



The Supreme Court of South Carolina

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April 23, 2019

The Honorable David Hamilton
PO Box 649
York SC 29745-0649

REMITTITUR

Re: Jeffrey Chronister v. State
Lower Court Case No. [No Lower Court Case Number Assigned]¹
Appellate Case No. 2018-001318

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

CLERK

Enclosure

cc: Janell Gregory, Esquire
Mr. Jeffrey Lynn Chronister #189827

¹ The notice of appeal was filed from a letter of Judge Daniel D. Hall dated June 4, 2018. This letter denied Mr. Chronister's request to file a third post-conviction relief application without paying the filing fee.

The Supreme Court of South Carolina

Jeffrey Lynn Chronister; Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2018-001318

ORDER

This matter is before the Court on a petition for a writ of certiorari. The post-conviction relief court failed to make sufficient factual findings in denying Petitioner's application to proceed *in forma pauperis*. When a lower court denies an indigent individual the ability to proceed *in forma pauperis*, the court must set forth sufficient factual findings in its order to show the individual's repetitive filings rose to the level of frivolous and abusive. *Lakes v. State*, 333 S.C. 382, 510 S.E.2d 228 (Ct. App. 1998).

We remand this case to the post-conviction relief court for sufficient findings of fact to warrant judicial intervention.



FOR THE COURT C.J.

Columbia, South Carolina

December 13, 2018

cc:

Janell Gregory, Esquire

Jeffrey Lynn Chronister #189827