

STATE OF SOUTH CAROLINA,)
COUNTY OF Newberry)

IN THE COURT OF COMMON PLEAS
_____ JUDICIAL CIRCUIT

James E. Wise)
Plaintiff)

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

vs.

SCANNED

Jeremy Peace)
Defendant.)

FILE NO. 2016-CP-36-00304

I, James E. Wise 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.

FILED
NEWBERRY COUNTY
2016 JAN 20 AM 10 38
JACKIE S. BOWERS
CLERK OF COURT

Sworn to and Subscribed before me)
this 7th day of June, 2016)

Ludrean Bryant)
Notary Public for South Carolina)

James E. Wise)
Signature of Plaintiff or)
Person Filing Complaint on Behalf of)
Plaintiff)

My Commission expires May 26, 2020)

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. *

FILED
NEWBERRY COUNTY
2016 JUL 11 PM 12 32
JACKIE S. BOWERS
CLERK OF COURT

Dated: July 5, 2016
Sumner, South Carolina

Fulbright
JUDGE/CLERK OF COURT

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

SCCA 405CP (10/10)

* See attached.

RECEIVED

JUN 14 2016

INMATE FUGITIVE FUND ACCOUNT REPORT
for SOUTH CAROLINA COURT FILING FEES

RECEIVED

JUN 07 2016

MAILROOM
LIEBERG

INSTRUCTIONS TO INMATE: Complete top portion then give to your mailroom. If you are from Accounting, you must mail this form with any payment to the Court.

MAILROOM
LIEBERG

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 complete.

James Wise EB15

250411 James Wise
Newberry S.C.

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
(2) Twenty percent (20%) of the	\$ 0
(3) Account balance - current date	\$ 128
(4) Payment amount	\$ 0

FILED
NEWBERRY COUNTY
2016 JUN 20 AM 10 38
JACKIE S. BOWERS
CLERK OF COURT

NOTE: COURT: If payments 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 21737
Columbia, SC 29211-1737

FINANCIAL ACCTS.
2016 JUN -9 AM 9:09

M. Bowker 6/10/16

**STATE OF SOUTH CAROLINA
COUNTY OF NEWBERRY**

JAMES E. WISE,

-v-

STATE OF SOUTH
CAROLINA,
Defendant.

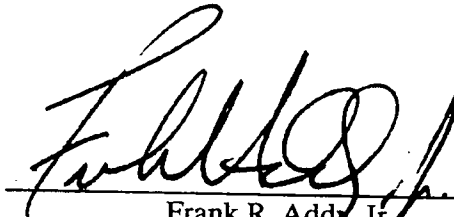
**IN THE COURT OF GENERAL SESSIONS
16-CP-36-304**

**Warrant Nos.
ORDER DENYING MOTION TO FILE IN
FORMA PAUPERIS**

THIS MATTER was forwarded to this judge for action on Plaintiff's motion to proceed *in forma pauperis*. Having reviewed Plaintiff's complaint, Plaintiff alleges matters which are properly addressed on direct appeal or at PCR. Although Plaintiff captioned his action as a "Writ of Mandamus under SCRCP 60(B)," the merits of the underlying action are clearly addressed on direct appeal or via PCR. Accordingly, the court denies Plaintiff's motion.

IT IS SO ORDERED.

July 5, 2016
Greenwood, South Carolina



Frank R. Addy, Jr.
Chief Administrative Judge, Civil
Eighth Judicial Circuit

FILED
NEWBERRY COUNTY
2016 JUL 11 PM 10 56
JACKIE S. BOWERS
CLERK OF COURT

STATE OF SOUTH CAROLINA
 COUNTY OF NEWBERRY
 IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE
 CASE NUMBER 2016CP3600304

SCANNED

James E Wise

Jerry Peace

PLAINTIFF(S)

DEFENDANT(S)

Submitted by:

Attorney for: Plaintiff Defendant
 Self-Represented Litigant

DISPOSITION TYPE (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. See Page 2 for additional information.
- 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: (formal order to follow) Statement of Judgment by the Court:

ORDER INFORMATION

This order ends does not end the case.

Additional Information for the Clerk: **Order Denying Motion To File In Forma Pauperis**

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)

If applicable, describe the property, including tax map information and address, referenced in the order:

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. **Note: Title abstractors and researchers should refer to the official court order for judgment details.**

s/ Frank R. Addy, Jr.

07/05/2016

Circuit Court Judge

Judge Code

Date

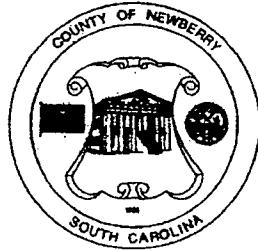
For Clerk of Court Office Use Only

This judgment was entered on July 11, 2016, and a copy mailed first class or placed in the appropriate attorney's box on July 12, 2016, to attorneys of record or to parties (when appearing pro se) as follows:

OFFICE OF CLERK OF COURT
COUNTY OF NEWBERRY

Jackie S. Bowers
Clerk of Court

P.O. Drawer 10
(803) 321-2110
Fax (803) 321-2111



May 27, 2016

James E. Wise #00250411
Lieber-Corr-Institute
E.B./B#15
PO Box 205
Ridgeville, SC 29472

Mr. Wise,

There is a filing fee of \$150.00 to file a Writ of Mandamus. If you do not have the \$150.00 filing fee you will have to complete the enclosed Motion and Affidavit to Proceed in Forma Pauperis and send everything back along with a copy of your trust account. Once this is received we will forward it to the Judge and he will have to either grant or deny your request before we can go any further.

Please let me know if you have any further questions.

Sincerely,

Janeen Toby
Deputy Clerk Common Pleas
Newberry County
803-321-2100
jtoby@newberrycounty.net