STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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SEP 14 2026
SC Court of Appeals

Dennis Sobin, Appellant,

v.

Alan Wilson, Respondent

Appellate Case No. 2026-001977

MOTION TO PROCEED IN FORMA PAUPERIS ON APPEAL

COMES NOW Appellant **Dennis Sobin**, appearing pro se, and respectfully moves this Honorable Court for leave to proceed **in forma pauperis** on appeal pursuant to **Rule 240, SCACR**, and **Rule 3(b)(1), SCRCP**, and states the following:

I. BASIS FOR RELIEF

1. Appellant filed a civil action in the Court of Common Pleas challenging the constitutionality of South Carolina's prostitution statutes.
2. On **August 21, 2026**, the lower court issued an order **denying** Appellant's request to proceed in forma pauperis pursuant to *Ex parte Martin*, 321 S.C. 533 (1995).
3. Appellant has timely filed a **Notice of Appeal** from that denial under **Rule 203(b)(1), SCACR**.
4. Appellant is indigent, lives in public housing, receives food stamps, is 82 years old and unable to pay the filing fee required to perfect this appeal.
5. Appellant receives approximately **$950 per month** in Social Security benefits, pays **approximately $300 per month** in rent, and has no savings, assets, or discretionary income.
6. Without IFP status, Appellant will be **unable to perfect the appeal**, resulting in dismissal and preventing appellate review of the lower court's denial.

II. LEGAL STANDARD

7. Under **Rule 240(a), SCACR**, an indigent litigant may proceed on appeal without payment of fees upon filing a motion and supporting affidavit.
8. South Carolina courts recognize that appellate review of an IFP denial is appropriate where the denial prevents access to judicial review.
9. Appellant's challenge is non-frivolous and raises constitutional issues warranting appellate consideration.

III. REQUEST FOR RELIEF

WHEREFORE, Appellant respectfully requests that this Court:

1. **Grant leave to proceed in forma pauperis on appeal;**
2. **Waive the appellate filing fee and all associated costs;**
3. Permit the appeal to proceed without prepayment of fees; and
4. Grant such other relief as the Court deems just and proper.

Respectfully submitted,

9-9-26

Dennis Sobin 725 24th Street NW, Apt. 613 Washington, DC 20037 Phone: 202-393-1511
Email: dennissobin@yahoo.com *Appellant, Pro Se*

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STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Case No. 2026-CP-40-05402 (On Appeal from the Court of Common Pleas, Fifth Judicial Circuit, Richland County)

DENNIS SOBIN, Appellant,

v.

ALAN WILSON, in his official capacity as Attorney General of South Carolina, Respondent.

AFFIDAVIT OF INDIGENCY (APPELLATE)

I, **Dennis Sobin**, being duly sworn, depose and state as follows:

1. PERSONAL INFORMATION

Name: Dennis Sobin **Address:** 725 24th Street NW, Apt. 613, Washington, DC 20037
Phone: 202-393-1511 **Email:** dennissobin@yahoo.com

2. INCOME

1. I receive approximately **$950 per month** in Social Security benefits.
2. I have **no other income** from employment, business, pensions, disability, public assistance, or any other source.
3. I live in public housing and receive food stamps.
4. I 82 years old, have **no financial support** from any person, organization, or entity.

3. ASSETS

I possess **no assets of any kind**, including:

- No real estate
- No vehicle
- No savings account
- Checking account with $50
- No cash reserves
- No stocks, bonds, or investments
- No property of value

4. MONTHLY EXPENSES

/

My monthly expenses include:

- **Rent:** approximately **$300 per month**
- **Food:** minimal subsistence level**Utilities:** minimal
- **Medical:** $200
- **Transportation:** 300

After rent and above is paid, I have **less than $150 per month** remaining for all other necessities.

5. DEBTS & OBLIGATIONS

I have **no significant debts**, loans, or credit obligations. I am unable to incur new debt to pay court fees.

6. INABILITY TO PAY APPELLATE FEES

1. I am 82 and unable to pay the appellate filing fee required to perfect my appeal.
2. Without indigent status, my appeal will be dismissed, preventing review of the lower court's denial of my IFP request.
3. I respectfully request leave to proceed **in forma pauperis** on appeal pursuant to **Rule 240, SCACR**.

7. DECLARATION

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Date: 9-9-26

Signature: _____ **Dennis Sobin, Appellant**

IN THE SOUTH CAROLINA COURT OF APPEALS

Dennis Sobin, Appellant,

v.

Alan Wilson, Respondent

Appellate Case No. 2026-001977

PROOF OF SERVICE

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I, **Dennis Sobin**, certify that I have served a copy of the following document:

Motion to Proceed In Forma Pauperis

on the following party:

Alan McCrory Wilson, Esquire Attorney General of South Carolina P.O. Box 11549 Columbia, SC 29211

Service was made on **September 9, 2026**, by depositing the document in the United States Mail, first-class postage prepaid, addressed as shown above.

I certify that the foregoing is true and correct.

9-9-26

Dennis Sobin 725 24th Street NW, Apt. 613 Washington, DC 20037 Phone: 202-393-1511
Email: dennissobin@yahoo.com *Appellant, Pro Se*

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September 9, 2026

Jenny Abbott Kitchings,
Clerk South Carolina Court of Appeals
P.O. Box 11629 Appellate Case No. 2026-001977
Columbia, SC 29211

Re: Dennis Sobin, Appellant, v. Alan Wilson, Respondent, Appellate Case No. 2026-001977
Submission of Proof of Service (Correction of Deficiency)

Dear Clerk Kitchings:

Please accept for filing the enclosed **Proof of Service**, submitted in response to the Court's **September 8, 2026 deficiency notice** regarding my Motion to Proceed *In Forma Pauperis*. The Court indicated that a proof of service, substantially in the format required by **Form 7, Appendix C, Part II, SCACR**, had not been provided.

I hereby submit the required Proof of Service, confirming service of my Motion to Proceed *In Forma Pauperis* upon **Alan McCrory Wilson, Esquire**, Attorney General of South Carolina.

Kindly update the docket to reflect compliance with the Court's directive. Please advise if any further action is required.

Respectfully submitted,

Dennis Sobin

Appellant, Pro Se

Dennis S
725 24th Street N
Washington, D

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Jenny Abbott Kitchings,
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Columbia, SC 29211

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