

The South Carolina Court of Appeals

The State, Respondent,

v.

David Jermaine Tate, Appellant.

Appellate Case No. 2022-001448

ORDER

This appeal arises out of a sentence imposed on September 8, 2022. The proof of service provided with the notice of appeal shows service on October 3, 2022. Because the notice of appeal was not timely served, the appeal is dismissed. *See State v. Devore*, 416 S.C. 115, 119, 784 S.E.2d 690, 692 (Ct. App. 2016) (noting timely service of the notice of appeal is a jurisdictional requirement); Rule 203(b)(2), SCACR ("After a plea or trial resulting in conviction or a proceeding resulting in revocation of probation, a notice of appeal shall be served on all respondents within ten (10) days after the sentence is imposed."). The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.


_____, J.
FOR THE COURT

Columbia, South Carolina

cc:

David J. Tate, 00389129

Paul Kreswell Neely, Esquire

Robert Michael Dudek, Esquire

Hunter Christopher Blouin, Esquire

FILED
Oct 19 2022

Alan McCrory Wilson, Esquire
William M. Blich, Jr., Esquire

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Oct 19 2022