

The South Carolina Court of Appeals

Tyrone Perry #307793, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2025-000297

ORDER

Appellant has filed an appeal from an order granting Respondent's motion for summary judgment related to Appellant's claim that Respondent failed to provide adequate medical treatment and engaged in gross negligence. On February 19, 2025, Appellant filed a motion to proceed *in forma pauperis*, stating he does not have the funds to pay the costs of filing and service. The right to proceed *in forma pauperis* must rest upon a statute or a fundamental constitutional right. *See 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. Therefore, Appellant's motion is denied. The filing fee must be paid within fifteen days of the date of this order. Failure to provide the filing fee will result in dismissal of the appeal.



FOR THE COURT

Columbia, South Carolina

cc:

Tyrone Perry, 307793

William H. Davidson, II, Esquire

David Allan DeMasters, Esquire

FILED
Mar 11 2025
