

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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APPEAL FROM ADMINISTRATIVE LAW COURT
Honorable John D. McLeod

APR 04 2014

SC Court of Appeals

Docket No. 14-ALJ-04-0166

Samuel Burt. Appellant,

v.

South Carolina Department of Corrections . . . Respondent.

PETITION FOR LEAVE TO PROCEED
WITHOUT PREPAYMENT OF FEES OR COSTS

Samuel Burt, Appellant PRO SE, does hereby petition the Court of Appeals for leave to proceed without prepayment of fees or costs relating to this appeal. In support of this petition, Appellant would respectfully show the following:

1. This appeal is from the Decision of the Honorable John D. McLeod, Administrative Law Judge, Pursuant to S.C.Code Ann. §§ 1-23-380 and 1-23-610(C, D), Appeal in this matter is by right;

2. As set forth with specificity in the Notice of Appeal from the Agency to the Administrative Law Court, the matters involved allegations of multiple violations by Agency of Appellant's state-created constitutionally-protected property interests and substantive violations of due process of law relating thereto;

3. Appellant is an inmate of the South Carolina Department of Corrections since 1987 and is entirely indigent--hasn't had a dime in his E.H.Cooper Trust Fund Account for many years. Wherefore, he does not at present have funds to pay the required \$100 fee mandated by Rule 203(2)(B)(iii)(2009) or costs appertaining to the appeal;

4. Upon demand, Appellant is able to produce official documentation proving his indigent status which is on order, not included here;

5. Appellant respectfully submits it would be manifestly unjust for him to be constructively denied access to this Court, of state-created right to appeal and vindication of constitutionally protected rights and property interests by reason of his inability to prepay fees and costs.

WHEREFORE, Appellant requests the Court grant this petition. Appellant hereby declares under penalty of perjury that the foregoing allegations of fact are true and correct this 1 day of April, 2014.

April 1, 2014

Samuel Burt, #141532

Kershaw Correctional Inst.
4848 Goldmine Highway
Kershaw, SC 29067

Appellant PRO SE