 2014
MAIL ROOM
LIEBER C.I.

Lieber
RECEIVED
FEB 24 2014
MAIL ROOM
LIEBER C.I.

**FINANCIAL CERTIFICATE
FOR THE
DISTRICT OF SOUTH CAROLINA**
(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 (currently \$350.00), 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.

I recognize that by filing this case, I am required to pay the full filing fee (or the remaining unpaid portion of the filing fee by installments if necessary) under 28 U.S.C. § 1915(b) even though I am requesting to proceed *in forma pauperis*. I authorize and consent to collection of the filing fee in accordance with 28 U.S.C. § 1915 until the filing fee is paid in full.

David Keith Buff
INMATE NAME (PRINTED) *311020 MB24
INMATE (PRISONER) NUMBER
[Signature]
INMATE SIGNATURE Lieber Corr. Inst.
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.\$ 9.45
- ◆ (3) Current Balance\$ 9.45
- ◆ (4) Initial Installment Payment (Take 20 percent of the greater of lines 1 or 2).....\$ 0
+ Restitution Freeze

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

[Signature]
Authorized Officer's Signature 2/28/14
Date
J Smith Fin. Acty.
Authorized Officer's Name and Title

DAVID WERTH BLIFF # 311020
LIEBER COZE INST. 8M11/MB-241
P.O. Box 205
RIDGEVILLE S.C. 29472

RECEIVED

MAR 14 2014

MAIL ROOM
LIEBER CL.

RECEIVED

MAR 18 2014

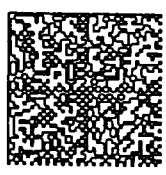
SC Court of Appeals

South Carolina Court of Appeals

Post Office Box 11629

COLUMBIA S.C. 29211

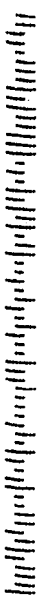
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THE DEPARTMENT OF CORRECTIONS HAS NOT
INSPECTED OR APPROVED THIS ITEM; THEREFORE,
THE USER MUST ASSUME RESPONSIBILITY
FOR THE CONTENTS.

LIEBER CORRECTIONAL INSTITUTION
S.C. DEPARTMENT OF CORRECTIONS