

APPELLANT'S RULE 240 MOTION FOR
LEAVE TO PROCEED IN FORMA PAUPERIS

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED
MAY 14 2015
Court of Appeals

APPEAL FROM ADMINISTRATIVE LAW COURT
RALPH KING ANDERSON, III, CHIEF ADMINISTRATIVE
LAW JUDGE

APPELLATE CASE NO.: 2015-

George Cleveland, III,
S.C.D.C. NO.: 35777D,

APPELLANT,

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

RESPONDENT,

APPELLANT'S RULE 240 MOTION
TO PROCEED IN FORMA PAUPERIS

APPELLANT'S MOTION TO PROCEED IN FORMA PAUPERIS:

1. PURSUANT to Rule 240 of the SOUTH CAROLINA Rules of APPELLANT PROCEDURE, GEORGE CLEVELAND, III proceeding pro se in the above case respectfully move this court to GRANT my motion for leave to file my Appeal in FORMA PAUPERIS ON the following grounds;

A. I'm UNABLE to pay the \$100.00 filing fee because I currently have only \$0.02 in my prison trust fund account, see Appellant's ATTACHED Exhibit 1 (trust fund account report).

B. This Appeal is non-frivolous, inasmuch as it deals directly with the Administrative Law Court dismissing my disciplinary Appeal despite my motion to compel the S.C.D.C. to turn-over exculpatory evidence.

CONCLUSION:

2. BASED on the following facts and supporting documents, I respectfully request this court to GRANT my motion to proceed in FORMA PAUPERIS.

~~5/~~ Respectfully Submitted,
~~George Cleveland III #357770~~
Evans Correctional Institution
610 Hwy 9 West
Bennettsville, SC 29512

APPELLANT'S MOTION TO PROCEED
IN FORMA PAUPERIS

Dated: April 28, 2015

4A 258

INMATE TRUST FUND ACCOUNT REPORT
for SOUTH CAROLINA COURT FILING FEES

Quam
FEB 04 2015

INSTRUCTIONS TO INMATE: Complete top portion then give to your mailroom. When 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): George Cleveland III

SCDC# 357770 INMATE SIGNATURE: [Signature]

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

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

- (1) Total deposits to inmate's account for preceding six months' period* \$ 0.29
- (2) Twenty percent (20%) of line 1 \$ 0
- (3) Account balance - current date \$ 0.02
- (4) PAYMENT AMOUNT **
(lesser of line 2 or line 3)
Enclosed check # \$ 0

****NOTE to COURT:** If payment is for partial fee, Court must notify SCDC once case 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

*Admission date is noted here if inmate incarcerated less than six months 1/1

[Signature]
Prepared by Financial Accounting Branch - SCDC

2/13/15
Date edit: format prepared 7/97

APPELLANT'S EXHIBIT #

APPELLANT'S PROOF OF SERVICE

THE STATE OF SOUTH CAROLINA
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APPEAL FROM ADMINISTRATIVE LAW COURT

RALPH KING ANDERSON III, CHIEF ADMINISTRATIVE
LAW JUDGE

APPELLATE CASE NO.: 2015-

George Cleveland III,
S.C.D.C. NO.: 357770,

APPELLANT,

v.

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

RESPONDENT.

APPELLANT'S PROOF OF SERVICE

George Cleveland III, proceeding pro se certifies that on the DATE below, he has served by United States MAIL with proper postage affixed to the Respondent the following:
APPELLANT'S NOTICE OF APPEAL DOCKET
No.: 14-ALJ-04-0664-AP. APPELLANT'S

Affidavit in support of timely filed
notice of Appeal, AND APPELLANT'S RULE
240 MOTION FOR LEAVE TO PROCEED IN
FORMA PAUPERIS to the address below:

RESPONDENT:

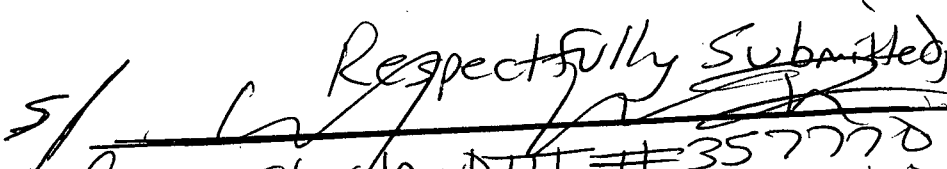
S.C.D.C.

OFFICE OF GENERAL COUNSEL
% DANIEL JOHN CROOKS, III
P.O. 21787
Columbia, S.C. 29221-1787.

George Cleveland III certifies that on the
DATE below AND with proper U.S. mail postage
served my Notice of Appeal on the
SOUTH CAROLINA ADMINISTRATIVE LAW
COURT AT the following address:

LOWER COURT:

STATE OF SOUTH CAROLINA
ADMINISTRATIVE LAW COURT
1205 Pendleton STREET, Suite #224
Columbia, S.C. 29201

Respectfully Submitted,

George Cleveland III #357770
EVANS CORRECTIONAL INSTITUTION
610 Hwy 9 West
Bennettsville, S.C. 29512
PROOF OF SERVICE
PAGE 2 OF 2

APRIL 28, 2015
APPELLANT'S

April 29, 2015

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MAY 04 2015
SC Court of Appeals

SOUTH CAROLINA COURT OF APPEALS
Jenny Abbott Kitchings Clerk
PO office Box 11629
Columbia SC 29211

Re: notice of Appeal Filing Request

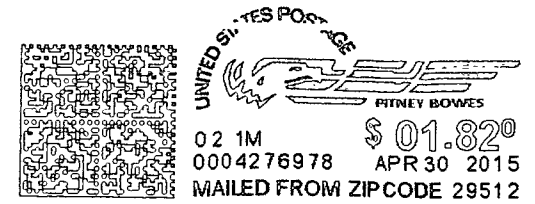
DEAR MRS. KITCHINGS,

1. Attached to this letter are the following: Notice of Appeal, Lower Court ORDER OF DISMISSAL, PROOF OF SERVICE AFFIDAVIT in support of timely filed Notice of Appeal, Motion for Leave to Proceed in FORMA PAUPERIS, and supporting Exhibit 1 (Trust Fund Account Statement). CAN you please file, AND MAIL me back DATE-STAMPED COPIES FOR MY RECORDS in the SELF-ADDRESSED-STAMP-ENVELOPE CASE with EXTRA COPIES inserted to the @ S.A.S.E.

Respectfully Requested

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

George Cleveland III, #357770, F4A258
Evans Correctional Institution
610 Hwy 9 West
Bennettsville, SC 29512



LEGAL MAIL

SOUTH CAROLINA COURT OF APPEALS
JENNY ABBOTT KITCHINGS, CLERK
Post Office Box 11629
Columbia, SC 29211

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