

THE SOUTH CAROLINA COURT of Appeals

Estate of Deborah Elaine Woods by Vivian M. Woods as
Personal Representative; and Vivian M. Woods. Individually,
Appellant

v.

Roosevelt Rawlins, Respondent.

Estate of Deborah Elaine Woods by Vivian M. Woods as
Personal Representative; and Vivian M. Woods. Individually,
Appellant

v.

Sharon Miller Young, Respondent.

Appellate Case No. 2018-001565

RECEIVED

DEC 27 2018

SC Court of Appeals

NOTICE AND MOTION TO REINSTATE APPEAL

The motion to proceed in forma pauperis was denied pursuant to Ex parte Martin, 321 S.C. 533, 471 S.E.2d 134 (1995). The Appellant received the Order¹ to pay the filing fee within fifteen days of the date of the order. The order was dated October 25, 2018; however, Appellant did not receive the order until 4-5 days after the order date.

The Appellant is respectfully asking the court to reinstate the appeal. The Appellant did everything in her power to ensure all procedures and deadlines was followed; however, appealing this denial of the Motion to Proceed Forma Pauperis has exhausted the appellants time. During this process the fee was increased to \$250 Two Hundred Fifty Dollars.

Prior to receive the denial, the appellant called the Clerk of the Court to inform the Court the fee was raised. Appellant asked the Clerk was there still time to send in the filing fee. The appellant was told, Yes. The Clerk then asked how soon the check can be received. Appellant inform the Clerk that the check was being mailed that same day. Appellant was informed that the case was still pending. The was on or around December 7, 2018.

According to U.S. 47 CFR 1.224 – Motion to proceed forma pauperis (c)(1)(2) personal financial was submitted to support the request to proceed forma pauperis. It reflected the Appellant having a negative balance in checking in excess of \$500 five-hundred dollars, in addition to no income.

According to the 14th amendment, Appellant's rights to Life, Liberty and Property shall not be deprived of (To have (something) withheld or taken away) without due process of law (Legal procedures carried out according to established law of the land.) By denying the Appellant's motion to proceed forma pauperis, it

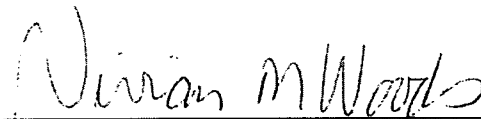
clearly denies Appellant, an indigent litigant, access to the established law of the land, further violating Appellant's constitutional rights (See Due Process Clause).

Appellant was denied rights as an indigent litigant rights provided by the 5th and 14th amendment of the United States Constitution and was ratified and adopted by the State of South Carolina, "No person shall be deprived of life, liberty or property, without due process of law..." and [N]or shall any State deprive any person of life, liberty, or property, without due process of law..."

Appellant is hereby requesting that the Court of Appeals in the State of South Carolina reinstate the appeal, now that the Appellant has secured file filing fee.

Appellant SO MOVE,

Sincerely,



Vivian M. Woods, Appellant, Pro Per
Post Office Box 21723
Hilton Head Island, SC 29925
843-338-3679

Dated: December 21, 2018

Cc: Douglas W. MacNeille, Esq.
William C. Clark, Esq.
South Carolina Court of Appeals
Marvin H. Dukes, III, Judge

THE STATE OF SOUTH CAROLINA COURT

Court of Appeals

Marvin H Dukes, III

Appellate Case No. 2018-001565

Estate of Deborah Elaine Woods by Vivian M. Woods as
Personal Representative; and Vivian M. Woods. Individually, Appellant

v.

Roosevelt Rawlins, Respondent.

Estate of Deborah Elaine Woods by Vivian M. Woods as
Personal Representative; and Vivian M. Woods. Individually, Appellant

v.

Sharon Miller Young, Respondent.

Appellate Case No. 2018-001565

RECEIVED

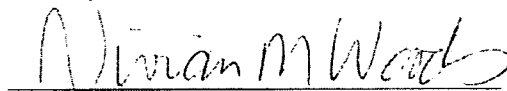
DEC 27 2018

SC Court of Appeals

PROOF OF SERVICE

I certify that I have served the Notice of Appeal on Roosevelt Rawlins and Sharon Miller Young by depositing a copy of it in the United States Mail, postage prepaid, on or around December 21, 2018, addressed to his attorney of record, Douglas w MacNeille, Post Office Box 5706, Hilton Head Island, South Carolina 29928 and/or by electronic media (email) at douglas@ruthandmacneille.com and/or by personally delivering a copy of it to his attorney of record office at 10 Office Way Ste.# 200, Hilton Head Island, SC 29928, on December 21, 2018.

Dated: December 21, 2018



Vivian M Woods, Pro Per, Appellant
Post Office Box 21723
Hilton Head Island South Carolina 29925

with Priority Mail®
use of federal law.
for resale.

PRIORITY®

 **UNITED STATES
POSTAL SERVICE.**

Retail

P

US POSTAGE PAID

\$6.70

Origin: 29902
12/21/18
4505200659-03

PRIORITY MAIL 2-Day®

0 Lb 2.20 Oz

EXPECTED DELIVERY DAY: 12/24/18

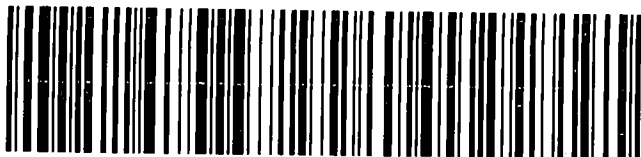
1006

B012

SHIP
TO:

PO BOX 11629
COLUMBIA SC 29211-1629

USPS TRACKING NUMBER



9505 5116 6326 8355 2115 34

PRESS HERE TO ASSEMBLY

This product is for use with Priority Mail®.
Misuse may be a violation of federal law.
This label is not for resale.

PRIORITY® ★ MAIL ★

VISIT US AT USPS.COM®
Label 106A, Jan 2015

 **UNITED STATES
POSTAL SERVICE®**

PRIORITY
POSTAGE

This product is for use with Priority Mail®.
Misuse may be a violation of federal law.
This label is not for resale.

VISIT US AT
Label 106A, J

FROM:

PRIORITY® ★ MAIL ★

 **UNITED STATES
POSTAL SERVICE®**

VISIT US AT USPS.COM®
ORDER FREE SUPPLIES ONLINE

FROM:

PAFEN for SC Court of Appeals
Vivian M. Woods, Appellate
P.O. Box 21723
Hilton Head Island, SC
29925

DEC 27 2018

RECEIVED

TO:

The Hon. Jenny Abbatt Kitchinges
Clerk
The S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Label 228, March 2016

FOR DOMESTIC AND INTERNATIONAL USE