

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Lexington County

Honorable Walton J. McLeod IV, Chief Admin. Judge

James R. Smith,

Petitioner.

v.

State of South Carolina,

Respondent.

RECEIVED

FEB 24 2020

S.C. SUPREME COURT

MOTION TO PROCEED

IN FORMA PAUPERIS

AND AFFIDAVIT IN SUPPORT OF

The Petitioner, James R. Smith hereby requests to proceed in forma pauperis without paying the filing fee because of the below listed reasons:

- 1) The Petition is entitled to redress
- 2) Because of my poverty I am unable to pay the said filing fee

Affiant sayeth not.



Affiant

James R. Smith #197390
MacDougall Correctional Inst.
1516 Old Gilliard Road
Ridgeville, S.C. 29472

1 think I can give a minimum sentence. You have got two,
2 I think, very serious and violent armed robberies that
3 you are pleading to, and the State is dismissing another
4 armed robbery, as well as a kidnapping.

5 As I say, fortunately these victims of these
6 crimes were not hurt, but somebody could have very
7 easily gotten hurt or killed. At the very least I'm
8 sure the victims in this thing, in either or both of
9 these armed robberies, were terrorized by your actions.

10 The sentence of the Court is the Defendant is
11 committed to the State Department of Corrections for a
12 term of 18 years to run concurrent, and he is given
13 credit for jail time since April 2, 2006, A.T.U. at the
14 South Carolina Department of Corrections. Good luck to
15 you, sir.

16 MR. MOSES: Thank you, Judge.

17 THE COURT: I did not order any restitution.
18 It was not but \$200, and it's way down the line.

19 MR. MOSES: Yes, sir.

20 *** END OF REQUESTED TRANSCRIPT OF RECORD ***

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C E R T I F I C A T E

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2 I, the undersigned L. Coconut Pantsari, Official
3 Reporter for the Eleventh Judicial Circuit of the State
4 of South Carolina, do hereby certify that the foregoing
5 is a true, accurate, and complete Transcript of Record
6 of all the proceedings had and the evidence introduced
7 in the hearing of the captioned cause, relative to
8 appeal, in the Criminal Court for Lexington County,
9 South Carolina on the 16th day of August, 2007.

10 I do further certify that I am neither of kin,
11 counsel nor interest to any party hereto.

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14 March 17, 2008

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18 L. Coconut Pantsari

19 Court Reporter
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C E R T I F I C A T E

I, the undersigned L. Coconut Pantsari, Official Reporter for the Eleventh Judicial Circuit of the State of South Carolina, do hereby certify that the foregoing is a true, accurate, and complete Transcript of Record of all the proceedings had and the evidence introduced in the hearing of the captioned cause, relative to appeal, in the Criminal Court for Lexington County, South Carolina on the 16th day of August, 2007.

I do further certify that I am neither of kin, counsel nor interest to any party hereto.

March 17, 2008

L Coconut Pantsari

Court Reporter