



The South Carolina Court of Appeals

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CLERK

V. CLAIRE ALLEN
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January 20, 2023

The Honorable Renee Elvis
PO Box 677
Conway SC 29528-0677

REMITTITUR

Re: The State v. Daniel Gause
Lower Court Case No. 1981GS2601146
Appellate Case No. 2022-001076

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

A handwritten signature in blue ink that reads "V. Claire Allen".

CLERK

Enclosure

cc: Daniel Gause, 00077753
Alan McCrory Wilson, Esquire

William M. Blich, Jr., Esquire
Jimmy A. Richardson, II, Esquire

The South Carolina Court of Appeals

The State, Respondent,

v.

Daniel Gause, Appellant.

Appellate Case No. 2022-001076

ORDER

After careful consideration, Respondent's motion to dismiss is granted. *See* Rule 29(b), SCRCrimP ("A motion for a new trial based on after-discovered evidence must be made within one (1) year after the date of actual discovery of the evidence by the defendant or after the date when the evidence could have been ascertained by the exercise of reasonable diligence.").



FOR THE COURT

Columbia, South Carolina

cc:

Daniel Gause, 00077753

Alan McCrory Wilson, Esquire

William M. Blicht, Jr., Esquire

Jimmy A. Richardson, II, Esquire

FILED
Jan 04 2023
