

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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JUL 25 2019

SC Court of Appeals

APPEAL FROM ADMINISTRATIVE LAW COURT
South Carolina Department of Probation, Parole, and Pardon Services

S. Phillip Lenski, Administrative Law Judge

Appellate Case No. 2019-000934

Bernard Bagley, #175851

Appellant,

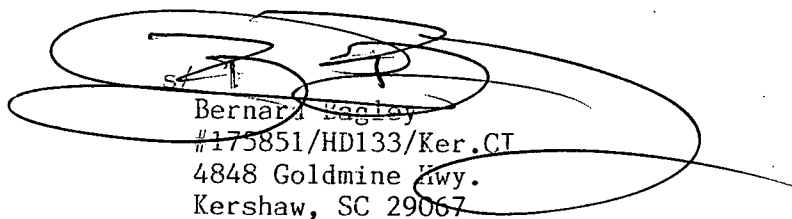
v.

South Carolina Department of
Probation, Parole and Pardon
Services,

Respondent.

MOTION AND AFFIDAVIT TO PROCEED IN FORMA PAUPERIS
TO FILE MOTION REQUESTING PERMISSION TO SERVE AND FILE
INITIAL BRIEF AND DESIGNATION OF MATTER

I, Bernard Bagley, declare, certify, verify, and state under penalty of perjury that the Appellant, I am and that I do not have the funds to pay the costs of filing and service of this motion regarding the present matter because of the financial hardship I'm experiencing, and I'm not employed with the agency prison industry. I hereby request that the motion be filed and service made without costs.


Bernard Bagley
#175851/HD133/Ker.CT
4848 Goldmine Hwy.
Kershaw, SC 29067

July 19, 2019

ORDER

Leave (granted) (denied) to proceed in forma pauperis.

Date:

s/ _____
For the Court

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S.C. Department of Probation, Parole and Pardon Services

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Bernard Bagley, #175851

Appellant

v.

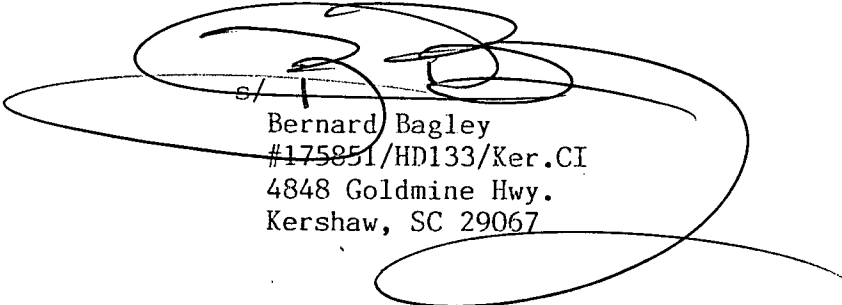
South Carolina Department of Probation,
Parole and Pardon Services,

Respondent.

PROOF OF SERVICE

I certify that I have served Appellant's Motion Requesting Permission to Serve and file the Initial Brief and designation Outside of the Filing Deadlines Set by Rules 208 and 209 of the SCACR, and Motion and Affidavit to Proceed In Forma Pauperis with this motion on the Respondent by depositing a copy of the same in the U.S. Mail. postage prepaid, on July 19, 2019, addressed as follows: SCDPPPS

Tommy Evans, Jr.
Asst. General Counsel
P.O. Box 50666
Columbia, SC 29250


s/ Bernard Bagley
#175851/HD133/Ker.CI
4848 Goldmine Hwy.
Kershaw, SC 29067

July 19, 2019

July 19, 2019

SC Court of Appeals
Jenny A. Kitchings, Clerk
P.O. Box 11629
Columbia, SC 29211

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RE: Bagley v. SCDPPPS, 2019-000934

Dear Ms. Kitchings:

If you may, please inform me when does the 30 days apply to file an initial brief once the notice of appeal has been filed?

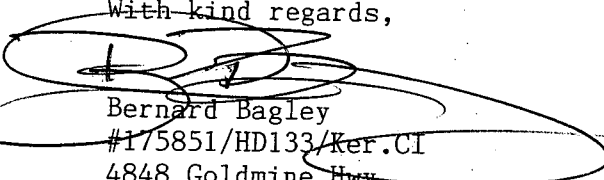
Although an inmate mail or submit his notice of appeal to the court they do not know when it's filed until receiving a letter from your office providing the appellate case number with any other relevant information required.

As stated in my motion herein the letter dated from your office is June 6, 2019, which was received at the institution on the 10th of June, 2019, but I did not receive it until the 17th of June. Be that as it may, when does the 30 days begin for filing Appellant's Initial Brief? /

There needs to be clarity regarding this matter. Hopefully my motion will explain the problem and the confusion being caused.

Thank you for your attention and findings.

With kind regards,



Bernard Bagley
#175851/HD133/Ker.CI
4848 Goldmine Hwy.
Kershaw, SC 29067

Enclosures

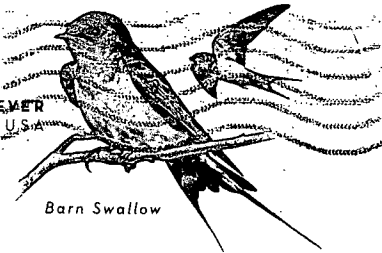
cc: Tommy Evans, Jr., SCDPPPS

RD Bagley
5140 133 Ave.
3 Gold Mine Hwy.
Columbia, S.C. 29067

COLUMBIA SC 290

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JUL 25 2019

SC Court of Appeals

S.C. Court of Appeals
Jenny A. Kitchings, Clerk
P.O. Box 11629

COLUMBIA, S.C. 29211-1629

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