

# The Supreme Court of South Carolina

Artrell Hickson, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2021-001262


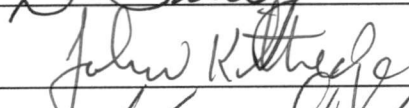
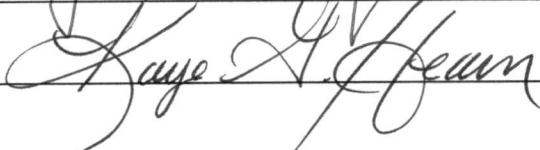
---

## ORDER

---


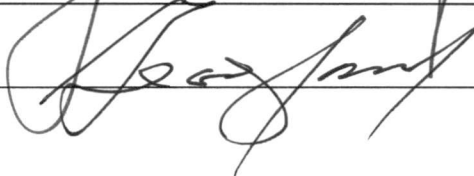
Petitioner has filed a notice of appeal from an order of the circuit court dated January 9, 2017, granting him an *Austin*<sup>1</sup> review of the denial of his first application for post-conviction relief (PCR). However, because the transcript from the hearing on Petitioner's first PCR application is no longer available, we remanded this matter to the Honorable Edgar W. Dickson to reconstruct the record of the September 11, 2015 hearing on Petitioner's first PCR application. Following the hearing, Judge Dickson determined it was not possible to reconstruct the hearing on Petitioner's first PCR application.

Petitioner now moves to vacate the order denying his original PCR application and remand the matter for a new PCR hearing. We grant the motion vacate the order dated January 9, 2017, and remand the matter to the circuit court for a new hearing on Petitioner's original PCR application.

  
\_\_\_\_\_ C.J.  
  
\_\_\_\_\_ J.  
  
\_\_\_\_\_ J.

---

<sup>1</sup> *Austin v. State*, 305 S.C. 453, 409 S.E.2d 395 (1991).

  
\_\_\_\_\_  
J.  
  
\_\_\_\_\_  
J.

Columbia, South Carolina  
August 23, 2022

cc:  
Megan Harrigan Jameson, Esquire  
Lara Mary Caudy, Esquire  
The Honorable Edgar Warren Dickson