

STATE OF SOUTH CAROLINA)
)
 COUNTY OF GREENVILLE)
)
 Circuit Court Judge: J. Mark Hayes II)
)
 Case No. 2013-CP-23-04330)
)
 Thomas Tosai Perkins, *Pro Se* (or Appellant))
)
 vs.)
)
 Tommy Joe Moore, *Pro Se* (or Respondent))
)
)

IN THE
 COURT OF APPEALS

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FEB 11 2014

SC Court of Appeals

**MOTION AND AFFIDAVIT
 TO ORDER TRANSCRIPT
 OUT OF TIME
 AND GRANT
IN FORMA PAUPERIS**

Case No. 2013002549

I, Thomas T. Perkins the appellant, being duly sworn, state that I am the Appellant, *Pro Se*, who is seeking justice from error(s) in Judgment by the above Circuit Court Judge of who was telling the truth between appellant vs. respondent.

I do not have the funds available to pay the costs of transcribing this case from the Circuit Court, and failed to pay earlier due to disability and recent hospitalization due to receiving a Notice to Vacate caused by a non-lawyer Other Counselor who illegally advised respondent without a license in both Magistrate Court and Circuit Court since the respondent stated that he neither can read nor fully understand, which, in my opinion, is a lie.

I overheard Michael P. Rau illegally advise respondent at the Circuit Court hearing to say to the Judge, "I'm [Tommy Moore] not stalking him; he's [Thomas Perkins] stalking me! And I have witnesses [his so-called gang member(s): live-in financee: Marie and girlfriend neighbor: B.J.]" of which his witnesses and other counselor were present at Circuit Court attempting to offer "new" evidence.

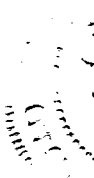
Non-lawyer Other Counselor then later surprisingly retaliated against me by reporting to the Greenville City Police that I harassed him from a letter of this case for I thought I was supposed to mail, within days after Michael P. Rau gave me permission to complain against him to Disciplinary Counsel in Columbia, S.C. when I respectfully complained to him face to face about practicing law without a license, telling Tommy Moore (respondent) what to say in both courtroom(s) just because Michael P. Rau hates the cause of presumption of whom caused me to presume as fact whether true or not that Tommy Moore has AIDS as I showed in my document(s) to the Circuit Court.

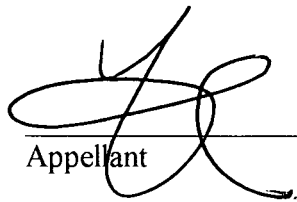
That person who caused the presumption is Steve Tipton, another resident of the same apartment complex who I watched affirm to me in front of Tommy Moore, Floyd Leroy Fox of 14M, and another older Steve in the wheelchair (moved-out because of Tommy Moore) that Tommy Moore of 14Q has AIDS. That's why I asked Tommy Moore to quit touching me all the time, but he became belligerent and demanded who told me that he had a disease.

Although I was not arrested for this "bogus crap" of mailing Other Counselor, I was ordered to cease mailing, speaking, or sending anyone to speak to the Other Counselor. However, I ordered limited transcript(s) from the Magistrate Court (wrong court) within time constraints of the illegal advising, to the best of my knowledge, as I thought I was suppose to, as it is my duty.

Therefore, I hereby request that my transcript negligence be excused and motion to order the hearing of the Circuit Court transcript(s) **out of time in forma pauperis**; my personal order for the transcript was mailed on February 5, 2014 to court reporter: Caroline Hiskell of 32 Duxbury Lane in Easley, S.C. 29642. A copy of this Motion and Affidavit will be mailed to her also, as well as respondent, but not his Other Counselor, since I fear a policeman might arrest me due to retaliation by the gang, if I lose my cool over this stuff and want to physically defend myself.

Sworn to before me this
7th day of February, 2014

 Amy E. Baxter
Notary Public of South Carolina


Appellant Thomas T Perkins

My Commission expires: 9-23-14

ORDER

- Leave is *granted* to order transcript out of time and *in forma pauperis*.
- Leave is *denied* to order transcript out of time and *in forma pauperis*
- Leave is granted to order transcript out of time but not *in forma pauperis*.
This case will be dismissed without further order of the Court of Appeals if the Circuit Court Reporter does not transcribe the hearing on or before

_____, 20____. (Court of Appeals Only)

Date: _____, 20____

Court of Appeals Judge

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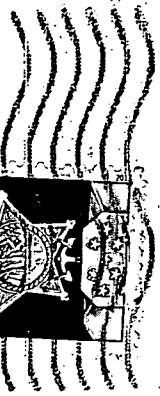
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Clerk of Court
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Columbia, South Carolina 29211

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