

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

Joseph H Gibbs, #185709 )  
Appellate )  
Vs )  
SC. Dept of Probation, Parole )  
and Pardon Services. )  
- Respondent )

Appellate #2025-000926

MOTION: For Reconsideration  
of IFP

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SC Court of Appeals

On appeal from, SC Administrative Law Court  
and SCPPPSB; ALJ S Phillip Lenski.  
24-ALJ-15-00043-AP

I, the appellate pro se, respectfully moves this court, to reconsider its order dated 5/28/25, received on 6/3/25, denying IFP and requiring \$250.00 within 20 days

Facts

1. I filed a timely NOA with motion for IFP, and served respondent. After receiving instructions on 5/22/25, I filed a motion for extension of 30 days, on 5/27/25. I was granted IFP in the ALC.

Argument;

2. I submit that the use of Ex Parte Martin, without applying Rule 3(c) SCPCP is unreasonable. At HeadNote 3, A fundamental right to judicial review is also constitutional, ie SC Const Art 1 §22, which provides for a right, which is due process of law, also 14'th Amend US Const. And I am below the pocerty line, as my IFP motion states, with judicial reason for Appeal.

3. I futher submit that as the IFP and ROA shows, the denial of parole was not Routine, but involved irregular procedures, and I was denied a full and faire hearing by state agency. The use of James V SCPPPS is also unreasonable, and dose not fit the Law and Constitution of Judicial Review, and the right of appeal and error; and denial of IFP, will cause the denial of access to courts and due process of law.

Conclusion

4. I submit that having made my request, that the denial of the IFP unless

I can pay for it, will deny me the right of judicial review of the ALC which is a tribunal of the Executive Branch, and the record shows I was denied a full and fair adjudication of the Issues raised, and denied parole without a statutory required hearing, are to correct factual records relied upon by a constitutional state office, and ask this court to allow appeal to proceed.

June/4/2025

\*&\*\*\*\*

Sincerely

*1st Joseph Gibbs*  
Joseph Gibbs  
Appellate Pro Se

\*\*\*\*\*  
PROOF OF SERVICE

\*\*\*\*\* I the appellate pro se certifies, that on this June/4'th/2025, one copy of this motion to reconsider IFP was served on Counsel Mr. Mathew C Buchanan as addressed below, by depositing same in the Mailroom at BRCI, postage prepaid and proper.

\*\*\*\*\*

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HONORABLE: JENNY A KITCHINGS  
CLERK: SC COURT OF APPEALS  
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