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State of South Carolina

In the Court of Appeals

Tyrone Perry

Case No: 2016-001606

Appellant

v

South Carolina Dept.
of Corrections

Affidavit by Tyrone Perry

RECEIVED

Respondent

AUG 12 2016

SC Court of Appeals

Personally appeared before me, Tyrone Perry, who being duly sworn deposes the following.

- 1) I am a prisoner at Kirkland Correctional Institute in the South Carolina Department of Corrections
- 2) On June 9, 2016 I went to my hearing about my personal property at Richland County Court of Common Pleas
- 3) On June 14, 2016 my case was dismissed by circuit court judge D. Craig Brown
- 4) The order of dismissal made it to Kirkland mailroom on June 20, 2016
- 5) I was served notice of the dismissal on June 21, 2016 by Kirkland mailroom designee
- 6) On June 22, 2016 I sent out my 59(e) motion and it was debited to my account
- 7) Pursuant to Rule 59(e) and 59(f) I timely filed this motion pursuant to these rules but the Court of Common Pleas Refuses to rule on this properly filed motion

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**FINANCIAL CERTIFICATE
FOR THE DISTRICT OF SOUTH CAROLINA**
(for use in § 1983, *Bivens*, and non-habeas civil actions filed by prisoners)

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I request that an authorized officer of the institution in which I am confined, or other person designated to review financial information in relation to inmate trust funds, complete this Certificate. If I have insufficient funds in my account that prohibit me from paying the full filing fee required by 28 U.S.C. § 1914 (currently \$350), I will send with my complaint an initial installment payment, required by 28 U.S.C. § 1915, equal to the amount calculated and entered on line four by the authorized officer signing this form.

I recognize that by filing this case, I am required to pay the full filing fee (or the remaining unpaid portion of the filing fee by installments if necessary) under 28 U.S.C. § 1915(b) even though I am requesting to proceed *in forma pauperis*. I authorize and consent to collection of the filing fee in accordance with 28 U.S.C. § 1915 until the filing fee is paid in full.

<u>Tyrone Perry</u> INMATE NAME (PRINTED)	<u>307793</u> INMATE (PRISONER) NUMBER
<u>Tyrone Perry</u> INMATE SIGNATURE	<u>Kirkland C.I.</u> PLACE OF CONFINEMENT

- ◆ (1) Average monthly deposits to the inmate's account.....\$ 16.07
- ◆ (2) Average monthly balance in the inmate's account calculated for the prior six months period.\$ 24.28
- ◆ (3) Current Balance\$ 22.12
- ◆ (4) Initial Installment Payment (Take 20 percent of the greater of lines 1 or 2).....\$ 0

I hereby certify that as of this date, the above financial information is accurate for the above named inmate.

M. Boykin
Authorized Officer's Signature

6/28/16
Date

M. Boykin Financial Acct.
Authorized Officer's Name and Title

SCDC-FINANCIAL ACCTG.
2016 JUN 24 AM 9:42

REVISED 9/20/07

* Freeze of \$15 ON EH COOPER Account
& PRIOR Restitution hold.

The State of South Carolina
In the Court of Appeals

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SC Court of Appeals

Appeal from Richland County
Court of Common Pleas
D. Craig Brown Circuit Court Judge

Case No: 2016-001606

Tyrone Perry - - - - - Appellant
v

South Carolina Dept. of Corrections - - - Respondent

PROOF OF SERVICE

I certify that I have served the affidavit on General Counsel
Stephen H. Lunsford by depositing a copy of it in the U.S. mail postage
prepaid on August 10 2016 addressed to SCDC General Counsel 4444 Broad River Rd
Columbia S.C. 29221

Sworn and subscribed before me

This 10TH day of Aug 2016

Albert W. Carter

NOTARY PUBLIC

my commission expires Sept 11, 2021

BY Tyrone Perry

Tyrone Perry 307793
Kirkland Correctional Inst.
4344 Broad River Rd
Columbia S.C. 29210

The State of South Carolina
In the Court of Appeals

Appeal from Richland County
Court of Common Pleas
D. Craig Brown Circuit Court Judge

Case No: 2016-001606

Tyrone Perry - - - - - Appellant
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