



The South Carolina Court of Appeals

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April 30, 2024

The Honorable Amy W. Cox
PO Box 3483
Spartanburg SC 29304-3483

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SC Court of Appeals

REMITTITUR

Re: Daniel Spade v. State
Lower Court Case No. 2017CP4202372
Appellate Case No. 2022-000434

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,

Handwritten signature of Jenny A. Kitchings in cursive.

CLERK

Enclosure

cc: E. Charles Grose, Jr., Esquire
Donald J. Zelenka, Esquire
Daniel William Spade, 358974

The South Carolina Court of Appeals

Daniel Spade, Respondent-Petitioner,

v.

State of South Carolina, Petitioner-Respondent

Appellate Case No. 2022-000434

ORDER

This matter is before the court on Petitioner-Respondent's petition for a writ of certiorari following the post-conviction relief (PCR) court's grant of relief to Respondent-Petitioner on a single ground alleged in the application. Respondent-Petitioner has filed a cross-petition alleging the PCR court erred in failing to also grant relief for several other grounds alleged in his application. Based on the vote of the panel, Petitioner-Respondent's petition for a writ of certiorari is denied. Because our denial of Petitioner-Respondent's petition is dispositive of the matter, we decline to address the issues raised by Respondent-Petitioner in his petition. *See Futch v. McAllister Towing of Georgetown, Inc.*, 335 S.C. 598, 613, 518 S.E.2d 591, 598 (1999) (providing that an appellate court need not address remaining issues when resolution of a prior issue is dispositive).

FOR THE COURT

BY


CLERK

Columbia, South Carolina

FILED
Apr 11 2024

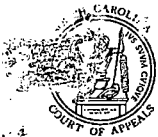
cc:

E. Charles Grose, Jr., Esquire

Donald J. Zelenka, Esquire

Daniel William Spade, 358974

The Honorable J. Mark Hayes, II



South Carolina Court of Appeals

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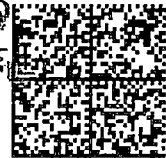
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SC Court of App

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