

**RECEIVED**  
JUL 13 2015  
SC Court of Appeals

**THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS**

---

**APPEAL FROM AIKEN COUNTY  
SECOND JUDICIAL CIRCUIT  
COURT OF COMMON PLEAS**

---

**REFEREE JAMES MARTIN HARVEY, JR  
CASE NO. 2012-CP-02-00699**

---

**BANK OF AMERICA, N.A.....RESPONDENT**

**V.**

**CAROLYN S. DEANER.....APPELLANT**

---

**MOTION TO PROCEED IN FORMA PAUPERIS  
IN ATTACHED REQUEST TO TRIAL COURT**

STATE OF SOUTH CAROLINA

COUNTY OF AIKEN

Bank of America, N.A., successor by merger  
to BAC Home Loans Servicing, LP f/k/a  
Countrywide Home Loans Servicing, LP

**RECEIVED**  
Plaintiff

vs. JUL 13 2015  
SC Court of Appeals  
Defendant(s).

Carolyn S. Deaner

IN THE COURT OF COMMON PLEAS  
SECOND JUDICIAL CIRCUIT

**DEFENDANT'S MOTION AND  
AFFIDAVIT TO PROCEED IN FORMA  
PAUPERIS**

DOCKET NO. 2012-CP-02-00699

**RECEIVED**

JUL 02 2015

SC Court of Appeals

COPY  
ORIGINAL FILED  
JUN 08 2015 34  
AIKEN COUNTY  
CLERK OF COURT

TO: PLAINTIFF, Bank of America, N.A., successor by Merger to BAC Home  
Loans Servicing, LP f/k/a Countrywide Home Loans Servicing, L.P.

YOU WILL PLEASE TAKE NOTICE that CAROLYN S. DEANER, Defendant,  
Pro Se, being duly sworn, state that I am the Defendant, and I do not have the funds available  
to pay the costs of a bond in the amount of \$23,400.00 in order to appeal my case to the SOUTH  
CAROLINA COURT OF APPEALS. Inasmuch as the Defendant is a SENIOR CITIZEN on a  
small Social Security income only due to being the hardest hit during the economic crisis with  
the loss of her business income and forced personal bankruptcy in December 2011, a recovery  
has not taken place and is unlikely to happen for years. The Defendant's cost of living far  
exceeds her social security check and was previously declined for a loan modification due to  
insufficient income.

In case Martin v. State, 321 S.C. (1995) the Supreme Court went on to state : "Further,  
where certain fundamental rights are involved, the CONSTITUTION requires that an indigent be  
allowed access to the courts. Id at 535, 471 S.E. 2d at 135 (citing as an example Boddie v.  
Connecticut, 401 U.S. 371 91 S. Ct. 780, 28 L.Ed.2d 113 (1971). The UNITED STATES  
SUPREME COURT stated in BODDIE: "DUE PROCESS requires at a minimum, that absent a  
countervailing state interest of overriding significance, persons forced to settle their claims of

right and duty through the judicial process must be given a meaningful opportunity to be heard.”  
The facts of this case indicate Defendant is indigent and seeks access to the Court of Appeal .

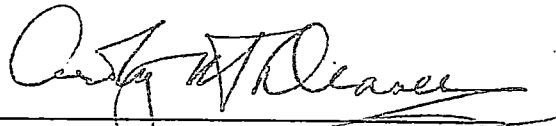
The Defendant has put in a Motion to Reconsider Defendant’s Emergency Motion to Vacate Judgment and Reverse and Cancel Sale as well as a Motion to Order Return of Defendant’s International Promissory Note or Debt is Discharged as the IPN is legal cash when deposited.

WHEREFORE, WITH A FAVORABLE GRANTING OF THESE MOTIONS AN APPEAL WILL NOT BE NECESSARY DUE TO FACTS OF MERIT, MATTERS OF LAW, AND MATERIAL FACTS, OTHERWISE, THE DEFENDANT MOVES ON THIS COURT TO GRANT AN ORDER ALLOWING THE DEFENDANT TO PROCEED IN FORMA PAUPERIS. ( 28 U.S.C 1915 (a)(1) ).

Respectfully Submitted,

JUNE 9, 2015

Date: \_\_\_\_\_  
North Augusta,, SC  
Aiken County

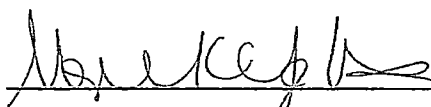


Carolyn S. Deaner  
704 Kershaw Drive  
North Augusta, SC 29841  
(706) 399-5496

Defendant *Pro Se*

Sworn to before me this

9 day of June, 2015

  
\_\_\_\_\_  
Notary Public of South Carolina

My commission expires: 11.4.18



JULY 7, 2015

RECEIVED

JUL 13 2015

SC Court of Appeals

TO: Shelby Snell

RE: FILINGS

DEAR SHELBY:

As you know, I came to Columbia on 7/2/2015 and filed the initial Appellant Brief, the Designation of Matter to be Included in the Record of Appeal and the Motion to Proceed Forma Pauperis. Am I required to send the \$25.00 since I am requesting to Proceed Forma Pauperis, and if so, do you take credit cards or checks? I can call you or send the cash when I receive the requested clocked copy below back from you.

I am enclosing the 6 copies of the MOTION TO PROCEED IN FORMA PAUPERIS. I apologize for the delay, but missed the instruction on the 6 copies.

And also, am enclosing the notification to the Respondent/Attorney. I have faxed and mailed a copy of the Notification, Brief, Designations and Motion to Proceed in Forma Pauperis to the Respondent/ Attorney.

Please mail back a stamped/clocked copy of the Notice to the Respondent.

Thank you, and I very much appreciate your time and hope to meet you next time. Before I forget again, please send me your e-mail address.

Cordially,

  
Carolyn S. Deaner, Pro Se

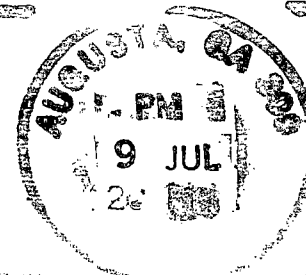
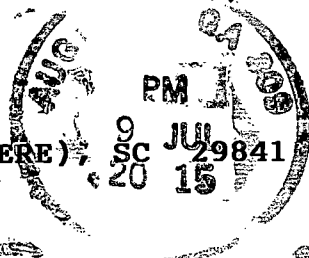
704 Kershaw Drive

North Augusta, SC 29841

CAROLYN S. DEANER

704 KERSHAW DRIVE

NORTH AUGUSTA (BELVEDERE)



SOUTH CAROLINA  
COURT OF APPEALS  
1015 SUMTER STREET  
COLUMBIA, SC 29201

RECEIVED  
JUL 13 2015  
SC Court of Appeals

Attention: Shelley SNELL

