

The Supreme Court of South Carolina

Jahru Smith, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2026-000481

ORDER

Petitioner has served and filed a notice of appeal from the post-conviction relief judge's order denying Petitioner's request to engage in discovery.

Under Rule 243(a) of the South Carolina Appellate Court Rules (SCACR) and S.C. Code Ann. §17-27-100, only a final decision or judgment in a post-conviction relief case is subject to appellate review. *See Lewis v. State*, 368 S.C. 630, 630 S.E.2d 464 (2006) (defining final decision or judgment). Since the order being appealed is not the final decision or judgment in this matter, the notice of appeal is hereby dismissed without prejudice to petitioner's ability to timely serve and file a notice of appeal once a final decision or judgment is issued. The remittitur will be sent as provided by Rule 221(b), SCACR.

 C.J.
FOR THE COURT

Columbia, South Carolina
March 5, 2026

cc: Kaylee Christene Kemp
Jahru Harold Smith, 375721