

APPLICATION TO PROCEED WITHOUT PAYMENT
OF COSTS AND AFFIDAVIT
IN SUPPORT THEREOF

I, Titus E. Smith #217167, hereby apply for leave to
proceed in this action without prepayment of fees or costs or security therefor. In
support of my application I declare under penalty of perjury that the following facts are true:

(1) I am the applicant in this action and I believe I am entitled to redress.

(2) Because of my poverty I am unable to pay the costs of said proceedings or
give security therefor.

Titus E. Smith
APPLICANT

Sworn or affirmed to and subscribed before me this

16 DAY OF January, 2013

Catherine A. Amos

Notary Public

My Commission Expires: My Commission Expires December 22, 2018

RECEIVED

JAN 25 2013

SO. COURT OF APPEALS