

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

S. Phillip Lenski, Administrative Law Judge

Case No. 17-ALJ-22-0291-AP

ANTONIO AIKEN,

Appellant,

v.

SOUTH CAROLINA
DEPARTMENT OF
EMPLOYMENT,

Respondents.

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

The Appellant, Antonio Aiken, by and through his undersigned counsel, would show that he is indigent and qualifies for assistance through South Carolina Legal Services pursuant to Rule 3(b)(2), S.C.R.C.P. Moreover, the imposition of a filing fee is prohibited by S.C. Code § 41-39-30, which states, in relevant part, that “an individual claiming benefits may not be charged a fee in a proceeding under Chapters 27 through 41 of this title...by a court or an officer, except an attorney, of it.”

The Appellant respectfully requests that this appeal be filed without cost.

February 14, 2018

I SO MOVE:

SOUTH CAROLINA LEGAL SERVICES



Mark Fessler (SC Bar No.: 77376)
Attorney for Antonio Aiken
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**South Carolina
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701 South Main Street, Greenville South Carolina 29601
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February 14, 2018

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O Box 11629
Columbia, SC 29211

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Re: Antonio Aiken v. South Carolina Department of Employment and Workforce
17-ALJ-22-0291-AP

Dear Ms. Kitchings:

Enclosed for filing is an original and one copy of the Notice of Appeal in the above-referenced case. Also enclosed for filing are:

1. Proof of Service for the Notice of Appeal;
2. A copy of the Orders being challenged on appeal (Order of the Administrative Law Court dated December 1, 2017 affirming a decision of the Appellate Panel of the Department of Employment and Workforce as well as an Order Denying Request for Rehearing dated January 24, 2018); and
3. A Certificate and Motion to Proceed *In Forma Pauperis* on appeal and have the filing fee waived.

Please file the original Notice of Appeal, Proof of Service, and Motion to Proceed *In Forma Pauperis*, and return clocked copies to me in the return envelope provided. By copy of this letter, I am serving the same upon opposing counsel and sending notice to the Administrative Law Court.

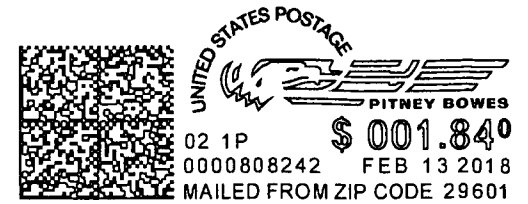
Sincerely,

Mark Fessler
Staff Attorney
ph: 864-679-3254

enclosures

cc: Todd Timmons, Esq.
The Honorable S. Phillip Lenski





M. Fessler

**South Carolina
Legal Services**
Balancing the Scales of Justice
701 South Main Street
Greenville, SC 29601

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
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