

CASE NO. 2015-CP-23-05171

Armando Pespis 2016 FEB 18 / PM 1-30  
 Plaintiff, )

MOTION AND ORDER INFORMATION  
 FORM AND COVERSHEET

vs.  
Charter Communications, Inc  
 Defendant. )

Plaintiff's Attorney: _____, Bar No. _____ Address: _____ Phone: _____ Fax _____ E-mail: _____ Other: _____	Defendant's Attorney: _____, Bar No. _____ Address: _____ Phone: _____ Fax _____ E-mail: _____ Other: _____
---	---

MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III)  
 FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III)  
 PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)

SECTION I: Hearing Information  
 Nature of Motion: RECONSIDERATION  
 Estimated Time Needed: 30 MIN Court Reporter Needed:  YES /  NO

SECTION II: Motion/Order Type  
 Written motion attached  
 Form Motion/Order  
 I hereby move for relief or action by the court as set forth in the attached proposed order.

[Signature] Signature of Attorney for  Plaintiff /  Defendant  
02/18/2016 Date submitted

SECTION III: Motion Fee

PAID - AMOUNT: \$ \_\_\_\_\_  
 EXEMPT: (check reason)
 

- Rule to Show Cause in Child or Spousal Support
- Domestic Abuse or Abuse and Neglect
- Indigent Status  State Agency v. Indigent Party
- Sexually Violent Predator Act  Post-Conviction Relief
- Motion for Stay in Bankruptcy
- Motion for Publication  Motion for Execution (Rule 69, SCRPC)
- Proposed order submitted at request of the court; or, reduced to writing from motion made in open court per judge's instructions

 Name of Court Reporter: \_\_\_\_\_  
 Other: \_\_\_\_\_

JUDGE'S SECTION

Motion Fee to be paid upon filing of the attached order.  
 Other: \_\_\_\_\_

JUDGE CODE \_\_\_\_\_  
 Date: \_\_\_\_\_

CLERK'S VERIFICATION

Collected by: DS Date Filed: \_\_\_\_\_  
 MOTION FEE COLLECTED: \$ pd in Act \$2500  
 CONTESTED - AMOUNT DUE: \$ \_\_\_\_\_

STATE OF SOUTH CAROLINA

JUDGMENT IN A CIVIL CASE

COUNTY OF GREENVILLE

CASE NO: 2015CP20574 OF COURT  
GREENVILLE CO. S.C.  
PAUL B. WICKENSIMER

IN THE COURT OF COMMON PLEAS

Armando Despaigne Zulveta vs. Charter Communications Inc 46

**CHECK ONE:**

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):**
  - Rule 12(b), SCRPC;
  - Rule 41(a), SCRPC (Vol. Nonsuit);
  - Rule 43(k), SCRPC (Settled);
  - Other: \_\_\_\_\_
- ACTION STRICKEN (CHECK REASON):**
  - Rule 40(j) SCRPC;
  - Bankruptcy;
  - Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award;
  - Other: \_\_\_\_\_
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
  - Affirmed;
  - Reversed;
  - Remanded;
  - Other: \_\_\_\_\_

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED:  See attached order;  Statement of Judgment by the Court:

Dated at Greenville, South Carolina, this .

Court Reporter:

\_\_\_\_\_  
PRESIDING JUDGE -

This judgment was entered on the 23rd day of February 2016, and a copy mailed first class this 23rd day of February 2016, to attorneys of record or to parties (when appearing pro se) as follows:

Armando Despaigne Zulveta P.O Box 24892 Winston  
Salem, NC 27114

\_\_\_\_\_  
ATTORNEY(S) FOR THE PLAINTIFF(S)

Michelle Deluca Yarbrough Gallivan, White & Boyd, P.A.  
P.O. Box 10589 Greenville, SC 29603

\_\_\_\_\_  
ATTORNEY(S) FOR THE DEFENDANT(S)

\_\_\_\_\_  
Paul B. Wickensimer Greenville County Clerk Of Court  
- Clerk of Court

STATE OF SOUTH CAROLINA,

COUNTY OF *Greenville*

*Armando Despaigne Zolvetz*

Plaintiff

vs.

*Charter Communications, Inc*  
Defendant.

FILED - CLERK OF COURT  
GREENVILLE CO. S.C.  
PAUL B. WICKETT

2016 FEB 9

IN THE COURT OF COMMON PLEAS  
JUDICIAL CIRCUIT

**MOTION AND AFFIDAVIT TO  
PROCEED IN FORMA PAUPERIS**

FILE NO. *2015CP-23-05171*

*Armando Despaigne Zolvetz*  
I, *Armando Despaigne Zolvetz*, being duly sworn, state that I am the Plaintiff and that I do not have the funds available to pay the costs of filing and service in the present matter. I hereby request that the complaint be filed and service made without costs.

Sworn to and Subscribed before me  
this *29* day of *Jun*, 2016.

*Roli Casper Dell*  
Notary Public for South Carolina

My Commission expires  
*12/09/2024*

*Armando Despaigne Zolvetz*  
Signature of Plaintiff or  
Person Filing Complaint on Behalf of  
Plaintiff

**ORDER**

Leave is *granted* to proceed in forma pauperis without payment of the filing fee.

Leave is *granted* to proceed in forma pauperis without payment of the service cost.

Leave is *denied* to proceed in forma pauperis.

Dated: *2 FEB*, 2016

*Armando Despaigne Zolvetz*, South Carolina

*[Signature]*  
JUDGE/CLERK OF COURT  
*2158*

NOTICE TO PLAINTIFF: The Court may assess costs against either party at hearing.

STATE OF SOUTH CAROLINA  
COUNTY OF GREENVILLE

IN THE COURT OF COMMON PLEAS  
THIRTEENTH JUDICIAL CIRCUIT

Armando Despaigne Zolveta )

vs. ) File No.: 2015-CP-23-05171

Charter communications, Inc. )  
-----

AFFIDAVIT

I, ARMANDO DESPAIGNE ZOLVETA; being duly sworn, state that I am the Plaintiff and that i have an ongoing SOUTH CAROLINA WORKERS COMPENSATIONS' claim that has not been resolved. SEE ATTACHED EXHIBIT "A", "B".

Sworn to before me this

29 day of January, 2016

Armando Despaigne Zolveta Armando 01/29/2016  
P.O. Box 24892 Winston-Salem, NC 27114

Notary Pubic of south Carolina Rob Cassin-Jell

My Commission expires: 12/09/2024

Armando Despaigne Zolveta  
SCDL-005419376- EXP. 04-09-2016

x Armando Despaigne Zolveta Armando 01/29/2016

EXHIBIT

**WILLSON JONES CARTER & BAXLEY, P.A.**

**ATTORNEYS AT LAW**

GREENVILLE    CHARLESTON    COLUMBIA    CHARLOTTE    RALEIGH    ATLANTA

[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED] Drive  
Greenville, SC 29607  
[REDACTED]

August 12, 2015

Mr. [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

Re: Armondo Zulveta vs. [REDACTED] Inc.  
[REDACTED] File No.: [REDACTED] 80 DOI: [REDACTED] 2014  
Carrier: [REDACTED] - Claim No.: [REDACTED] 83  
[REDACTED] B File No.: [REDACTED] 65

Dear Mr. Case:

Enclosed please find a subpoena served upon you to appear at the hearing in the above-referenced matter. The hearing is scheduled for September 1, 2015, at 1:15 P.M., in County Square, 301 University Ridge, Suite 5100, East Wing, Greenville. Please arrive at the hearing room at least 30 minutes prior to the hearing time to discuss any issues with Wes Shull. If you cannot attend the hearing at the scheduled time, please contact our office immediately.

Please feel free to contact our office if you have any questions or concerns.

With kindest regards,

**WILLSON JONES CARTER & BAXLEY, P.A.**

*Lyn S. Reames, CP*

Lyn S. Reames, CP  
Certified Paralegal to Wesley J. Shull

MSR

Enclosure

cc (w/enclosure): Mr. Armondo Zulveta  
[REDACTED] (via email)

CXHD 12

South Carolina Workers' Compensation Commission  
1333 Main Street, Suite 500  
P.O. BOX 1715  
Columbia, SC 29202-1715  
803-737-5675 www.wcc.sc.gov



WCC File #: [REDACTED] 80  
Carrier File #: [REDACTED]  
Carrier Code #: \_\_\_\_\_  
Employer FEIN #: \_\_\_\_\_

Armondo Despaigne Zulveta  
Claimant's Name  
Address City State Zip  
Home Phone Work Phone

[REDACTED]  
Employer's Name  
Address City State Zip  
Insurance Carrier

[REDACTED] Address [REDACTED] Phone # [REDACTED]

**SUBPOENA**

To: [REDACTED]

YOU ARE COMMANDED to appear before the above named Commission at the place, date and time specified below to testify in the above case.

PLACE OF TESTIMONY: County Square, 301 University Ridge, Greenville  
**\*\*PLEASE BE AT THE HEARING ROOM AT 11:00 A.M.\*\***  
ROOM: Suite 5100, East Wing  
DATE AND TIME: December 9, 2015 11:30 A.M.

YOU ARE COMMANDED to appear at the place, date and time specified below to testify at the taking of a deposition in the above case.

PLACE OF DEPOSITION: \_\_\_\_\_ DATE AND TIME: \_\_\_\_\_

YOU ARE COMMANDED to produce and permit inspection and copying of the following documents or objects in your possession, custody or control at the place, date and time specified below (list documents or objects):

MAIL OR MAIL/FAX BY:  
FAX TO: \_\_\_\_\_

YOU ARE COMMANDED to permit inspection of the following premises at the date and time specified below.

PREMISES: \_\_\_\_\_ DATE AND TIME: \_\_\_\_\_

THIS SUBPOENA SHALL REMAIN IN EFFECT UNTIL YOU ARE GRANTED PERMISSION TO DEPART BY THE COMMISSIONER OR AN OFFICER ACTING ON BEHALF OF THE COMMISSIONER. QUESTIONS CONCERNING THIS SUBPOENA SHOULD BE ADDRESSED TO THE ISSUING OFFICER.

[Signature]  
ISSUING OFFICER'S SIGNATURE AND TITLE  
[REDACTED] PHONE# [REDACTED] November 23, 2015 DATE

Serve this form according to R.67-212B. Refer to R.67-212 and R.67-214 for additional information. Procedural questions may be addressed to the Judicial Department (803/737-5675).