

The State of South Carolina  
In the Supreme Court

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Appeal From Charleston County  
Court of Common Pleas

AUG 19 2013

S.C. SUPREME COURT

Honorable Deadra L. Jefferson, Circuit Court Judge

Case No: 2012-CP-10-0684

Theodore Cobbs, ..... Appellant,  
S.C.D.C. No.: 330717

VS.

The State ..... Respondent.

Notice of Appeal

Theodore Cobbs, hereby appeals the denial of his 59(e) motion, by order dated July 10, 2013 and filed July 11, 2013. The same was received on July 31, 2013.

August 1, 2013

Other Counsel of Record:  
Ashleigh R. Wilson, Esquire  
Assistant Attorney General  
Post Office Box 11549  
Columbia, SC 29211-1549

Theodore Cobbs  
Theodore Cobbs, #330717  
Perry Correctional Inst.  
Q-1-B-205  
430 OAKLAWN RD.  
Pelzer, S.C. 29669

The State of South Carolina  
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Theodore Cobbs, ..... Appellant,

VS.

The State, ..... Respondent.

PROOF OF SERVICE

I Theodore Cobbs, hereby certify that I have this day served Appellant's Notice of Appeal concerning denial of 59(e) motion; upon the Supreme Court of South Carolina; by depositing one (1) original and one (1) copy of the same in the United States mail (by and through the Perry Correctional Institutions legal mail system).

The below parties have been served at the below addresses:

1) Hon. Daniel E. Shearouse, Clerk,  
The Supreme Court of South Carolina  
P.O. Box 11330  
Columbia, South Carolina 29211

2) Ashleigh R. Wilson  
Assistant Attorney General  
P.O. Box 11549  
Columbia, S.C. 29211-1549

Sworn To and Subscribed before me  
This 1<sup>st</sup> day of August, 2013

Notary: Steve Mulvaney

EXP : November 7, 2016

Sl Theodore Cobbs  
Theodore Cobbs #330717  
Perry Correctional Inst.  
Q-1-B-205  
430-Dakota Rd.  
Pelzer, S.C. 29669

STATE OF SOUTH CAROLINA )  
COUNTY OF CHARLESTON )

IN THE COURT OF COMMON PLEAS  
NINTH JUDICIAL CIRCUIT  
CASE NO.: 2012-CP-10-0684

Theodore Cobbs, #330717, )  
Applicant, )

vs. )

State of South Carolina, )  
Respondent. )

**ORDER**

BY \_\_\_\_\_  
JULIE J. ARMSTRONG  
CLERK OF COURT  
2013 JUL 11 AM 9:31

FILED


Presiding Judge: Hon. Deadra L. Jefferson  
Applicant's Attorney: Charles T. Brooks, III, Esq.  
Respondent's Attorney: Ashleigh Wilson, Esq.  
Trial Counsel: Carl B. Grant, Esq.  
Eduardo K. Curry, Esq.  
Date of Hearing: May 20, 2013  
Court Reporter: Deborah Garrison

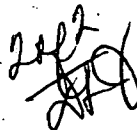
THIS MATTER comes before the Court by way of the Applicant's *pro se* Motion pursuant to Rule 59(e), SCRCF, dated May 24, 2003, in which he asks the Court to alter or amend its Final Order dismissing his application for post-conviction relief filed January 30, 2012.

The Applicant's Motion is untimely, as a Final Order has not yet been issued by the Court. It is premature for the Court to consider the merits of the Applicant's Motion until a Final Order is issued. Having fully considered the Plaintiff's Motion for Reconsideration filed May 24, 2013, as well as the untimeliness of the Motion, the Plaintiff Theodore Cobbs' Motion for Reconsideration is hereby dismissed as premature.

**IT IS SO ORDERED.**

7/10, 2013  
Charleston, South Carolina

  
The Honorable Deadra L. Jefferson  
Presiding Judge, Ninth Judicial Circuit



Theodore Lobbs, # 330717  
Perry Correctional Inst.  
Q-1-B-205  
430 OAKLAND Rd.  
Pelzer, S.C. 29669

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The South Carolina Supreme Court  
Daniel E. Shearouse, clerk  
P.O. Box 11330  
Columbia, South Carolina 29211

COMMISSARY