

RECEIVED

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

SEP 07 2016

S.C. SUPREME COURT

APPEAL FROM RICHLAND COUNTY

JAMES R. BARBER, III, CIRCUIT COURT JUDGE

Appellate Case No. 2016-001395
Circuit Court No. 2005CP40 2795

Isiah James, Jr., Appellant,
Petitioner,

v.

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

NOTICE OF MOTION(S) FOR PAUPER STATUS RECONSIDERA-
TION, REHEARING AND REINSTATEMENT OF APPEAL

HEREIN COMES James moves for reconsideration and rehearing un-
der Rule 240(j) of South Carolina Appellate Court Rules (SCACR) and
260(a) of SCACR for reinstatement. There was the 8-4-16 Order issued
for the Court which denied petitioner pauper status, it stated,

"We deny the motion to proceed in forma
pauperis. Ex parte Martin, 321 S.C. 533"

Ex parte Martin v. State, 471 S.E.2d 134, 135 (1995) set forth,
"Further, where certain fundamental rights are involved, the Consti-
tution requires that an indigent be allowed access to the courts.
Compare Beddie v. Connecticut, 401 U.S. 371". The 'Order' of the
circuit court granted relief based on the liberty "interest" invol-
ved therein. He annexes the 6-6-13 'Order' in the prior appeal where

pauper status was denied wrongfully because the liberty interest was relevant thereto.

Wherefore, this Court should grant pauper status and reinstate certiorari.

This 29 day of August 2016.

Respectfully submitted,

/s/ Isiah James, Jr.

Isiah JAMES, Jr., 096883.
WCI, 1C 6B, 4340 Broad River Road
Columbia, SC 29210

CERTIFICATE OF SERVICE

The undersigned has served the respondent's attorney, Tommy Evans, Jr., at POB 50669 Columbia, SC 29250 with the Notice of Motion etc. and attachment by mail, postage prepaid, this 29 day of August 2016.

s/ Isiah James, Jr.

The Supreme Court of South Carolina

Isiah James, Jr., Petitioner,

v.

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

Appellate Case No. 2013-000028

ORDER

Petitioner moves to proceed in forma pauperis in this matter. Respondent opposes the motion. The motion is denied.


C.J.
FOR THE COURT

Columbia, South Carolina

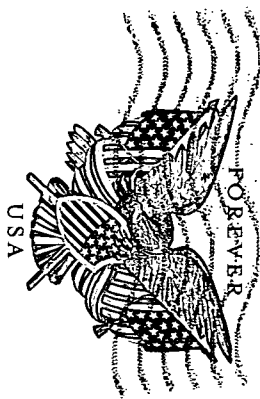
June 6, 2013

cc:

Tommy Evans, Jr.
Isiah James, Jr., 00096883

IGNA WAMES JR., 096885
WALDEN C. I
166B, 4340 Broad River Road
Columbia S.C. 29210

COLUMBIA SC 290
01 SEP 2015 PM 4 L



CLERK OF COURT

ATTN: Clerk Hon. JUSTICE A. ROUSE SOUTH CAROLINA SUPREME COURT

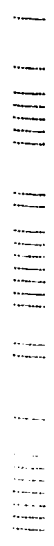
1231 GERVAIS STREET
COLUMBIA, SOUTH CAROLINA

LEGOM MAIL ROOM
SCDS
SEP 01 2016

29201

© USPS 2013

THIS ENVELOPE IS RECYCLABLE AND MADE WITH 30% POST-CONSUMER CONTENT



WALDEN CORRECTIONAL INSTITUTION/STEVENSON CAMPUS
S.C. DEPARTMENT OF CORRECTIONS

THE DEPARTMENT OF CORRECTIONS HAS NOT
CENSORED THIS ITEM; THEREFORE, THE DEPARTMENT
DOES NOT ASSUME RESPONSIBILITY FOR ITS WRITTEN
CONTENTS.