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SC Court of Appeals

Request to Waive Filing Fee

I am requesting a waiver of the filing fee because this case was submitted to the Appeals Court on August 12, 2014(2014-001867) and ruled that order was unappealable. An order that affects a substantial right is appealable. The dismissal order issued by the Greenville Circuit Court violated my due process rights and South Carolina law 15-3-20(B). The dismissal of case# 2014CP2300815 was premature because 120 days had not passed from the date of filing the complaint or the summons. Because this court refused to review any errors of law, my refiled case was filed outside the statute of limitations with no protections of tolling attached.

Also, this appeal needs to be expediated because the ruling issued by the circuit court was issued to create delay in this case. The circuit court has ruled that the federal courts have jurisdiction over case 2014CP2300815. I disagree because case# 2014CP2300815 does not meet the federal imposed requirements that grant the federal court subject-matter jurisdiction. The federal requirement of damages being \$75,000 or more is not satisfied and according to U.S.C. 28 § 1257 the only court that can review a state court's decision is the US Supreme Court.

