

ANDREW PLUMMER APPELLANT

V.

SCDC ALLENDALE C.I. et al RESPONDENT

APPELLATE CASE NO.: 2008-CP-40-2933

AFFIDAVIT IN SUPPORT OF APPELLANTS
MOTION TO PROCEED ON COMPLAINT IN
FORMA PAUPERIS

NOW COMES ABOVE APPELLANT SWORN UNDER OATH DEPOSE AND STATES THE FOLLOWING:

- 1) THAT HE IS ABOVE NAMED APPELLANT;
- 2) THAT HE IS A INMATE INCARCERATED WITHIN THE PARAMETERS OF THE SOUTH CAROLINA DEPARTMENT OF CORRECTIONS AT TYGER RIVER CORR. INST. FACILITY;
- 3) THAT HE IS INDIGENT, OWNS NO PROPERTY OR REAL ESTATE WHICH COULD BE SOLD OR REPAID AS SECURITY TO PAY THE FEES AND COST OF FILING THE ACTION IN QUESTION;
- 4) APPELLANT LACK OTHER MEANS TO OBTAIN SUFFICIENT FUNDS TO PAY THE COST OF FILING THE PRESENT APPEAL;
- 5) THAT THE APPELLANTS MOTION TO PROCEED RAISES A CONSTITUTIONAL QUESTION WHICH CONCERNS HIS RIGHT TO RECOVERY OF SAID DAMAGES;
- 6) THAT THE APPELLANT IS INFORMED OR BELIEVES HE IS ENTITLED TO THE RELIEF IN THE APPEAL.

APPELLANT FOREVER PRAYS THAT THIS HONORABLE COURT WILL GRANT LEAVE TO PROCEED IN THIS ACTION WITHOUT PREPAYMENT OF COST OR FEES.

APPELLANT HEREBY DECLARES UNDER THE PENALTY OF PERJURY AND UNDER OATH BEFORE THE COURTS THAT HE IS THE MAKER OF THE AFORE AFFIDAVIT AND THAT THE ABOVE INFORMATION IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND UNDERSTANDING AND THAT I AM ENTITLED TO REDRESS.

SWORN TO AND SUBSCRIBED BEFORE ME THIS

6th

DAY OF

MARCH

2013

Herbert Johns

(L.S.)

NOTARY PUBLIC

MY COMMISSION EXPIRES:

1-14-2019

Andrew S. Plummer

ANDREW S. PLUMMER

TYGER RIVER C.I.

SPECIAL MANAGEMENT UNIT ROOM 20

200 PRISON RD

ENDREE SC 29335

ANDREW PLUMMER APPELLANT

v.

SCDC ALLENDALE C.I. et al RESPONDENT

APPELLANT CASE No.: 2008-CP-40-2833

ORDER GRANTING APPELLANT
LEAVE TO PROCEED IN FORMA PAUPERIS

THIS MATTER COMES BEFORE THE COURT BY WAY OF APPELLANTS MOTION SEEKING LEAVE OF THIS COURT ALLOWING APPELLANT IN THE ABOVE CAPTIONED CASE CAUSE TO PROCEED WITH HIS COMPLAINT IN FORMA PAUPERIS THIS ALLOWING THE [ACTION] TO BE FILED WITHOUT PREPAYMENT OF COST OR AFTER REVIEW OF THE PLEADINGS INCLUDING APPELLANTS INDIGENCY, THIS COURT FINDS THAT IT IS PROPER FOR SAID LEAVE TO BE GRANTED, ACCORDINGLY THIS COURT GRANTS THE APPELLANT ANDREW PLUMMER SCDC # 299191 LEAVE TO PROCEED IN FORMA PAUPERIS,

THE CLERK IS NOW DIRECTED TO FILE APPELLANTS PLEADINGS ENCLUDING HIS AFFIDAVIT WITHOUT PREPAYMENT OF COST OR FEES THE APPELLANT SHALL INFORM THE COURT OF HIS FINANCIAL CONDITION IF IT HAPPENS TO CHANGE WHEREBY HE BECOMES ABLE TO PAY THE COST CUSTOMARILY ASSESSED IN THIS STATE [ACTION]

THIS _____ DAY OF _____

PRESIDING JUDGE

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