

5 copies of:

PETITIONER'S MOTION TO PROCEED
IN FORMA PAUPERIS

And

APPENDIX IN SUPPORT

APPELLATE CASE NO. 2015-000957

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APR 01 2016

S.C. SUPREME COURT

PETITIONER'S MOTION FOR LEAVE
TO PROCEED IN FORMA PAUPERIS

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

APPEAL FROM ADMINISTRATIVE LAW COURT

RALPH KING ANDERSON, III, CHIEF ADMINISTRATIVE LAW
JUDGE

LOWER COURT CASE NO. 2014-ALJ-04-0664-AP

APPELLATE CASE NO. 2015-000957

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

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

PETITIONER

RESPONDENT

George Cleveland, III #357770
TURBEVILLE CORRECTIONAL INST.,
P.O. Box 252
TURBEVILLE, S.C. 29162
PROSE PETITIONER

1.
MOTION TO PROCEED ~~IN~~ FORMA
PAUPERIS:

MAY ~~IT~~ PLEASE THE COURT: George Cleveland,
III, proceeding prose respectfully moves this court
to GRANT my motion for Leave to proceed ~~IN~~ FORMA
PAUPERIS on the following grounds:

I'm AN INMATE in the custody of the South
CAROLINA Department of CORRECTIONS, (S.C.D.C.) with
NO FUNDS in my TRUST ACCOUNT, NOR do I have
A paying-Job.

2.
~~IN~~ FORMA PAUPERIS:

As I stated earlier, I have NO FUNDS in my
PRISON - TRUST - ACCOUNT, R.P. 1. Furthermore, the
UNITED STATES Congress understood PRISONERS (like my-
self) should NOT be denied APPELLATE review based on
NO FUNDS to pay the COURT filing fee!

“ . . . ANY COURT . . . may authorize the
commencement, prosecution or defense of ANY . . .
ACTION OR PROCEEDING, CIVIL OR CRIMINAL OR.

APPEAL therein without prepayment of fees
... by a person who submits an
statement of all assets such prisoner possesses
that the prisoner is unable to pay such fees.
... Title 28 U.S.C.A. § 1915(A)(2).

This instant appeal deals directly with a wide-
spread-pattern of prison lock-downs within S.C.D.C.
Institutions (Evans and Turbeville) that have caused
me to miss a multitude of legal deadlines that
are all well-documented in the attached supporting
Appendix. R.P. 13 at par. 2-6.

I submit to this court, my appeal is not
frivolous, but packed with a mountain of evidence
of my long-court battle with the South
CAROLINA COURT OF APPEALS, and the Appellate
COURT RULES OF SOUTH CAROLINA AS A WHOLE
in large part, due to no language that allows
inmates in South CAROLINA to file an NOTICE
OF APPEAL OR PETITION with the Appellate COURTS
when the Inmate (like myself) was unable

to timely FILE because of AN PRISON-LOCK-DOWN(S).

THIS CASE INITIATED FROM AN S.C.D.C. CONVICTION; STRICKING WITH OR WITHOUT A WEAPON (810). R.P. 2, AND THE CONTINUED JURISDICTIONAL ISSUES WITH THE ADMINISTRATIVE LAW COURT OF SOUTH CAROLINA. R.P.P. 3-4.

IN THIS ORDER OF DISMISSAL, JUDGE ANDERSON DISMISSED MY ALC APPEAL IN LARGE PART TO MY INABILITY TO HAVE ACCESS TO LEGAL WHITE-PAPER:

“APPELLANT MANAGED TO FILE A 6-PAGE “MOTION TO COMPEL” AND “A 7-PAGE MOTION TO STRIKE...” R.P. 3.

THESE MOTIONS WERE DUE TO THE SCDC FAILING TO FILE THE RECORD ON-TIME. R.P.P. 8-9, AND THE LETTER I WROTE JUDGE ANDERSON REGARDING THE LACK OF LEGAL-WHITE PAPER. R.P.P. 14-16 (WRITTEN ON LEGAL-WHITE PAPER OF LEGAL PAD LINED PAPER).

Judge Anderson overlooked the MAJOR
FEDERAL constitutional violation under the First
Amed. (Access to the courts) of the U.S. Const.
the S.C.D.C. must provide me with legal white
PAPER to file my ORIGINAL BRIEF with the ALC;
the "Constitutional Right of Access to the courts
requires prison authorities to provide legal papers
ink pens, and envelopes." *Bounds v. Smith* 430
U.S. 817, 97 S.Ct. 1491 U.S. NC (1977) id. at 824-826.

GRANTING OF this motion is important as the
very important issues need to be settled respectfully:

Should language be added to Rule 203 (A) (B) and
242 (C) S.C.A.C.R. that allows South Carolina inmates
to file notice of appeal, and petitions late if
prison lock-downs caused the missed deadlines;
and should the clerk's office of appellate courts
be required to forward the missed deadline motions
or petitions to the court?

3.

CONCLUSION:

Based on the foregoing facts, I respectfully request the following relief:

GRANT my motion for LEAVE TO PROCEED IN FORMA PAUPERIS AND FILE MY PETITION FOR A WRIT OF CERTIORARI THAT WAS ATTACHED to this motion.

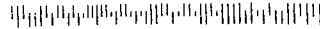
Respectfully submitted,

~~W. W. W. W.~~
George Cleveland #35770
TURBEVILLE CORRECTIONAL INST.
P.O. Box 252
Turbeville, S.C. 29162

Dated: MARCH 18, 2016

5.

George Cleveland III # 2577 70, TAM 18



station

252
Turbeville, SC 29162



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MAILROOM
TURBEVILLE, SC

The Supreme Court of South Carolina
Daniel E. Shearouse, Clerk of Court
Post office Box 11330
Columbia, SC 29211
Legal Mail

Petitioner's motion to
proceed in forma pauperis
and

Supporting Appendix
Appellate case no. 2015-000957

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