

# The South Carolina Court of Appeals

Ben Robert Stewart, #223006, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2024-002076

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## ORDER

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On March 10, 2026, Appellant filed a motion to proceed *in forma pauperis*. After careful consideration, we deny Appellant's motion. See *Ex parte Martin*, 321 S.C. 533, 471 S.E.2d 134 (1995) (explaining the right to proceed *in forma pauperis* must rest upon a statute or a fundamental constitutional right). Further, Appellant moved this court for a civil trial. After careful consideration, we deny Appellant's motion as not properly before this court.



J.

FOR THE COURT

Columbia, South Carolina

cc:

Ben R. Stewart, 223006

Christina Catoe Bigelow, Esquire

Jana E. Shealy

The Honorable S. Phillip Lenski

**FILED**  
**Jun 09 2026**