

# The South Carolina Court of Appeals

Cassie Cunningham, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2022-001435

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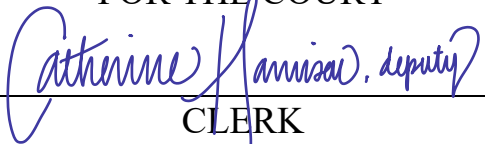
## ORDER

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Petitioner's application for post-conviction relief was denied by Judge J. Mark Hayes, II. No notice of appeal was filed. Petitioner now seeks a writ of certiorari from an order issued by Judge Edward W. Miller granting Petitioner a belated review of Judge Hayes's order pursuant to *Austin v. State*, 305 S.C. 453, 409 S.E.2d 395 (1991).

Based on the vote of the panel, the court grants the petition for a writ of certiorari from Judge Miller's order, dispenses with further briefing, and proceeds with an *Austin* review of Judge Hayes's order.

The petition for a writ of certiorari from Judge Hayes's order is denied.

FOR THE COURT  
BY  deputy  
CLERK

Columbia, South Carolina  
November 12, 2024

cc:

Tommy Arthur Thomas, Esquire  
Joshua Abraham Edwards, Esquire  
The Honorable J. Mark Hayes, II  
Cassie Cunningham, 00362287