

Filed by:

Devon Tyler Barber, Plaintiff, *Pro Se*,
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**SUPERIOR COURT OF NEW JERSEY
LAW DIVISION – MERCER COUNTY**

DEVON TYLER BARBER,

Plaintiff,

v.

NEW JERSEY MOTOR VEHICLE

COMMISSION,

Defendant.

DOCKET NO.: MER-L-002371-25

NOTICE OF MOTION

To: Jennifer R. Jaremback

Deputy Attorney General, Division of Law
New Jersey Department of Law & Public Safety
Richard J. Hughes Justice Complex
25 Market Street, PO Box 112
Trenton, NJ 08625-0112
E-Mail: Jennifer.Jaremback@law.njoag.gov

And to Mercer County Clerk's Office and Case Management Staff VIA JEDS Submission;

Please take notice that on the next available return date under **R. 1:6-2**, Plaintiff **Devon Tyler Barber**, pro se, shall move before this Court for **Reconsideration** of the Order entered **November 13, 2025**, which denied Plaintiff's Fee Waiver / In Forma Pauperis application.

Plaintiff relies on the attached Motion, Certification, and Proposed Order. **Plaintiff does not request oral argument unless the Court determines that it would assist in the disposition of this motion.**

Dated: 11/19/2025

s/ Devon Tyler Barber

Plaintiff, Pro Se

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PROPOSED FORM OF ORDER

ORDER GRANTING RECONSIDERATION AND FEE WAIVER

This matter having been opened to the Court by Plaintiff, **Devon Tyler Barber**, pro se, by Motion for Reconsideration of the Order entered November 13, 2025, and the Court having considered the submissions and good cause appearing;

IT IS on this ____ day of _____, 2025,

ORDERED that Plaintiff's Motion for Reconsideration is hereby **GRANTED**; and it is further

ORDERED that Plaintiff's Fee Waiver / In Forma Pauperis application is **GRANTED**; and it is further

ORDERED that the Clerk shall accept filings from Plaintiff in this matter without payment of fees.

HON. _____ J.S.C.

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**CERTIFICATION OF
PLAINTIFF**

I, **Devon Tyler Barber**, certify under penalty of perjury pursuant to **R. 1:4-4(b)** that the facts stated in the foregoing **Motion for Reconsideration** are true to the best of my knowledge and belief.

I understand that if any of these statements are willfully false, I may be subject to punishment.

Dated: 11/19/2025

s/ Devon Tyler Barber
Plaintiff, Pro Se

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PROOF OF SERVICE

I, **Devon Tyler Barber**, certify as follows:

1. On **November 19, 2025**, I submitted through the New Jersey Judiciary **JEDS electronic filing system** a true and complete copy of the following documents in *Barber v. New Jersey Motor Vehicle Commission*, Docket No. **MER-L-002371-25**:
 - Notice of Motion
 - Motion for Reconsideration
 - Certification of Plaintiff
 - Proposed Form of Order
 - Copy of the November 13, 2025 Fee-Waiver Denial Order as EXHIBIT B
2. On the same date, **November 19, 2025**, I served a true copy of the above-listed documents via **email** on counsel for Defendant:

Jennifer R. Jaremback, Deputy Attorney General

Division of Law – Appellate/Civil Section

New Jersey Department of Law & Public Safety

Richard J. Hughes Justice Complex

25 Market Street

PO Box 112

Trenton, NJ 08625-0112

Email: Jennifer.Jaremback@law.njoag.gov

3. Service was made by:

- **Electronic submission through JEDS** to the Mercer County Civil Division Clerk; and
- **Email service** on counsel for the Defendant.

I certify under penalty of perjury that the foregoing statements are true. I understand that if any of the above statements are willfully false, I may be subject to punishment.

Dated: 11/19/2025

s/ Devon Tyler Barber

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DOCKET NO.: MER-L-002371-25

**MOTION FOR
RECONSIDERATION OF
FEE-WAIVER DENIAL
(R. 4:49-2)**

Plaintiff, **Devon Tyler Barber**, respectfully moves for reconsideration of the Order entered **November 13, 2025**, denying his fee-waiver request.

1. Legal Basis

Reconsideration is warranted where the Court acted on a palpably incorrect or irrational basis or failed to consider competent, probative evidence.

Cummings v. Bahr, 295 N.J. Super. 374, 384 (App. Div. 1996).

The denial appears to have been issued without full consideration of Plaintiff's verified indigency and enrollment in county/state assistance programs.

2. Verified Indigency

Plaintiff certifies that:

- His original fee-waiver application was true and complete when submitted.

- He is **currently receiving General Assistance (GA), Emergency Assistance (EA), and SNAP benefits**, confirming indigency eligibility under standard IFP criteria and **N.J.A.C. 1:1-4.6(c)**.
- He has no disposable income and is actively engaged in a **vocational plan** to obtain certifications to stabilize and expand his New Jersey Home Improvement Contractor business.
- Payment of filing fees would materially interfere with his ability to meet basic subsistence needs.

3. Request for Relief

Plaintiff respectfully asks that the Court:

1. **Vacate** the November 13, 2025 fee-waiver denial;
2. **Grant** Plaintiff's Fee Waiver / IFP application; and
3. Grant such other relief as is just and equitable.

Respectfully submitted,

s/ Devon Tyler Barber