

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM ADMINISTRATIVE LAW COURT  
Clerk of ALC

ALC Docket No. 14-ALS-04-N/A  
Gric. No. MCCZ 0134-14

T. Terrell Bryan, 254638, Appellant,

v.

South Carolina Department of Corrections, Respondent.

IN FORMA PAUPERIS MOTION

I hereby apply for leave to proceed in this action without prepayment of fees or costs or security thereof, in support of my motion I declare under penalty of perjury, 28 U.S.C. § 1791 & 18 U.S.C. § 1621, that the following facts are true:

- 1.) I am the Appellant in this action & believe I am entitled to redress.
- 2.) Because of my poverty I am unable to pay the costs of said proceedings or give security thereof.
- 3.) If the contract is upheld by this court, then I will be released to the yard, noting I've been on SMU for almost ten (10) years. Pursuant to Giano v. Selsky, 238 F.3d 223 (2001) my ten years on SMU &/or ten (10) years cumulative confinement on SMU is an "atypical & significant hardship" to ordinary incidents of prison life, implicating a liberty interest, which I am entitled to due process protection.

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SC COURT OF APPEALS

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<b>Attachment</b>	<b>Description</b>		
<u>1</u>	Exhibit	2 pages	0.8 mb
<u>2</u>	Exhibit	4 pages	40 kb
<u>3</u>	Exhibit	2 pages	30 kb
<u>4</u>	Exhibit	4 pages	35 kb
<u>5</u>	Exhibit	3 pages	29 kb
<u>6</u>	Exhibit	3 pages	32 kb
<u>7</u>	Exhibit	2 pages	24 kb
<u>8</u>	Exhibit	3 pages	36 kb

4/0/14, SC  
dated

X. T. Bryan

T. Terrell Bryan

#254633, SMU-B19, McCI

386 Redemption Way

McCormick, SC 29899

Sworn to before me this

\_\_\_\_\_ day of \_\_\_\_\_, 2014

\_\_\_\_\_ (L.S.)

My Commission Expires: \_\_\_\_\_

II. CONCLUSION

For these reasons, the Court should deny Plaintiff Bryan's Motion for Relief from Judgment.

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: /s/ Sarah T. Eibling

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Columbia, South Carolina

January 2, 2014

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PROOF OF SERVICE

I hereby certify that I have served a copy of 1.) EXHIBIT #121 - clerk's memo, 2.) EXHIBIT #124 - stamped received (ALC) envelope, 3.) EXHIBIT #125 - 3/21/14 letter to clerk, 4.) Step 1 Grievance (MCCI 0134-14) w/EXHIBITS, 5.) Motion For Declaratory Judgment & Injunctive Relief, 6.) Notice of Appeal, & 7.) In Forma Pauperis Motion, on: General Counsel; (Inter-Agency Mail), & s.c. Admin. Law Court; 1205 Pendleton St., Ste. 224, Columbia, SC 29201.

4/09/14, s.c.  
dated

x. T. T. Bryan

T. Terrell Bryan  
#254538, SMU-1319, MCCI  
386 Remption Way  
McCormick, SC 29899

OTHER COUNSEL OF RECORD

General Counsel  
(Inter-Agency Mail)

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