

FORM 4

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

JUDGMENT IN A CIVIL CASE  
 CASE NUMBER 2015CP4603371

Akeem Alim Nafis Abdullah  
 Malik

Bruce Bryant  
 Rick A Eyeistzer  
 Shade Tree Towing Services

John Clarke  
 Officer Conant

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: \_\_\_\_\_

**RECEIVED**  
 OCT 10 2016  
 SC Court of Appeals

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:

ORDER INFORMATION

This order  ends  does not end the case.  
 Additional Information for the Clerk: **ORDER**

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/ John C. Hayes, III

2753

9/20/2016

John C. Hayes, III  
 Circuit Court Judge

Judge Code

Date

**For Clerk of Court Office Use Only**

This judgment was entered on September 23, 2016, and a copy mailed first class or placed in the appropriate attorney's box on September 23, 2016, to attorneys of record or to parties (when appearing pro se) as follows:

Akeem Alim Nafis Abdullah Malik Ridgeland Correctional  
Institution 5 Correctional Road Ridgeland, SC 29936

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

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

David Hamilton

Court Reporter

David Hamilton - Clerk of Court

**ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.**

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF YORK )  
 )  
Akeem Alim Nafis Abdullah Malik, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
Sheriff Bruce M. Bryant, et al., )  
 )  
Defendant. )

IN THE COURT OF COMMON PLEAS  
SIXTEENTH JUDICIAL CIRCUIT

C.A. No.: 2015-CP-46-3371

ORDER

RECEIVED

OCT 10 2016

SC Court of Appeals

FILED-RECEIVED  
2016 SEP 23 AM 8:40  
DAVID HAMILTON  
C.C.C.P. & GS  
YORK COUNTY, SC

Plaintiff submitted to the Court a Summons and Complaint as above captioned. He also requested that he be allowed proceed in forma pauperis. The undersigned denied his request to proceed in forma pauperis on November 12, 2015. From this denial, Plaintiff appealed.

The Court of Appeals remanded this matter to this Court with directions that the Court consider "whether Appellant [Plaintiff] should be permitted to file this action and make payments from his inmate Trust account as provided in Section 24-27-100."<sup>1</sup>

A review of Plaintiff's paperwork reveals that he has not complied with Section 24-27-100, S. C. Code of Laws, 1976, as amended, as he did not submit a certified copy of his trust account at the time the Complaint was filed. The record at this point is silent as to whether he does nor does not have a trust account as Plaintiff submitted nothing at the time of filing addressing the existence or non-existence of a trust account.

It should be noted that Plaintiff did not rely on the provisions of Section 24-27-100, S.C. Code of Laws at the time of the filing of his Complaint. His request to proceed in forma pauperis was predicated solely on his assertion that he did not have the funds available to pay the

<sup>1</sup>Section 24-27-100, S.C. Code of Laws, 1976, as amended.

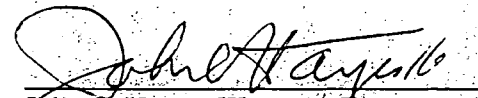
*Post #61*

costs of filing and service "in this present matter." The caption of his request is "Motion and Affidavit to Proceed In Forma Pauperis." (Emphasis Added)

Therefore, the Court cannot allow Plaintiff to file this action pursuant to Section 24-27-100, S.C. Code of Laws, 1976, as amended.

Therefore, Plaintiff's request to proceed in forma pauperis is again Denied.

IT IS SO ORDERED.

  
John C. Hayes, III #2  
Resident Judge  
Sixteenth Judicial Circuit

September 20<sup>th</sup>, 2016  
York, South Carolina