



The South Carolina Court of Appeals

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July 3, 2024

Antonio Gordon, 00259798
Ridgeland Correctional Institution
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Ridgeland SC 29936

Mr. Kevin Scott Brackett, Esquire
1675-1A York Hwy.
York SC 29745

Mr. Mark Reynolds Farthing, Esquire
PO Box 11549
Columbia SC 29211-1549

Re: The State v. Antonio Gordon
Appellate Case No. 2021-001280

Dear Counsel, and Mr. Gordon:

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 blue ink that reads "Catherine Harrison, deputy".

CLERK

cc: Alan McCrory Wilson, Esquire
The Honorable William A. McKinnon

**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.

Antonio Gordon, Appellant.

Appellate Case No. 2021-001280

Appeal From York County
William A. McKinnon, Circuit Court Judge

Unpublished Opinion No. 2024-UP-239
Submitted June 1, 2024 – Filed July 3, 2024

AFFIRMED

Antonio Gordon, pro se.

Attorney General Alan McCrory Wilson and Senior
Assistant Attorney General Mark Reynolds Farthing,
both of Columbia; and Solicitor Kevin Scott Brackett, of
York, all for Respondent.

PER CURIAM: Antonio Gordon appeals the denial of his motion to vacate his convictions and sentences. On appeal, Gordon argues the circuit court erred by (1) finding the general sessions court had jurisdiction to hear his guilty plea when he was a juvenile at the time of the offenses and should have been adjudicated in

family court; and (2) not making a finding regarding the constitutionality of section 20-7-6605 of the South Carolina Code (Supp. 1998). We affirm pursuant to Rule 220(b), SCACR, and the following authorities: Rule 29(a), SCRCrimP ("Except for motions for new trials based on after-discovered evidence, post-trial motions shall be made within ten (10) days after the imposition of the sentence."); *State v. Warren*, 392 S.C. 235, 239, 708 S.E.2d 234, 236 (Ct. App. 2011) ("The court does not retain authority to entertain a motion which is not made within ten days of sentencing."); *Gantt v. Selph*, 423 S.C. 333, 338, 814 S.E.2d 523, 525-26 (2018) ("Lack of subject matter jurisdiction may be raised at any time, and may be raised for the first time on appeal."); *State v. Rice*, 401 S.C. 330, 333, 737 S.E.2d 485, 486 (2013) (agreeing with the Iowa Supreme Court's reasoning that "an erroneous order transferring a juvenile to general sessions court would be a judicial error—not a jurisdictional error").

AFFIRMED.¹

THOMAS, MCDONALD, and VERDIN, JJ., concur.

¹ We decide this case without oral argument pursuant to Rule 215, SCACR.