

STATE OF SOUTH CAROLINA

In the Court of Appeals

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APPEAL FROM THE ADMINISTRATIVE LAW COURT

DEC 29 2015

John D. McLeod, Administrative Law Judge

SC Court of Appeals

Case No. 15-ALJ-04-0324-AP

T. Terrell Bryan, #254638, Appellant,

v.

South Carolina Department of Corrections Respondent.

IN FORMA PAUPERIS MOTION

I, T. Terrell Bryan, the pro se Appellant, hereby apply for leave to proceed in this action without prepayment of fees or costs or security thereof, in support of my application I declare under penalty of perjury, 28 U.S.C. §1746 & 18 U.S.C. §1621, that the following facts are true:

- 1.) Because of my poverty I am unable to pay the costs of said proceedings or give security thereof.
- 2.) Because the underlying appeal involves Appellant's loss of good-time credits, I am entitled to proceed in forma pauperis. Furtick v. S.C. Dept. of Cr., 374 S.C. 334, 649 S.E.2d 35 (2007) (Finding the loss of good-time credits implicates a state-created liberty interest.) see Bryan v. SCDC, 2011-AP-04-00614, order attached.
- 3.) WHEREFORE, I pray this court grant in forma pauperis.

12/18/15

X. TTB

T. Terrell Bryan  
#254638, EBS2, LCI  
P.O. Box 205  
Ridgerville, SC 29472

Sworn to before me this 22nd day of December, 2015

Jushreen Bryant (L.S.)  
My Commission Expires: May 26, 2020

# The South Carolina Court of Appeals

T. Terell (a/k/a Terance) Bryan,  
#254638,

Appellant,

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v.

DEC 29 2011

South Carolina Department of  
Corrections,

Respondent.

SC Court of Appeals

The Honorable John McLeod  
Administrative Law Court  
Trial Court Case No. 2011-AL-04-00614

## ORDER

Appellant moves to proceed *in forma pauperis*. Because the underlying appeal involves Appellant's loss of good-time credits, he is entitled to proceed *in forma pauperis*. See Furtick v. S.C. Dep't of Corr., 374 S.C. 334, 340, 649 S.E.2d 35, 38 (2007) (finding the loss of good-time credits implicates a state-created liberty interest); Ex parte Martin, 321 S.C. 533, 535, 471 S.E.2d 134, 134-35 (1995) ("Motions to proceed *in forma pauperis* may be granted only when authorized by statute or required by constitutional provisions.").

Appellant also moves for this Court to appoint counsel to represent him in his appeal. After careful consideration, Appellant's motion for court-appointed counsel is denied. See Baxter v. Palmigiano, 425 U.S. 308, 315 (1976) (holding prison inmates do not have a right to either retained or appointed counsel in disciplinary hearings).

IT IS SO ORDERED.



FILED

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John D. McLeod, Administrative Law Judge

Case No. 15-ALJ-04-0324-AP

T. Terrell Bryan, #254638, \_\_\_\_\_ Appellant,

v.

South Carolina Department of Corrections \_\_\_\_\_ Respondent.

PROOF OF SERVICE

I hereby certify that I served a copy of 1.) Notice of Appeal, 2.) Order of Dismissal, 3.) Proof of Service, & 4.) In Forma Pauperis Motion, on: John D. McLeod; Adm. Law Judge; Edgar A. Brown Bldg.; 1205 Pendleton St., Ste. 224; Columbia, SC 29201, & General Counsel; 4444 Broad River Rd.; Columbia, SC 29210.

12/18/15

x. T. Terrell Bryan

T. Terrell Bryan  
#254638, EB62, LCI

P.O. Box 205  
Ridgeville, SC 29472

OTHER COUNSEL OF RECORD:

General Counsel  
4444 Broad River Rd.  
Columbia, SC 29210

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SC Court of Appeals

S.C. Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211-1629

Re: T. Terrell Bryan #254638 v. South Carolina Department of Corrections  
Case No. 15-ALJ-04-0324-AP

Dear Clerk,

Enclosed For your Filing is a 1.) Notice of Appeal, 2.) PROOF OF SERVICE,  
3.) In Forma Pauperis Motion, 4.) ORDER AFFIRMING DECISION, & 5.) (Ct. of App.)  
ORDER.

Please provide me an Appeal Case no.

12/18/15

X. T. Terrell Bryan

T. Terrell Bryan  
#254638, EBB2, LCI  
P.O. Box 205  
Ridgerville, SC 29472

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SC Court of Appeals

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