

# The South Carolina Court of Appeals

Kenneth Stuart, #389211, Appellant,

v.

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

Appellate Case No. 2025-000392

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## ORDER

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Appellant filed a notice of appeal, challenging an administrative law court's order affirming Respondent's determination that Appellant is not eligible for parole. Appellant has now 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."); *Furtick v. S.C. Dep't of Prob., Parole, & Pardon Servs.*, 352 S.C. 594, 598, 576 S.E.2d 146, 149 (2003) ("[T]he *permanent* denial of parole *eligibility* implicates a liberty interest sufficient to require at least minimal due process.").



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FOR THE COURT

Columbia, South Carolina

cc:

Kenneth Stuart, 389211

Matthew C. Buchanan, Esquire

**FILED**  
**Mar 11 2025**

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