

STATE OF SOUTH CAROLINA  
In the Supreme Court

APPEAL FROM SUMTER COUNTY  
R. Booth Master in Equity, Court of Common Pleas

Trial Court Case No. 2016-CP-43-00733  
Appellate Case No. 2017-001490  
Sup. Ct. Case No. 2018-000148

RECEIVED  
FEB 27 2018  
SC Court of Appeals

JPMorgan Chase Bank, National Association, Respondent,

v.


Robert W. Wazney,

Appellant.

AFFIDAVIT No. 2

February 23, 2018

/s/

  
ROBERT WILLIAM WAZNEY  
990 Wisacky Hwy.  
Bishopville, SC 29010  
803-428-2800  
Indigent Appellant/Petitioner

AFFIDAVIT

ROBERT W. WAZNEY, being duly sworn, deposes and says:

" 1. I. ROBERT WILLIAM WAZNEY, am the above titled Appellant/  
petitioner in the above titled case(s): Trial Court Case No. 2016-CP-43-  
00733, Appellate Case No. 2017-00@490, Supreme Court Case No. 2018-000148.

2. This is AFFIDAVIT No. 2 regarding the above titled case(s).

3. I am in receipt of the South Carolina Supreme Courts Letter  
(Attached p. 3 ) Dated February 16, 2018 which I recieved on February 21,  
2018 (Attached p. 4 ).

4. If the Supreme Court of State of South Carolina will not  
accept or provide me with means to bring grievance to its Court and the  
United States Of America does and will (Attached p. 5 ), then it discriminates  
and violates my due process rights and constitutional rights guaranteed by  
the State of South Carolina and United States Of America constitutions.

5. I demand certiorari from the Supreme Court of South Carolina.

6. In support of my claim, I declare under penalty of perjury  
the foregoing is true and correct.

February 23 , 2018.

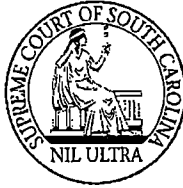
/s/



ROBERT WILLIAM WAZNEY  
990 Wisacky Hwy.  
Bishopville, SC 29010  
803-428-2800  
Indigent Appellani / Defendant  
Petitioner

SWORN TO ME this 23<sup>rd</sup>  
Day of Feb. , 2018.

Margaret Greene  
Notary Public for South Carolina  
My Commission Expires 9-29-2027



# The Supreme Court of South Carolina

DANIEL E. SHEAROUSE  
CLERK OF COURT

BRENDA F. SHEALY  
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330  
COLUMBIA, SOUTH CAROLINA  
29211  
1231 GERVAIS STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1080  
FAX: (803) 734-1499  
[www.sccourts.org](http://www.sccourts.org)

February 16, 2018

Mr. Robert W. Wazney, 363679  
Lee Correctional Inst.  
990 Wisacky Highway  
Bishopville SC 29010

Re: JPMorgan Chase Bank v. Robert Wazney  
Appellate Case No. 2018-000148

Dear Mr. Wazney:

This responds to your affidavit dated February 12, 2018.

Please be advised that the Court has already denied your request to proceed *in forma pauperis* in this case. Therefore, unless the filing fee of \$100 paid by February 20, 2018, this matter will be dismissed.

Very truly yours,

CLERK

cc: Jessica S. Corley, Esquire

The Supreme Court of South Carolina

DANIEL E. SHEAROUSE, CLERK OF COURT

POST OFFICE BOX 11330  
COLUMBIA, SOUTH CAROLINA 29211

Hasler

FIRST-CLASS MAIL

02/16/2018

US POSTAGE

\$00.47<sup>0</sup>



ZIP 29201  
011D12602823

RECEIVED

FEB 20 2018

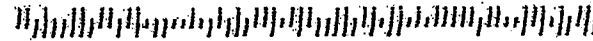
LEE CI MAIL ROOM

*S. Youd  
Head  
Fed. 2/16/2018*

F2-1139

ROBERT W. WAZNEY, 363679  
LEE CORRECTIONAL INST.  
990 WISACKY HIGHWAY  
BISHOPVILLE SC 29010

2501081775 0002



4 of 6

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA

|  |   |                           |
|--|---|---------------------------|
| Robert William Wazney, #363679,              | ) | C/A No. 3:17-2900-HMH-KFM |
|  | ) |                           |
| Plaintiff,                                   | ) |                           |
|  | ) |                           |
| vs.  | ) | <b><u>ORDER</u></b>       |
|  | ) |                           |
| Sharon Renee Wazney a/k/a Sharon Renee       | ) |                           |
| Chobassole,                                  | ) |                           |
| Sumter County Family Court,                  | ) |                           |
| J.P. Morgan Chase Bank National Association, | ) |                           |
|  | ) |                           |
|  | ) |                           |
| Defendants.                                  | ) |                           |

This is a civil action filed by a state prisoner. Therefore, in the event that a limitations issue arises, the plaintiff shall have the benefit of the holding in *Houston v. Lack*, 487 U.S. 266 (1988) (prisoner's pleading was filed at the moment of delivery to prison authorities for forwarding to District Court). Under Local Civil Rule 73.02(B)(2) (D.S.C.), pretrial proceedings in this action have been referred to the assigned United States Magistrate Judge.

**PAYMENT OF THE FILING FEE:**

By filing this case, Plaintiff has incurred a debt to the United States of America in the amount of three hundred fifty dollars (\$350). See 28 U.S.C. § 1914. This debt is not dischargeable in the event that the Plaintiff seeks relief under the bankruptcy provisions of the United States Code. See 11 U.S.C. § 523(a)(17). A prisoner is permitted to file a civil action without prepayment of fees or security under 28 U.S.C. § 1915. Plaintiff has submitted a motion for leave to proceed *in forma pauperis* ("IFP"). Based on a review of the motion, Plaintiff is deemed to not have sufficient funds to prepay the full filing fee. Therefore, Plaintiff's motion for leave to proceed IFP (doc. 2) is **granted**.

**IT IS SO ORDERED:**

s/ Kevin F. McDonald  
United States Magistrate Judge

January 2, 2018  
Greenville, South Carolina

**The plaintiff's attention is directed to the important WARNING on the following page.**

STATE OF SOUTH CAROLINA  
In the Supreme Court

APPEAL FROM SUMTER COUNTY  
R. Booth Master in Equity, Court of Common Pleas

Trial Court Case No. 2016-CP-43-00733  
Appellate Case No. 2017-001490  
Sup. Ct. Case No. 2018-000148

JPMorgan Chase Bank, National Association, Respondent,

v.

ROBERT W. WAZNEY,

Appellant.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on February 23, 2018, true and correct copies of the AFFIDAVIT No. 2 were served by depositing the same in the prison mail system, postage prepaid, to the following addresses:


Scott and Corley, PA.  
2712 Middleburg Drive, Suite 200  
Columbia, SC 29204

Clerk, Court of Appeals  
PO Box 11629  
Columbia, SC 29211

Clerk, S.C. Supreme Court  
PO Box 11330  
Columbia, SC 29211

**RECEIVED**  
FEB 27 2018  
SC Court of Appeals

/s/

  
ROBERT WILLIAM WAZNEY  
990 Wisacky Hwy.  
Bishopville, SC 29010  
Indigent Appellant / Defendant  
/ Petitioner

ROBERT WILLIAM WAZNEY

F21139 363679

Lee Correctional Institution  
990 Wisacky Highway  
Bishopville, SC 29010

RECEIVED

FEB 27 2018

SC Court of Appeals



CLERK, COURT OF APPEALS

P O Box 11629

SC 29211

COLUMBIA

MAILED FROM ZIP CODE 29010  
0000880020 FEB 26 2018  
02 1P  
\$ 000.210  
PITNEY BOWES

