TherL Taylor
Allendale Institution
PO Box 1151
Fairfax, SC 29827

The South Carolina
Court of Appeals
Claire Allen, Deputy Clerk
PO Box 11629
Columbia, SC 29211

RE: TherL Taylor vs. Charles Brooks, Jane & John Doe
Appellate Case No. 2013-000803

May 1st, 2013

Your Honor:

On April 25th I received a two (2) page Correspondence from you with instructions regarding the above case. Thanks.

Up to this point I understood this Appeal was under consideration, having initially submitted pertinent sufficient information within thirty (30) days of receipt of Judge James Barber's decision.

Again, this is an APPEAL ORDER due to improper denial or failure to Order SCDC to debit my Institutional Cooper Trust Account according to Statute, SC Code §24-27-100 & 150.

For Clarity, please see Attachments 1 — 13 some enclosed.

Nonetheless, in response to the Court's detailed format instructions, I have carefully provided further clarity in this matter and show this Honorable Court as follows:

QUESTIONS & ANSWERS

a) name of the court from which the appeal is taken?
A] a) Richland County Court of Common Pleas.

b) the judge's name?
B] b) The Honorable Judge James Barber.

c) the date of the order being appealed?
C] c) November 5th, 2012.

d) a statement of when the appealing party received the decisi
D] d) Appellant received decision denying his Motion to Proceed Informa Pauperis (under false pretenses) to further challenge his current wrongful conviction.

e) the name of the appealing party?
E] e) TherL Taylor, Pro Se

F] f) Not Applicable.

G] g) the names the party or parties represented by each?

g) Not Applicable.

H] h) A copy of the order being challenged on appeal?

h) See Attachment 1.

I] i) certificate of service showing the notice has been timely served on all respondents?

i) No Respondents exist due to case not fil[ed]. However, please See Attachment 2.

J] j) filing fee of $100 accompany the notice of appeal?

j) Constitutionally protected [f]undamental rights exist. To be fairly "HEARD" within state courts under cognizable "Torts" within CIVIL matters is essential component in [our] legal system.

Additionally, Statutory provision §24-27-100 & 150 are appliable for filing from the outset.

Appellant's case fits squarely to "waive" fees.... or have debited against toward SCDC.

BUT FOR the proper commencement in Common Pleas by having this case fil[ed, this Appeal order would be unecessary.

Also see Martin v State, 471 SE 2d 134 (1995). From the outset this case should have been fil[ed] and received a Civil Action Number for Service.

(1)-(3) ANSWERS:

1) Initially sent by Certified Mail Return Receipt Requested, Article Number: 7006-2150-0004-8717-7227. Also, See Attachment 2.

2) See "(j)" above with additional supporting documents on record and enclosed herein.

3) See Attachment 3.1.

Enclosed for filing is the revised Notice of Appeal, Attachments and Affidavit of Service respecting you April 22 directions "acknowledging receipt of my initial (unspecified) documents dated November 27, 2012.

Please return clock stamp copies of the aforementioned documents upon acknowledgment.

SCDC/Employees refuse to provide pre-paid envelopes for Indigent persons. Also, if I mailed a pre-paid self addressed envelope it may not be honored as legal mail and opened.

It is unclear which "documents" you generally refer to that were in fact received by you previously from me.

To date, no clocked-in copies have not been received. Please clarify specifically which documents are included in the record regarding appealling Judge Barber's Order. Note, your response took five (5) months according to your April 22nd, 2013, instuction letter.

HISTORICALLY- FACTUALLY

Plaintiff, now Appellant "App." has took great pains to simply have this particular case timely filed. Since October 2012, significant effort, energy and determination has occurred on App.'s part to be [h]eard- legally.

Strikingly, this civil case is Mysterious @ best.

Should a pro se ... Indigent [individual] be subjected to such delay and/or denial to prosecute civilly?

Specifically, the clerk's "yellow sticky" misled the Judge, namely by improperly publishing Plaintiff's Legal Malpractice suit as a "fraud" Complaint, among other things.

Case TherL Taylor vs Charles Brooks, et al was carefully prepared and submitted according to Civil Rule 3, State Statute and applicable case law. App. cautiously and diligently followed the repeated confusing redundant (unnecessary) direction phrase [See Attachment 5] by the clerk. There are more detailed facts, yet how far does one soul travel in order to prove the Basic right to appropriately have his case fil[ed] and litigated by Rule of Law?

Even more significantly, last month Appellant's lawsuit to the Sumter County Court of Common Pleas disappeared after PLaintiff hand delivered to Ms. Virgina Grubbs (Mail Room) employee. Appellant was compelled to file Institutional Grievance AI-0341-3. See Attachment 3.

Appellant is not at liberty to perfect this presentation as he desires. The Main reason is because SCDC or otherwise its employees will not supply photocopies of original documentation despite inability or ability to pay cost. App. does not have sufficient time (according to the Court's ten (10) day deadline) to request outside sources (sometime unreliable) to copy relevant supporting documentationn that SCDC/Agents will not, in order to timely present to this Honorable Court for review.

Nonetheless, App. is more than willing to open his file now for the Court. The below referenced Attachments/papers are available at the Court's discretion through request. For instance, if your Honor would demand SCDC employee's to photocopy App.'s documents, App. stand fast unhestitently, willing further speak Truth for a Just & Fair ruling.

Noteworthy, the South Carolina Supreme Court has admonished General Counsel for SCDC in a Foot Note regarding the prejudical unfair disadvantage not permitting Indigent, ... Pro Se inmates Access to copies of critical supporting documents to establish a meritorious case for official Judgment.

General Counsel deliberately ignores correspondences.

Attachment 3, enclosed is a hand written duplicate of the Notice of Appeal. Attachments A-D were originally supplied to the Court of Appeals as stated previously herein.

Due to time restraints App. can not logically or humanistically write all Attachments ... again.

Attachment 4, November 27, 2012, 2 page letter to Ms. Jenny Kitchings with the Court of Appeals. Enclosed After hand producing Mat 1, 2013.

Attachment 5, November 6, 2012, boilerplate letter identifying the repeated response statement, now highlighted.

Attachment 6, November 13, 2012, response to Richland County Court of Common Pleas. Not enclosed.

Attachment 7, 2 page formal document in response to Administrative Judge Barber dated November 13, 2012.

Attachment 8, November 16, 2012, formal 1 page letter to the Court Administration, 1015 Sumter St., Suie 200 Columbia, SC 29201. Not included.

Attachment 9, November 30, 2012, follow-up 1 page letter to Judge Barber. Not enclosed.

Attachment 10, December 6, 2012, letter from SC Court Administration to Richland County Clerk Jeanette W. McBride also forwarded to me. It reads verbatum: " Dear Clerk McBride: Enclosed is a copy of a letter this office received from TherL Taylor. It would be appreciated if you would review this matter to assist him. Sincerely, Court Services Section." Not enclosed.

Attachment 11, December 21, 2012, 1 page letter to Richland Clerk McBride in rResponse to repeated paragraph depicted within Attachment 5. Not enclosed.

Attachment 12, December 26, 2012, repeated statement by Richland Court of Common Pleas. See Attachment 5. Not enclosed.

Attachment 13, December 31, 2012 (Received 1/22/13) redundant paragraph from clerks office. See Attachment 5. Not enclosed.

Once again, App.'s file is open and immediately available for questioning for [f]ull consideration by this Honorable Court.

Perhaps a hearing is in order.

Based on the foregoing Appellant's (mainly) factual argumentation, peppered with solid legal standing should persaude the Court to arrange an opportunity to be heard on the matter of TherL Taylor vs Charles Brooks, Jane & John Doe, remanding the case @ Bar for filing directly in the lower courts or through SCDC.

With Honor,

TherL Taylor

May 1, 2013

IN THE COURT OF APPEALS

a) From the Court of Common Pleas- Richland County

b) Judge James Barber, No Dockect # Provided

c) November 5, 2012

Appellate Case No. 2013-000803

d) TherL Taylor, Pro Se — Plaintiff/Appellant

vs.

Charles Brooks, et al, — Defendant.

NOTICE OF APPEAL

d) On November 9, 2012, Appellant improperly received Judge Barber's November 5th, 2012, 3 page decision disapproving Indigen Status to Proceed "IFP". The case was never fil[ed].

f) & g) Not Applicable.

For h) See Attachment 1

Judge Barber failed to compel the Richland County Clerk's Office to file my case or order SCDC or it's Agents to file such to provide a timely date stamp and civil case number.

i) See previous answer above (1) and present Affidavit of Service.

j) Due to misleading or otherwise misrepresentation, the actions inter alia-known-Yellow Sticky- the IFP denial would not happened or at best the lower court would have secured SCDC to conduct installments ... as the clerk's office repeatedly stated, yet never occurred. SEE ATTACHMENT 5.

BUT FOR such Appellant was not [h]eard by the lower court. This appeal order would not occur.

Based on previous documentation coupled with this presentation Appellant is in fact Indigent and can not afford any filing fees.

Appellant request statutory provisions SC Code of Laws §24-17-100 &150, and Constitutional Right requesting Poverty filing be officially declared.

So mote it be.

TherL Taylor, Pro Se
Allendale Character Unit
PO Box 1151, F-1-B #29
Fairfax, SC 29827

May 1st, 2013

Attachment 1 X

STATE OF SOUTH CAROLINA	)	IN THE COURT OF COMMON PLEAS
	)	FIFTH JUDICIAL CIRCUIT COURT
COUNTY OF RICHLAND	)	
	)	
Therl Taylor,	)	
	)	**ORDER DENYING PLAINTIFF'S**
Plaintiff,	)	**MOTION TO PROCEED IN**
	)	***FORMA PAUPERIS***
	)	
v.	)	
	)	
Charles Brooks, John & Jane Doe;	)	
	)	
	)	
Defendant.	)	
	)	

This matter is before the Court on the Plaintiff's Motion to proceed *in forma pauperis*. Plaintiff, Therl Taylor, submits that he is unable to pay costs for filing fees and service in pursuing his Petition for Summons and Complaint. Plaintiff provides the Court a Motion and Affidavit to Proceed in Forma Pauperis, along with his Summons and Complaint.

In *Martin v. State*, 321 S.C. 533, 535-536, 471 S.E.2d 134, 134-135 (1995), the South Carolina Supreme Court:

> [gave] guidance as to when it is appropriate to waive filing fees. In the absence of a statutory provision allowing the general waiver of filing fees, we conclude motions to proceed in forma pauperis may only be granted where specifically authorized by statute or required by constitutional provisions. *See Tahtinen v. Superior Court, Pinal County*, 130 Ariz. 513, 637 P.2d 723 (1981); *Steinkamp v. Jacque*, 36 Conn.Sup. 37, 410 A.2d 489 (1979); 1986 Op.S.C.Att'y Gen. No. 86-44 at 131.
>
> Among the statutory provisions allowing or requiring waiver of filing fees are S.C.Code Ann. §§ 8-21-310(11)

> (Supp.1994) (no fee must be paid to appeal from a conviction in magistrate's or municipal court); 17-27-60 (1985) (no fee required of indigent filing a post-conviction relief action); 20-4-40(e) (1985) (clerks of court must assist persons seeking an order of protection from domestic abuse by giving them forms to proceed in forma pauperis); 20-7-1440 (Supp.1994) (no court fee may be charged in delinquency and neglect actions); 41-39-30 (1986) (fee waived in a proceeding involving a claim for benefits from the Employment Security Commission); and, 44-41-34(B) (Supp.1994) (a minor may file an action seeking consent for an abortion without paying any filing fee). Further, where certain fundamental rights are involved, the Constitution requires that an indigent be allowed access to the courts. *Compare Boddie v. Connecticut,* 401 U.S. 371, 91 S.Ct. 780, 28 L.Ed.2d 113 (1971) (an indigent must be given access to courts in divorce action) and *Smith v. Bennett*, 365 U.S. 708, 81 S.Ct. 895, 6 L.Ed.2d 39 (1961) (an indigent prisoner may not be required to pay a filing fee for petitioning for a writ of habeas corpus) with *Ortwein v. Schwab*, 410 U.S. 656, 93 S.Ct. 1172, 35 L.Ed.2d 572 (1973) (no constitutional violation in requiring payment of appellate filing fee by indigents seeking review of an adverse welfare decision) and *United States v. Kras*, 409 U.S. 434, 93 S.Ct. 631, 34 L.Ed.2d 626 (1973) (no constitutional violation in requiring payment of filing fee by indigent in bankruptcy action).

Id. Accordingly, indigents have been allowed to proceed *in forma pauperis* in various actions since *Martin v. State* was decided. *See Harrison v. Harrison*, 373 S.C. 524, 646 S.E.2d 180 (Ct. App. 2007) (allowing inmate to file divorce action *in forma pauperis*); *Ex parte Rice*, 307 S.C. 469, 415 S.E.2d 819 (1992) (inmate allowed to proceed with divorce action *in forma pauperis* where his net income was $1.50 per month and filing fee was $55.00); *Lakes v. State*, 510 S.E.2d 228, 333 S.C. 382, (S.C.App. 1998) (inmate was entitled to proceed *in forma pauperis* with petition for writ of habeas corpus, despite numerous previous requests for relief, in absence of factual findings that requests rose to the level of

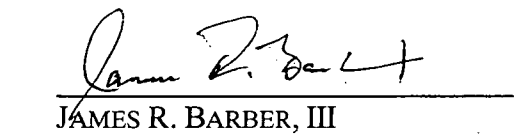
repetitive and abusive filings pursuant to § 17-27-60). *Compare with Sullivan v. South Carolina Dept. of Corrections*, 355 S.C. 437, 586 S.E.2d 124, (S.C. 2003) (access to the courts was not constitutionally required, as prison inmate's grievance request for immediate enrollment in second phase of sex offender treatment program did not involve fundamental rights and thus, inmate was not entitled to proceed *in forma pauperis* on his appeal from an ALJ decision dismissing his grievance against the Department of Corrections).

In *Martin v. State, supra,* the South Carolina Supreme Court directed:

> ...when an indigent litigant files a motion to proceed in forma pauperis pursuant to Rule 3(c), [SCRCP] and the complaint does not appear to fit within one of the statutory or constitutional exceptions to the requirement of a filing fee, the clerk of court must submit the motion to a judge for a ruling as to whether the complaint does fit within one of the statutory exceptions or whether the cause of action concerns a fundamental right that requires waiver of the filing fee.

Pursuant to the foregoing, the Court has reviewed the pleadings and finds that Plaintiff's Petition does not appear to fit within any statutory exceptions and does not involve a Constitutionally protected fundamental right that requires a waiver of the filing fee. Therefore, the Plaintiff's Motion to Proceed *In Forma Pauperis* is **DENIED**.

IT IS SO ORDERED.



JAMES R. BARBER, III
Chief Judge for Administrative Purposes
Fifth Judicial Circuit

November 5, 2012
Columbia, South Carolina
Received 11/9/12

In the Court of Appeals

Appellate Case No. 2013-000803

Attachment 2

Therl Taylor,

Appellant,

vs.

Charles Brooks, et al
(Richland County clerk's office)

Defendant.

AFFIDAVIT OF SERVICE

1. I am the Pro Se ~~Petitioner~~ Appellant captioned above.

2. Regular communication by mail exists throughout the State of South Carolina and that this is a proper circumstance and method of Service by mail.

3. I have this day served a copy of Appellant's RESPONSE to Deputy Clerk V. Claire Allen's April 22nd, 2013 a)-j) & (1)-(3) Request in Case Therl Taylor vs. Charles Brooks, et al, Appellate Case No. 2013-000803, with Attachments in the above-captioned matter on the following person(s) by depositing same in the United States mail, postage prepaid:

1) The South Carolina Court of Appeals
The Honorable V. Claire Allen, Deputy clerk
PO Box 11627
Columbia, SC 29211

2) Court of Common Pleas
Richland County
PO Box 2766
Columbia, SC 29202-2766

Affirmed and subscribed before me
this 2 day of May
Virginia Drulis
Notary
Commission Expires: 12-12-22

With Integrity,

[Step 1 Grievance regarding Missing Legal Malpractice Lawsuit, April 2, 2013]
Page 1 Continued:

The three Cause of Action Torts consisted of approximately 25 typewritten pages with approximately ten (10) Exhibits as supporting documentation.
Some submitted Exhibits were original documents required by the Court Administration and all Clerk of Courts.
Several months were spend preparing, researching and gathering relevant information [C]reating the "missing" lawsuit. Cost incurred is a factor.
Upon knowledge, information and strong belief, reasonable grounds exist that the missing lawsuit may have been mistakenly delivered through the Inter Agency Mail System or have been misplaced at the Columbia H.Q. location.
Consequently, I specifically asked Grubbs to please a) document my urgent concern and diligently notify relevant [O]thers 'to be on the look out for my personal private paperwork and b) to contact the Inter Agency location in efforts to have my lawsuit rightly returned, or best, mailed to its intended distination.
Grubbs denied my Request to "b)" and "any other action" - other than 'let you know if it pops up.'

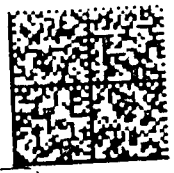
I expressed kind gratitude.

END OF DOCUMENT

ACI 0341-13
4-2-13

JAMES C. CAMPBELL
CLERK OF COURT
COURTHOUSE, ROOM 308
SUMTER, SOUTH CAROLINA 29150

F1 B29



UNITED STATES POSTAGE
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0006558368 MAR 19 2013
MAILED FROM ZIP CODE 29150

Therl Taylor #260961
Allendale Correctional Inst/F-1-B #29
P O Box 1151
Fairfax, SC 29827

RECEIVED
MAR 21 2013
MAILROOM
ACI

Received March 22nd 2013

29827 1151 B007

Attachment A

Attachment B

SUMTER COUNTY CLERK OF COURT

JAMES C. CAMPBELL

Sumter County Courthouse ■ 141 North Main Street ■ Sumter, South Carolina 29150

Clerk's Office
(803)436-2227
Fax (803)436-2223

Family Court
(803)436-2366
Fax (803)436-2396

Common Pleas
(803)436-2228
(803)436-2231

Jury Information
(803)436-2233

Fines & Restitution
(803)436-2230

General Sessions
(803)436-2264
(803)436-2265

March 18, 2013

Dear Mr. Taylor,

We received a letter from you concerning a lawsuit. We never received pleadings of any type from you. We check in General Sessions and Common Pleas to try and locate these filings. As of this date, they have not been located. If we can help you further, let us know.

Sincerely,

Barbara Sharper

Barbara Sharper
Deputy Clerk of Court

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08

Attachment 3

SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
INMATE GRIEVANCE FORM
STEP 1

RECEIVED
APR 09 2013
ATH
WARDEN'S OFFICE
ACI

INMATE NAME: Therl Taylor
SCDC NUMBER: 260,961
INSTITUTION: Allendale
HOUSING UNIT: F-1-B#29
WORK ASSIGNMENT: Ward Keeper, Volunteer - C.H.U.

Office Use Only
Grievance No. ACI-0341-13
Code: General MA/MC
Policy
Disc. Hear.
Class.
Date Received 4/3/13
IGC Initials PS
5/13/13

STATE GRIEVANCE (include documentation, and date of incident; if SCDC Policy, indicate which policy) *** SEE 1 Page Continued and Attachments A & B

On Friday, March 22nd I received initial Notice that my Pro Se Legal Malpractice lawsuit (prepared with professional legal Advice and assistance) was not received from Allendale by the Sumter County Clk of Court of Common Pless. SEE Attachments "A" and "B", as supporting documentation and clarification. Shocking this disappearance occurred.

The Legal Material was hand delivered to Virginia Grubbs "Grubbs" for timely mailing (3rd Party). Another person was partially present and engaged in our conversation.

ACTION REQUESTED: [M]eaningfully investigate this serious matter locally, Report to Agency HQ and other appropriate authorities. Locate and return my lawsuit for timely filing. Made completely whole. Compensation.

SPECIFY HOW AND WHEN INFORMAL RESOLUTION WAS ATTEMPTED BY GRIEVANT:

Discussed issue with Ms. Grubbs twice on separate encounters regarding this specific matter. Ongoing Independent thorough Investigation. Submitted RTS to SCDC Main Office for Inter Agency Mail Department. Also submitted and/or inquired to Contraband for whereabouts of unusually set of circumstances of missing lawsuit.

Ther Taylor April 2nd 2013
Grievant Signature Date

ACTION TAKEN BY IGC:

Inmate Taylor's allegation that his legal paperwork (lawsuit) may have been mistakenly sent through the interdepartmental mailing system was addressed with appropriate staff. Forwarded to Warden for review and response.

Pam Smith 4/22/13
IGC Signature Date

☒ I accept the action taken by the IGC and consider the matter closed.
☒ I do not accept the action taken and wish to appeal.

— N/A —
Grievant Signature Date

SCDC 10-5 (Rev. November 1997)

(CONTINUED ON REVERSE SIDE)

X2

WARDEN'S DECISION AND REASON:

GRIEVANCE # ACI-0341-13

Inmate Taylor:

The SCDC interdepartmental mailing system is utilized when correspondence is addressed to employees of the Agency only (PS-10.08 Inmate Correspondence System). The mail you are referencing in this grievance does not fall under this category. Perhaps you should consider sending correspondence of this nature "certified" through the U. S. Postal Service. Thus, if there is a problem with the delivery, you will then be able to request an inquiry by the Postal Service.

Your grievance is denied.

If you wish to appeal my response, refer to instructions #5 listed below.

4/24/13

Warden Signature Date

☐ I accept the Warden's decision and consider the matter closed.
☒ I do not accept the Warden's decision and wish to appeal.

April 24th 2013

Grievant Signature Date

Pam Smith 4/24/13

IGC Signature Date

INSTRUCTIONS FOR COMPLETING STEP 1 GRIEVANCE FORM

1. An informal resolution shall be attempted prior to the filing of Step 1.
2. Complete each section in its entirety, writing only in the space provided for inmate use.
3. Only one (1) issue is to be addressed on each form.
4. Submit the completed form to the Institutional Grievance Coordinator within fifteen (15) days of an alleged incident; policy grievances at any time. Do not write in the space provided for the Warden's response.
5. If you are not satisfied with the Warden's decision, you may appeal to the appropriate responsible official within five (5) days of your receipt of the Warden's decision, via the Institutional Grievance Coordinator.

Attachment 3.1

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
Appeal from Richland County
Court of Common Pleas

Case No. 2012-CP-00-0000
[Therl Taylor, Plaintiff vs.
Charles Brooks, et al, Defendants

Therl Taylor — Appellant/Plaintiff

vs.

Uncertain — Respondent

NOTICE OF APPEAL

Appellant named above respectfully appeals James Barber adverse unjust order denying Plaintiff's MOTION TO PROCEED IN FORMA PAUPERIS, dated November 5th (r)eceived on November 9, 2012 whereas facts may have been overlooked.

Specific provisions in the United States and South Carolina (C)onstitution as well as South Carolina Statutory Law provide Plaintiff Relief.

See Attachments A-D herein.

Therl Taylor, Pro Se
Allendale Institution
C.H.U., F-4-B-#43
P.O. Box 1151
Fairfax, S.C. 29827

November 27th, 2012

8

Attachment 4

Mr. TherL Taylor
ALLENDALE CHARACTER HOUSING UNIT
PO BOX 1151
Fairfax, SC 29827

The S.C. Court of Appeals
The Honorable Jenny Kitchings, CLerk
PO BOX 11629
Columbia, SC 29211

RE: TherL Taylor, PLaintiff vs. Charles Brooks, John & Jane Doe, Defendants
INDIGENT STATUS CLARITY **November 27,2012**

Dear Ms. Kitchings:

Please find enclosed for filing with your office are my Pro Se AFFIDAVI OF SERVICE, THIS DETAILED FORMAL DOCUMENT AND NOTICE OF APPEAL WITH SUPPORTING Attachments "A" through "D" as specified below:

1) ATTACHMENT **"A", originally submitted [T]rust Fund Account Report (as the 15th document within the twenty (20) page initial Tort Lawsuit) to the Richland County Court of Common Pleas for [f]iling. (emphasis added)**

ATTACHMENT "A.1", PS Form 3811.

2) **ATTACHMENT "B", November 13th, 2012 Correspondence** to Supervisor Judy Davis.

3) ATTACHMENT "C", November 13th, 2012, Correspondence to Judge James "Barber". t * * * This particular document provides significant facutual details.

4) ATTACHMENT "D", November 16th, 2012, Correspondence to the Court Administration.

SCDC Policy GA 1.03, unfairly, denies individual prionsers photocopies of ALL Legal created documents regardless of ability or inability to pay cost. Therefore, Appellant was again compelled to labor manually in order to produce duplicates of each document for this Honorable Court's consideration.

Please file ALL aforementioned enclosed legal documents and return a clocked in dated copy hereof within the self addressed envelope provided herein for your convenience. Further, I was consistently advised that Allendale Institution cannot, nor will SCDC provide pre-paid postage.

Indigent Status should be officially declared at this level and Judge Barber's adverse decision denying PLaintiff's Motion To Proceed IFP should be Reversed and IFP granted.

Given Judge Barber the benefit of the doubt, had the deliberately unsigned undated, misleading Yellow Sticky (original available upon request) had not been published and presented and the Trust Fund Account Report [Page #15] in fact been squarely considered, Judge Barber most likely would have initially granted IFP.

I am very Grateful for your time and attention in this important matter.

May the Holiday Season fill you and yours with Love & Compassion ... for ALL.

Very truly yours,

cc: Daughters & Sons

Esquire[s]

File

Attachment 5

JEANETTE W. McBRIDE
Clerk of Court

ANNE G. KELLY
Chief Deputy Clerk of Court

MAILING ADDRESS:
POST OFFICE BOX 2766
COLUMBIA, SC 29202-2766

TELEPHONE:
Phone: (803) 576-1950
Fax: (803) 576-1785
TDD (803) 748-4999

RICHLAND COUNTY CLERK OF COURT
Richland County Judicial Center
1701 Main Street, Room 205
Columbia, South Carolina 29201

November 6, 2012

From: **Clerk of Court, Richland County, South Carolina:**

The enclosed document(s) are being returned for the following reason(s):

- ☐ The Master's fee must be paid before the Order can be signed.
- ☐ The document was not signed and/or dated.
- ☐ The Judge is no longer in this Circuit. Please forward the document(s) directly to the Judge.
- ☐ The filing fee is insufficient. Please submit the correct amount: _____.
- ☐ The document is a copy. Please submit the original for filing.
- ☐ This case has ended. Date: _____ Reason ended: _____.
- ☐ This is not a Richland County case. Please submit to the proper County for filing.
- ☐ Inmate litigation must comply with S.C. Code of Laws, Title 24, Chapter 27.
- ☑ Your *In Forma Pauperis* Motion is denied. To proceed, the $150.00 filing fee will be taken in installments from your Cooper Trust Account. If you wish to pay the filing fee and proceed with the case, please re-send the original documents for filing and send a copy of your trust account statement.
- ☐ Cover sheet not included.
- ☐ Other: _____

If applicable, please make the necessary corrections and return for filing.

Staff initials _____ **Date** 11/6/2012

14.1 Send

Attachment 7

Mr. TherL Taylor
ALLENDALE CHARACTER HOUSING UNIT
PO BOX 1151
FAIRFAX, SC 29827

RICHLAND COUNTY COURT OF COMMON PLEAS
CHIEF ADMINISTRATIVE JUDGE, JAMES BARBER
PO BOX 2766
COLUMBIA, SC 29202-2766

RE: TherL Taylor- PLaintiff vs. Charles Brooks, John & Jane Doe, et al
Defendant[s] November 13, 2012
Clarity Findings of Fact- Reconsideration

Your Honor:

On Friday, November 9th, 2012, I received by personal signature within the Institutional ["Inst."] Mail Room [MR] Legal Log Entry an improper decision (dated Nov. 5th) or by clerical error denying my pro se state lawsuit to declare in forma pauperis. The absolute Truth is that I am extremely very poor with no income nor even an opportunity to generate any funds. I have no assests.

For primarily informational purposes, said opinion dated Nov. 5th, Federal Postal Meter dated 7th Nov. and Institutional time date stamped Nov. 8th.

The "Caption" decisively omits to depict defendant[s]- plurality.

Strikingly, the first general paragraph states, "Plaintiff provides the Court a Motion & Affidavit to procees In Forma Pauperis ("IFP"), along with his Summons & Complaint," and ... unusually omits the crucial submitted document labeled as page and number #15 within this Pro Se PLaintiff's original twenty (20) page State lawsuit, forwarded by Certified Mail, Return Receipt Requested, Article Number: 7006 2150 004 8717-7227, with delivery received date as "October 29th, 2012".

The circumstance that this suit against an attorney ended on the Chief Judge's desk without the [T]rust Fund Account Report document to consider is now significant. Upon information and strong belief defendants have likely been alerted.

In reply thereto ... a degree find enclosed again, the original Trust Fund Financial document previously submitted. See Attachment "A".

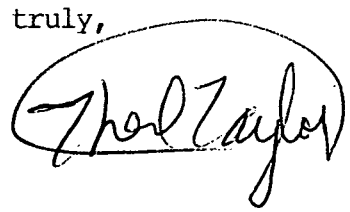
On November 13th at the first opportunity another even more current Trust Fund Report was time stamped and forwarded for Agency-Department processing. This one will also be immediately forwarded to you sir as soon as I receive such. I promise.

Another glaring fact, [s]ome one within the Richland County Clerk's Office inappropriately wrote on my Legal Material that I was commencing suit because defendant... [an unwanted nor requested incompetent attorney] committed "FRAUD". Was your decision based upon this fact? This is not [t]rue. I never argued "fraud" as a Tort or otherwise Cause of Action. [M]y litigation consciously avers three (3) solid, concise state torts for Legal Malpractice, Civil Conspiracy and Infliction of Emotional Distress, commonly termed "Outrage".

In light of specific factual assertions above, supporting document re-enclosed and new current Trust Account Document Forthcoming, please reconsider my POVERTY STATUS in order to Waive filing fee and service.

Lastly, kindly provide an official (informal or formal) acknowledgment that have received this document in reply to your denial requesting re-consideration and **grant** the in forma pauperis. I do not wish to pursue an appeal ..... if possible.

Very truly,



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