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S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM THE DILLON COUNTY
Court of Common Pleas

The Honorable Carmen T. Mullen, Circuit Court Judge

DOCKET NO: 2022-CP-17-00411

Daniel M. Hamer Jr., Petitioner,

v.

State of South Carolina, Respondent.

NOTICE OF APPEAL

Applicant, Daniel M. Hamer Jr., through undersigned court-appointed post-conviction relief counsel, appeals the Order of the Honorable Carmen T. Mullen, filed on or about June 1, 2026. Undersigned counsel was appointed to represent Applicant based on his indigency and received notice of the Order on June 26, 2026.

Respectfully Submitted,

s/Kindle K. Johnson

Kindle K. Johnson, S.C. Bar No. 72926

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ATTORNEY FOR APPLICANT

July 2, 2026

Opposing Counsel:

O. McConnell Harison, Assistant Attorney General

S.C. Attorney General's Office

PO Box 11549

Columbia, SC 29211-1549

) IN THE COURT OF COMMON PLEAS
) FOURTH JUDICIAL CIRCUIT

) CASE NO. 2022-CP-17-00411

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the presence of a drawn out history of deliberately proceeding in a dilatory fashion; and (4) the effectiveness of sanctions less drastic than dismissal." McComas, 368 S.C. at 63, 626 S.E.2d at 904.

The Court finds that PCR Counsel has made a reasonable effort to inform Applicant of his hearing and to represent Applicant to the fullest in his PCR action. However, Applicant failed to appear and to participate in his evidentiary hearing and has failed to present a case to this Court. As such, there is no purpose to the further expenditure of the State's scarce resources or the time and availability of the judiciary. Dismissal is appropriate in this case. Accordingly, Respondent's motion to dismiss for failure to prosecute is **GRANTED**, and the application for post-conviction relief is **DISMISSED WITH PREJUDICE**.

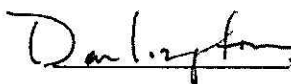
IT IS THEREFORE ORDERED:

The application for post-conviction relief is dismissed with prejudice.

AND IT IS SO ORDERED this 27 day of May, 2026.



CARMEN T. MULLEN
Presiding Judge
Fourth Judicial Circuit

 South Carolina