

AFFIDAVIT

"STATE OF SOUTH CAROLINA  
In The Supreme Court

RECEIVED

MAR 29 2019

S.C. SUPREME COURT

APPEAL FROM SUMTER COUNTY  
H.P. King, Judge, Court of Common Pleas

Trial Ct. Case 2016-CP-43-00733  
App. Case 2018-001505  
Sup. Ct. Case 2019-000304

JPMorgan Chase Bank N.A.,

Respondent,

v.

ROBERT WILLIAM WAZNEY,

Petitioner.

MOTION TO RECONSIDER  
AND ENLARGEMENT

March 25, 2019.

/s/



ROBERT WILLIAM WAZNEY

990 Wisacky Hwy.

Bishopville, SC 29010

1 of 6

Indigent Captive Pro se (forced)

MOTION TO RECONSIDER AND ENLARGEMENT

I, ROBERT WILLIAM WAZNEY, received ORDER (Attached p.3) dated February 27, 2019 on March 6, 2019. The ORDER denies my in forma pauperis application and denies my Motion for appointed counsel. I move this Court to reconsider those decisions because certain fundamental rights are involved where the bringing of a civil action effectuating the freezing of a persons assets during their criminal proceeding is unconstitutional [1] and inappropriate government interference by the incursion of pretrial freezing of my untainted assets as a criminal defendant (see pp. 4-5)[2] has effected my poverty and the constitution requires that an indigent like myself be allowed access to the courts, compare Boddie v. Connecticut, 401 U.S. 371; 91 S.Ct. 780, and because my indigency is effected by the government it is therefore equitable the government appoint counsel and pay my court fees where I would have done so myself if the government had not inappropriately incurred pretrial freezing of my untainted assets as a criminal defendant.

I request to proceed in forma pauperis and I request counsel appointed. Further, I request thirty more days enlargement to serve and file Writ of Ceriorari and Appendix, in the interest of justice.

I declare under penalty of perjury the foregoing is true and correct."

March 25, 2019.

/s/

ROBERT WILLIAM WAZNEY

990 Wisacky Hwy.

Bishopville, SC 29010

Indigent Captive Pro se (forced)

SWORN or affirmed to and subscribed before  
me this \_\_\_\_\_ day of March 2019.

*WATTA IN ABLE*  
\_\_\_\_\_  
Notary Public

My Commission Expires: \_\_\_\_\_

[1] Rambo v. Nogan, 2017 WL3835670

[2] Luis v. United States, 136 S.Ct. 1083(2016)(The pretrial restraint of legitimate, untainted assets needed to retain counsel of choice violates the sixth amendment.)

# The Supreme Court of South Carolina

JP Morgan Chase Bank National Association,  
Respondent,

v.

Robert W. Wazney, Petitioner.

Appellate Case No. 2019-000304

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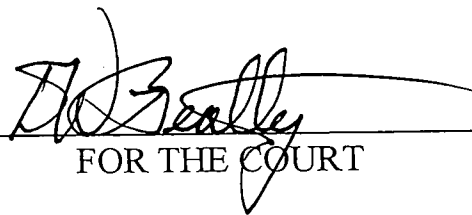
## ORDER

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This matter involves the review of the decision of the South Carolina Court of Appeals in Appellate Court Case Number 2018-001505.

Petitioner's motion to proceed *in forma pauperis* is denied. *Ex parte Martin*, 321 S.C. 533, 471 S.E.2d 134 (1995). Further, petitioner's motion for appointed counsel is denied.

As to the request for an extension of time, the time to serve and file the petition for a writ of certiorari and appendix is hereby extended until March 28, 2019. If the petition for a writ of certiorari and appendix, along with the \$250 filing fee required by Rule 242(c) of the South Carolina Appellate Court Rules, is not filed by that date, this matter will be dismissed.



C.J.

FOR THE COURT

Columbia, South Carolina  
February 27, 2019

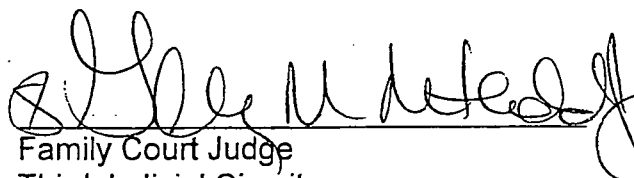
cc: Reginald Patrick Corley, Esquire  
Benjamin Rush Smith, III, Esquire  
Nicholas Andrew Charles, Esquire  
Jenny Abbott Kitchings, Esquire  
Mr. Robert William Wazney, 00363679




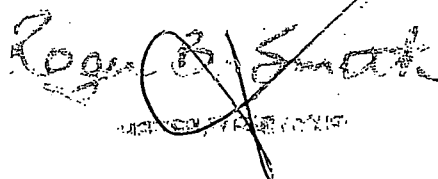
**ORDERED** that the Defendant be restrained from disposing of any assets currently in his control, possession or name, in with the Plaintiff may have equitable interest, or from further incurring any debts in the Plaintiff's name or for which the Plaintiff is responsible. It is further,

**ORDERED** that the Defendant be restrained from bothering, abusing, threatening abuse, harassing or in any fashion interfering with the Plaintiff. It is further,

**AND, IT IS SO ORDERED!**

  
Family Court Judge  
Third Judicial Circuit

  
\_\_\_\_\_, South Carolina  
\_\_\_\_\_, 7/20, 2015

ATTEST A TRUE COPY  
  
NOTARY PUBLIC

STATE OF SOUTH CAROLINA  
In The Supreme Court

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H.P. King, Judge, Court of Common Pleas

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JPMorgan Chase Bank N.A., Respondent,  
v.  
ROBERT WILLIAM WAZNEY, Petitioner.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that true and correct copies of MOTION TO RECONSIDER AND ENLARGEMENT were served by depositing the same in the prison mail system postage prepaid U.S. Mail addressed to the following addresses on March 25, 2019:

Clerk, S.C. Supreme Court  
PO Box 11330  
Columbia, SC 29211

Scott and Corley, P.A.  
PO Box 2065  
Columbia, SC 29202

Dept. of Justice  
950 Pennsylvania Ave., NW  
Washington DC 20530

/s/

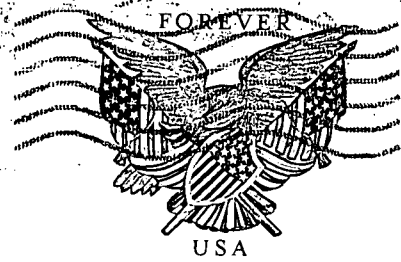
ROBERT WILLIAM WAZNEY  
990 Wisacky Hwy.  
Bishopville, SC 29010  
Indigent Captive Pro-se (forced)

ROBERT WILLIAM WAZNEY

E21139 363679 *3 2214*  
Lee Correctional Institution  
990 Wisacky Highway  
Bishopville, SC 29010

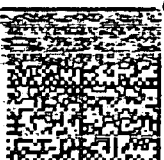
COLUMBIA SC 290

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*CLERK, S.C. SUPREME COURT*  
*P O BOX 11330*  
*COLUMBIA SC 29211*

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PITNEY BOWES



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THIS ITEM. THEREFORE, THE DEPARTMENT DOES NOT  
ASSUME RESPONSIBILITY FOR ITS WRITTEN CONTENTS


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MAR 27 2019

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