

**ADMINISTRATIVE ORDER**

**SUPREME COURT OF APPEALS OF WEST VIRGINIA**

RE: DETERMINING ELIGIBILITY FOR WAIVER OF FEES, COSTS OR SECURITY  
IN CIVIL CASES FOR THE YEAR 2016

**WHEREAS**, The West Virginia Legislature, in enacting and amending W.Va. Code § 59-2-1; has provided that the Supreme Court of Appeals or the Chief Justice thereof shall establish and periodically review and update financial guidelines for determining the eligibility of civil litigants to proceed *in forma pauperis*; and

**WHEREAS**, the Supreme Court of Appeals adopted Rule 77(e) of the West Virginia Rules of Civil Procedure, and Rule 22 of the Rules of Civil Procedure for the Magistrate Courts of West Virginia, in accordance with W.Va. Code § 59-2-1; and

**WHEREAS**, an Administrative Order entered March 23, 2011, provides that the financial guidelines for determining the eligibility of civil litigants to proceed *in forma pauperis* shall be set based on 150 percent of the federal poverty guidelines in effect on January 1st of each year, and Ordered the Administrative Director to update the financial guidelines on an annual basis for the Court's consideration; and

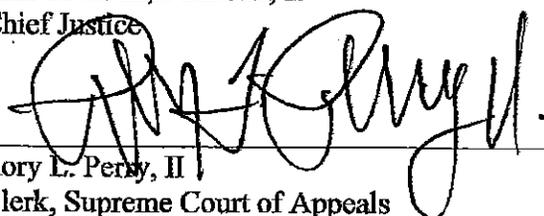
**IT IS THEREFORE ORDERED**, that the financial guidelines attached hereto and incorporated herein by reference shall be in effect from the date of the entry of this Order until the date of the entry of a subsequent updated Order for 2017, and thereafter shall be set based on 150 percent of the federal poverty guidelines in effect on January 1<sup>st</sup> of each year or until such time as otherwise directed by further administrative order of the Chief Justice.

**IT IS FURTHER ORDERED**, that the Administrative Director is to update the financial guidelines on an annual basis for the Court's consideration.

ENTERED: 1/12/15, 2016

  
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MENIS E. KETCHUM, II  
Chief Justice

Attest:

  
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Rory L. Perry, II  
Clerk, Supreme Court of Appeals