

3
APPELLANT'S MOTION FOR LEAVE
TO PROCEED IN FORMA PAUPERIS

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE ADMINISTRATIVE LAW COURT
CAROLYN C. MATTHEWS, ADMINISTRATIVE LAW JUDGE

CASE NO. 2015-000183

SOUTH CAROLINA DEPARTMENT
OF CORRECTIONS, (S.C.D.C.)

Respondent,

v.
George Cleveland, III, #357770,

APPELLANT,

APPELLANT'S MOTION FOR LEAVE
TO PROCEED IN FORMA PAUPERIS

RECEIVED
MAR 05 2015
SC Court of Appeals

George Cleveland, III #357770
EVANS CORRECTIONAL INST
610 Hwy 9 West
Bennettsville, S.C. - 29512
pro se Litigant

1. RULE 240 MOTION:

PURSUANT TO Rule 240 of the South CAROLINA Appellate Court Rules, the APPELLANT moves this COURT to GRANT my Motion FOR Leave to Proceed IN FORMA PAUPERIS because I'm A STATE INMATE in the custody of the South CAROLINA DEPARTMENT OF CORRECTIONS (S.C.D.C.) with no funds to pay the one-hundred \$100.00 filing fee, (see ATTACHED supporting AFFIDAVIT.

2. CASE - BACKGROUND:

This appeal arises from a DISMISSAL by the ADMINISTRATIVE LAW COURT (A.L.C.) on JANUARY 15, 2015. I received the ORDER from my PRISON MAIL-ROOM on JANUARY 21, 2015.

A timely notice of appeal was filed in this COURT, thus, this motion to proceed without pre-payment is now before the COURT.

3. ARGUMENT:

This case hinges on A motion to Dismiss filed by the S.C.D.C. Arguing that since I did not state A liberty Interest, my case should be dismissed.

The (A.L.C.) Agreed despite my Argument that A liberty Interest was stated in the form of AN mis-calculation in the Amount of Good Behavior credits the S.C.D.C. is Required to AWARD me under STATE LAW.

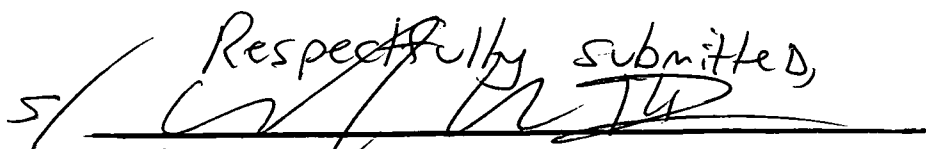
I Argued and still argue that the S.C.D.C. is out-right breaking the Law by not AWARDING me the proper Amount of Good-Behavior days which has caused my Release date to be inflated which could also Affect thousands of other non-violent inmates in the custody of the S.C.D.C.

I submit, my Appeal has merit, thus, is non-frivolous, and is not filed to delay judgment; therefore, I respectfully

Request the COURT GRANT my motion
to proceed without pre-paying the
\$100.00 filing fee.

4. CONCLUSION:

Based on the foregoing, I respectfully
request that the SOUTH CAROLINA COURT
of Appeals GRANT my motion to proceed
in FORMA PAUPERIS because I cannot
afford to pay the \$100.00 filing fee
and my appeal is non-frivolous;
therefore, my motion to proceed in
FORMA PAUPERIS should be GRANTED.

Respectfully submitted,

George Cleveland, III #357770
Evans Correctional Institution
610 Hwy 9 West
Bennettsville, S.C. 29512

DATED: MARCH 03, 2015 3.

George Cleveland, III, #357770, swears under the penalty of perjury the following regarding my inability to pay the \$100.00 filing fee to the South Carolina Court of Appeals is true and correct:

1. IN the last six (6) months, \$0.29 has been deposited in my Cooper-Trust-Fund Account.
2. My current account balance is \$0.02.
3. I do not earn money while in prison whatsoever.
4. I have been in the custody of the S.C.D.C. since November 13, 2013. serving a six (6) year non-violent prison sentence for poss. of stolen vehicle over ten-thousand (\$10,000.00).

SWORN AND AFFIRMED through
And by me:

3rd day of March 2015

S Ouelow

Notary Public

2/24
my commission Expires

U r S

Appellant's Signature

3-03-15

Appellant's Date

APPELLANT'S PROOF OF SERVICE

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THE STATE OF SOUTH CAROLINA

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APPEAL FROM THE ADMINISTRATIVE LAW COURT
CAROLYN C. MATTHEWS, ADMINISTRATIVE LAW JUDGE

CASE NO. : 2015-000183

SOUTH CAROLINA DEPARTMENT
OF CORRECTIONS (S.C.D.C.)

Respondent,

v.

George Cleveland III #357770

APPELLANT.

APPELLANT'S PROOF OF SERVICE

George Cleveland III proceeding pro se certifies that he has on the date below served on the Respondent, the motion to proceed in forma pauperis, and supporting affidavit to the following address by U.S. MAIL with proper postage affixed:

S.C.D.C.
Office of General Counsel
P.O. Box 21787
Columbia, S.C. 29221-1787

5/ Respectfully Submitted,
George Cleveland III #357770,
EVANS CORRECTIONAL INSTITUTION
610 Hwy 9 West
Bennettsville S.C. 29512

Dated: March 03, 2015

Appellate: CASE NO. : 2015000183

MARCH 03, 2015

The South CAROLINA COURT OF APPEALS
Attention: Mrs. Jenny Abbott Kitchings; clerk
P.O. Box 11629
Columbia, S.C. 29211

Re: CASE no. : 2015 -000183; motion for
Leave to file IN FORMA Pauperes

DEAR Mrs. Kitchings,

Attached to this letter is my motion
to proceed in forma Pauperes and
Proof of Service.

CAN you please file, and forward to
A Justice for consideration?

CAN you please mail me a clocked stamped
copy in the pre-paid envelope and extra copy.

Respectfully Requested,

RECEIVED

MAR 05 2015

SC Court of Appeals

George Cleveland, III
George Cleveland, III #357770
EVANS CORRECTIONAL INSTITUTION
610 Hwy 9 West
Bennettsville, SC 29512

TO RICHARD

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