

The South Carolina Court of Appeals

Eric Canty, #196262, Appellant,

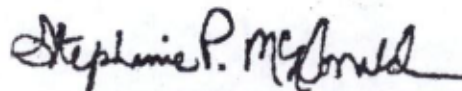
v.

South Carolina Department of Probation, Parole, and
Pardon Services, Respondent.

Appellate Case No. 2024-000889

ORDER

On May 28, 2024, Appellant filed a notice of appeal challenging an order issued by the administrative law court concerning whether the South Carolina Parole Board used incorrect criteria in considering his parole eligibility and whether the criteria used rendered Appellant ineligible for parole. Appellant also filed a motion to proceed *in forma pauperis*. No return was filed. After careful consideration, we grant the motion. *See Ex parte Martin*, 321 S.C. 533, 535, 471 S.E.2d 134, 134-35 (1995) ("Motions to proceed *in forma pauperis* may be granted only when authorized by statute or required by constitutional provisions."); *Cooper v. S.C. Dep't of Prob., Parole & Pardon Servs.*, 377 S.C. 489, 496, 661 S.E.2d 106, 110 (2008), *abrogated on other grounds by Allen v. S.C. Dep't of Corr.*, 439 S.C. 164, 886 S.E.2d 671 (2023) ("If a Parole Board deviates from or renders its decision without consideration of the appropriate criteria, we believe it essentially abrogates an inmate's right to parole eligibility and, thus, infringes on a state-created liberty interest.").



FOR THE COURT

Columbia, South Carolina

cc:

Eric Canty, 00196262

Matthew C. Buchanan, Esquire

FILED
Jul 03 2024