

The South Carolina Court of Appeals

Antonio Simmons, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2023-001091

ORDER

Petitioner's application for post-conviction relief was granted in part and denied in part by Judge Michael G. Nettles. No notice of appeal was filed. Petitioner now seeks a writ of certiorari from an order issued by Judge Diane Schafer Goodstein granting Petitioner a belated review of Judge Nettles's order pursuant to *Austin v. State*, 305 S.C. 453, 409 S.E.2d 395 (1991).¹

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

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

FOR THE COURT

BY


CLERK

Columbia, South Carolina

FILED
Apr 23 2026

¹ Petitioner filed a motion to cure a deficiency with the notice of appeal. We grant the motion and proceed with a review of this appeal.

cc:

Kathrine Haggard Hudgins, Esquire

Mark Reynolds Farthing, Esquire

Antonio Simmons, 279418

The Honorable Michael G. Nettles

The Honorable Diane Schafer Goodstein