

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SOUTH CAROLINA
WORKERS' COMPENSATION COMMISSION

W.C.C. File No.: 1303989

RECEIVED
JUN 20 2018
SC Court of Appeals

Clarence B. Jenkins, Employee,Appellant,

v.

Amazon.Com DEDC, LLC, Employer, and
American Zurich Ins. Co., Carrier, Respondents.

**RETURN IN OPPOSITION TO
APPELLANT'S REQUEST FOR
AN EXEMPTION FROM FILING FEES**

Pursuant to Rule 240, SCACR, Respondents Amazon.Com DEDC, LLC and Zurich Ins. Co. file this Return in Opposition to Appellant Clarence B. Jenkins Jr.'s June 13, 2018 request for an exemption from paying filing fees. Appellant has provided no basis to allow him to proceed *in forma pauperis*. His unsubstantiated allegation that he is "indigent" is insufficient to support his request. Appellant previously sought leave from this Court to proceed *in forma pauperis* based on the same meritless assertions as are contained in his current request, (Exh. A), which this Court denied. (Exh. B). Every time Appellant files a motion, Respondents incur costs in reviewing and responding to the same. Furthermore, Respondents deny and dispute Appellant's accusation regarding "distortions." Finally, Appellant has missed numerous deadlines set by this Court, choosing instead to file multiple and meritless motions, declarations and requests. Appellant's continual failure to comply with this Court's Orders serves as ground

to dismiss his appeal. Rule 260, SCACR.

CONCLUSION

For the reasons stated herein, this Court should deny Appellant's request for an exemption to filing fees and dismiss this appeal.

Respectfully submitted,

June 18, 2018

McANGUS GOUDELOCK & COURIE LLC



Helen F. Hiser, S.C. Bar No.: 76124
735 Johnnie Dodds Blvd., Suite 200 (29464)
P.O. Box 650007
Mount Pleasant, South Carolina 29465
(843) 576-2900

*Attorneys for Respondents Amazon.Com DEDC,
LLC and American Zurich Ins. Co.*

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SC Court of Appeals

IN THE STATE OF SOUTH CAROLINA
In The Court Of Appeals

APPEAL FROM SOUTH CAROLINA WORKER'S COMPENSATION
FULL APPELLATE PANEL

Case No. 2016-000598

Clarence B. Jenkins Jr., Employee,Appellant,

v.

Amazon.Com DEDC, LLC, Employer and
American Zurich Ins. Co., Carrier,Respondents.

APPELLANT'S MOTION TO PROCEED
WITHOUT PAYING FILING FEES

Appellant is requesting to proceed without paying filing fees due to being of indigent status, financial hardship and constantly fighting distortions by Respondents to this COURT which has been costly.

Appellant request this COURT properly considers MOTION which has been justified by previous court filings.

February 24, 2018

s/Clarence B. Jenkins
Clarence B. Jenkins
945 Wire Rd.
Neeses, South Carolina 29107
(803) 263-4514
Pro Se Appellant



THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SOUTH CAROLINA WORKER'S COMPENSATION COMMISSION
APPELLATE PANEL

Case# 2016-000598

Clarence B. Jenkins, Employee,

Appellant,

v.

Amazon.Com DEDC, LLC, Employer,
and American Zurich Insurance Ins.
Co, Carrier,

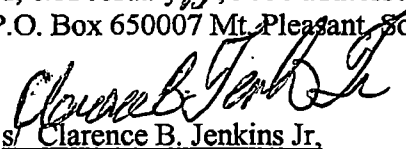
Respondents.

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PROOF OF SERVICE

I certify that I have served the Appellant's Motion To Submit Pertinent Documents Against Respondents Distortions Declaring Violations Of Rule 4.1 And Rule 8.2 on Amazon.Com DEDC, LLC, Employer, and American Zurich Ins. Co, by depositing a copy of it in the United States Mail, postage prepaid, on February 13, 2018 addressed to their attorney of record, Attorney, Helen F. Hiser, P.O. Box 650007 Mt. Pleasant, South Carolina 29465.

February 13, 2018


s/ Clarence B. Jenkins Jr.,
Clarence B. Jenkins Jr,
945 Wire Rd.
Neeses, South Carolina 29107
(803) 263-4514
Attorney for Appellant

The South Carolina Court of Appeals

Clarence B. Jenkins, Employee, Appellant,

v.

Amazon.Com DEDC, LLC, Employer, and American
Zurich Ins. Co., Carrier, Respondents.

Appellate Case No. 2016-000598

ORDER

Appellant filed a motion to proceed without paying filing fees, which this court construes as a motion to proceed *in forma pauperis*. After careful consideration, the motion is denied pursuant to *Ex parte Martin*, 321 S.C. 533, 471 S.E.2d 134 (1995).

FOR THE COURT

Columbia, South Carolina

cc:

Clarence B. Jenkins

J. Russell Goudelock, II, Esquire

Helen F Hiser, Esquire

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Clarence B. Jenkins, Employee,Appellant,

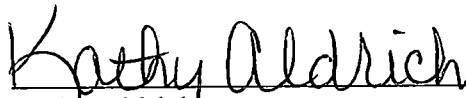
v.

Amazon.Com DEDC, LLC, Employer, and
Zurich Ins. Co., Carrier, Respondents.

PROOF OF SERVICE

I certify that on the 18th day of June 2018, I served the Respondents' **Return in Opposition to Appellant's Request for an Exemption From Filing Fees** on Clarence B. Jenkins, *pro se*, by depositing a copy of it in the United States Mail, postage prepaid, addressed as follows:

Clarence B. Jenkins
945 Wire Road
Neeses, South Carolina 29107



Kathy Aldrich
Legal Assistant to Helen F. Hiser
McAngus, Goudelock & Courie LLC
735 Johnnie Dodds Blvd., Suite 200
P.O. Box 650007
Mount Pleasant, South Carolina 29465
(843) 576-2900

*Attorneys for Respondents Amazon.Com DEDC,
LLC and Zurich Ins. Co*



Reply To

HELEN F. HISER
Direct Dial: (843) 576-2930
helen.hiser@mgclaw.com

June 18, 2018

Via U.S. Mail

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

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SC Court of Appeals

RE: Clarence B. Jenkins v. Amazon.com and Insurance Company of the State
of Pennsylvania c/o Sedgwick Claims Management Services, Inc.
Date of Accident: February 10, 2013
WCC File No.: 1303989
Our File No.: 20194.13164
Claim No.: 30130262998
Appeal No.: 2016-000598

Dear Ms. Kitchings:

Enclosed please find the original and seven (7) copies of Respondents' Return in Opposition to Appellant's Request for an Exemption From Filing Fees, and the original and one copy of the Proof of Service in the above-referenced matter. Please file the originals and return a clocked-in copy in the self-addressed, stamped envelope.

If you have any questions, please do not hesitate to contact me.

Yours truly,

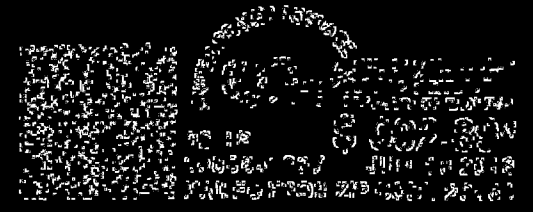
McAngus Goudelock & Courie, LLC



Helen F. Hiser

Enclosures

cc: Clarence B. Jenkins, *pro se*



mgc

POST OFFICE BOX 650007
MOUNT PLEASANT, SC 29465

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JUN 20 2018

SC Court of Appeals

20194.13164/HFH/kea

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

