

STATE OF SOUTH CAROLINA
COUNTY OF GREENVILLE
PATRICK B. WALKER 296176
Vs Plaintiff,

STATE OF SOUTH CAROLINA
Resident,

IN THE S.C. COURT OF APPEAL
CASE NO. 2018-002136

NOTION TO PROCEED IN

FORMA PAUPERIS
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DEC 27 2018

SC Court of Appeals

In support of his motion, Petitioner submits that in addressing his financial inability to pay the cost of his CIVIL Action Petition claim and Delivery of Property (10,000) United States currency the U.S. Supreme court has held that fundamental fairness entitles Petitioner to an adequate opportunity to present their claims fairly within the adversary system. *Ake v. Oklahoma*, 470 U.S. 68 (1985)

in conjunction the south carolina Supreme court has held that any time criminal procedures discriminate against a Petitioner by reason of their indigent status, such procedures violate the guarantee of equal protection. where the indigent Petitioner is subjected to a process which is not required of a non-indigent Petitioner, then the process becomes invidiously discriminatory, and violative of equal protection *Ex Parte Lexington County*, 442 S.E.2d 584, 594 (1994)

In reliance upon the above court decisions Petitioner moves this Honorable court to grant him leave to proceed in this Civil Action Petition claim and Delivery of Property (10,000) United States currency without pre-payment of cost to contest his civil action claim.

Date Dec 17, 2018

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DEC 18 2018

P.C.I. MAILROOM

Respectfully Submitted

Patrick B. Walker
PATRICK B. WALKER
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430 ORANGEWOOD ROAD
Pelzer, S.C. 29669