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MAR 13 2018

SC Court of Appeals

CLERK of COURT

CLERK JENNY A. HITCHINGS

P.O. BOX 11629 - COL. S.C. 29211

1 MARCH 2 2018

RE: MAJID VS. STEVENS ET AL

APPELLATE CN: 2017-002533

DEAR CLERK HITCHINGS:

PLEASE FIND ENCLOSED 2 TWO COPIES OF "PROPOSED ORDERS" TO RULE
IN. PLEASE RETURN CHECKED STAMPED COPIES TO ME AT BELOW ADDRESS
VIA RULED 2(G); 5 ON THIS DAY OF 2ND MONTH OF MARCH, 2018

S/ Shahid Majid

FREE SHAHID MAJID LEGAL DEFENSE FOUNDATION

SHAHID MAJID PRESIDENT ADA- PRO. SE

SHAHID A. MAJID #199398

LOT. P.O. BOX 205 - BNU #118

Rockville, S.C. 29211

THE SOUTH CAROLINA COURT OF APPEALS

JENN ABOTT KITCHINGS

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P.O. BOX 11609

CLERK

MAR 13 2018

Col. S.C. 29211

V. Claire Allen

SC Court of Appeals

1220 SENATE ST.

DEPT. CLERK

Col., S.C. 29201

MARCH 2 - 2018

RE: SHALON A. MADRIDA-ROSE VS. SGT. STEVEN ET AL

APPELLATE C/N: 2017-002533

DEAR CLERK KITCHINGS:

UPON REVIEWING YOUR, FEB. 26-2018, LETTER IN REPLY TO MY "NOTICE AND MOTION Rule 60(b) Relief from Judgment ORDER"; YOU FAILED TO CITE WHAT SC.ACB # DEFICIENCY TO CORRECT IN (10) TEN DAYS, AND CLAIMED CORRECT FILING FEE IS [125.00] EVEN THOUGH EXH. A, VALIDATE, 2/13/18, INDIGENCY WITH MOTION.

PLEASE FORWARD COURT'S RULING ON BELOW ORDER(S).

A/ Rule 3(C) A cause of action concerns a fundamental right that requires waiver of the filing fee. IN IN RE HENRY W. MARTIN JR. #190394 MAR 5-1995 THE SUPREME COURT JUSTICES ERNEST A. FINNEY C.J.; JOHN M. TRAK S.; JAMES E. MONROE S.; JOHN M. WALKER JR. S.; AND E.C. BURNETT III., J., MADE BELOW RULING(S), STATUTE(S), CASE LAW(S).

IF THE APPEAL WAS PREMATURE WHERE THE CIRCUIT COURT JUDGE NEVER RULED ON WHETHER THE I/M WOULD BE ALLOWED TO PROCEED (FP.) HOWEVER, JUDGE PAUL E. SHORT JR., DID RULE TO DENY MY IFP FOR NEW TRIAL IN WHICH IS ABUSE OF DISCRETION.

KITCHINGS

II.

APPELLANT MEETS CRITERIA FOR WAIVER CITED IN EX PARTE MARTIN / BY JUSTICES.

A. (§ 20-7-1440 (SUPP. 1994) = "(NO COURT FEE MAY BE CHARGE IN DELINQUENCY & NEGLECT ACTIONS)"

B. (§ 20-4-406) (1985) = "(CLERKS OF COURT MUST ASSIST PERSONS SEEKING AN ORDER OF PROTECTION FROM DOMESTIC ABUSE BY GIVING THEM FORMS TO PROCEED IFP)"

C. (S.C. CODE ANN. § § 8-21-310 (II) (SUPP. 1994) = "(NO FEE MUST BE PAID TO APPEAL FROM A CONVICTION IN MAGISTRATES OR MUNICIPAL COURTS)"

D. "(FUNDAMENTAL RIGHTS ARE INVOLVED THE CONSTITUTION REQUIRES AN INDIGENT BE ALLOWED ACCESS TO COURTS)" Compare Biddiev. Coun. 401 U.S. 371 91 S.Ct. 780, 28 L.Ed.2d 113 (1971) (INDIGENT WRIVER DIVORCE COURT);

SMITH V. BENEETT 365 U.S. 701, 81 S.Ct. 895, 6 L.Ed. 2d 39 (1961) (INDIGENT PRISONER WRIVER HABEAS CORPUS);

B. EXH. I, Dec. 19-2017, ORDER FOR RESPONDENT RETURN MOTION IN (10) TEN DAYS BY DEPT. CLERK V. CHIRE ALLEN, IT IS NOW MARCH 2-2018, (90) PLUS DAYS LATER. Rule 55 Default; Default Judgment (a)(b) FOR FAILING OBEY BY COURT'S ORDER.

summary,

WHEREFORE, ADA-APPELLANT MOVES COURT TO (A) WAIVE FILING FEE (B) Rule 55 Default; Default Judgment (a)(b) IN ADA-APPELLANT'S FAVOR ON THIS DAY OF 12TH MONTH OF MARCH, 2018

S/ Alhadi Masjed

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EXH. A

FEB 12 2018

MAIL ROOM
LIEBER C.I.

SEBC-FINANCIAL ACCTG.

FINANCIAL CERTIFICATE

2018 FEB 13 PM 2:18

FOR THE

DISTRICT OF SOUTH CAROLINA

(for use in § 1983, Bivens, and non-habeas civil actions filed by prisoners)

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 \$350.00), 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.

Shahid MAJID
INMATE NAME (PRINTED)

199398
INMATE (PRISONER) NUMBER

Shahid Majid
INMATE SIGNATURE

LIEBER CORR. INST
PLACE OF CONFINEMENT

- ◆ (1) Average monthly deposits to the inmate's account.....\$ 0
- ◆ (2) Average monthly balance in the inmate's account calculated for the prior six months period.\$ 0
- ◆ (3) Current Balance\$ 6.30
- ◆ (4) Initial Installment Payment (Take 20 percent of the greater of lines 1 or 2).....\$ 0

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FEB 16 2018

MAIL
LIEBER

COPY

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

Peggy Cauthon
Authorized Officer's Signature

2/13/18
Date

Peggy Cauthon, Fiscal Analyst-I
Authorized Officer's Name and Title

EX-11



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

December 19, 2017

Arthur Moseley, 199398
Lieber Correctional Institution
P. O. Box 205
Ridgeville SC 29472

Re: Arthur Moseley v. Sargent Stevens
Appellate Case No. 2017-002533

Dear Mr. Moseley:

Upon further review of your correspondence, the Court construes your attachments to the notice of appeal as a motion to proceed without the payment of fees. Therefore, it is not necessary for you to pay the notice of appeal filing fee as instructed in our letter of December 18, 2017. Should the Court deny your motion to proceed without fees, we will request the filing fee at that time.

The respondent may serve and file a return to this motion no more than ten days from the date of this letter.

Very truly yours,

V. Claire Allen, Deputy
CLERK

cc: Steven Michael Pruitt, Esquire

FRESHMAN LIAISON LEGAL DEFENSE FOUNDATION

G.W.P. @ White® PRESIDENT: SHAMUD H.A. MASUD ADA. Pr. se

#199398 HCT. P.O. BOX 205, RVU #111 - Ridgeville, S.C. 29422

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MAR 08 2018

MAIL ROOM
LIEBER C.I.

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SC Court of Appeals

S.C. COURT OF APPEALS

CLERK JENNY ABBOTT KITCHING

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