

# The South Carolina Court of Appeals

Dennis Gallipeau, Appellant,

v.

D. Ryan McCabe and Marion J. Smith, Respondents.

Appellate Case No. 2023-001005

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## ORDER

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Appellant filed a motion to proceed *in forma pauperis*. The right to proceed *in forma pauperis* must rest upon a statute or a fundamental constitutional right. *Ex parte Martin*, 321 S.C. 533, 471 S.E.2d 134 (1995). Appellant has the burden of showing his entitlement to this relief, but he has not done so. After careful consideration, Appellant's motion is denied.

Appellant has fifteen days from the date of this order to provide this court with the filing fee. Failure to provide the filing fee will result in the court's refusal to consider the motion to strike.

  
FOR THE COURT

Columbia, South Carolina

cc:

Dennis Gallipeau

Stephanie Trotter Kellahan, Esquire

**FILED**  
**Apr 11 2024**