

The South Carolina Court of Appeals

The State, Respondent,

v.

Robert Dale Smart, Appellant.

Appellate Case No. 2013-000496

ORDER

Petitioner received written notice of the final order dismissing his post-conviction DNA application on February 14, 2013. Petitioner served his Notice of Appeal on March 7, 2013. After careful consideration, we dismiss this appeal for failure to timely serve the notice of appeal. *See* Rule 247(b), SCACR (providing that a notice of appeal from an order denying post-conviction DNA testing shall be served on all respondents within ten days after the Petitioner receives written notice of the entry of the final order).



FOR THE COURT

Columbia, South Carolina

cc: Laura McCall Saunders
Robert Michael Dudek
Ashley Anne McMahan
Salley W. Elliott
Alan McCrory Wilson

FILED

7/5/13 CA