

# The South Carolina Court of Appeals

The State, Respondent,

v.

Frank William Gorbe, Jr., Appellant.

Appellate Case No. 2022-001760

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## ORDER

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This appeal arises out of a sentence imposed on November 15, 2022. The proof of service provided with the notice of appeal shows service on November 29, 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:  
Alan McCrory Wilson, Esquire  
William M. Blich, Jr., Esquire  
Lawrence R. Filiberto, Esquire

**FILED**  
**Jan 03 2023**

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Robert Michael Dudek, Esquire  
Clay Watson Pinkerton, Esquire