



# The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS  
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June 5, 2013

Ms. Julie Kate Keeney  
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Mr. Jonathan Micah Hiller  
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Re: The State v. Young, Timothy  
Appellate Case No. 2011-194348

Dear Counsel:

Enclosed is the decision of the Court. The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

Very truly yours,

A handwritten signature in black ink, appearing to read "Jenny A. Kitchings". The signature is written in a cursive, flowing style.

CLERK

cc: Benjamin H. Culbertson

**THIS OPINION HAS NO PRECEDENTIAL VALUE. IT SHOULD NOT BE  
CITED OR RELIED ON AS PRECEDENT IN ANY PROCEEDING  
EXCEPT AS PROVIDED BY RULE 268(d)(2), SCACR.**

**THE STATE OF SOUTH CAROLINA  
In The Court of Appeals**

The State, Respondent,

v.

Timothy Young, Appellant.

Appellate Case No. 2011-194348

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Appeal From Horry County  
Benjamin H. Culbertson, Circuit Court Judge

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Unpublished Opinion No. 2013-UP-236  
Submitted April 1, 2013 – Filed June 5, 2013

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**AFFIRMED**

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Laura L. Hiller, of Hiller & Hiller, PA, and Jonathan  
Micah Hiller, of Hiller & Hiller, PA, both of Myrtle  
Beach, for Appellant.

Attorney General Alan McCrory Wilson and Assistant  
Attorney General Julie Kate Keeney, both of Columbia,  
for Respondent.

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**PER CURIAM:** Affirmed pursuant to Rule 220(b), SCACR, and the following  
authorities: *State v. Dunbar*, 356 S.C. 138, 142, 587 S.E.2d 691, 693 (2003) ("In

order for an issue to be preserved for appellate review, it must have been raised to *and ruled upon by the trial [court].*" (emphasis added)); *In re Care & Treatment of Corley*, 365 S.C. 252, 258, 616 S.E.2d 441, 444 (Ct. App. 2005) ("Constitutional issues, like most others, must be raised to and ruled on by the trial court to be preserved for appeal.").

**AFFIRMED.**<sup>1</sup>

**SHORT, THOMAS, and PIEPER, JJ., concur.**

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<sup>1</sup> We decide this case without oral argument pursuant to Rule 215, SCACR.



South Carolina Court of Appeals

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SC Court of Appeals

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