

The South Carolina Court of Appeals

The State, Respondent,

v.

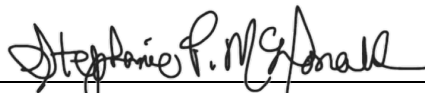
Daquan Markeise Terrell, Appellant.

Appellate Case No. 2026-001560

ORDER

This appeal arises out of a guilty plea and sentence imposed on June 12, 2026. Counsel filed a motion to allow late filing of the notice of appeal based upon a network outage affecting Spartanburg County that impaired the appellant's ability to call his attorney from the Spartanburg County Detention Center. As a result of the network disruption and counsel's annual leave, counsel did not learn of the appellant's desire to appeal until after the ten days for service of the notice of appeal had passed. Considering these circumstances, the motion to allow late filing of the notice of appeal is granted.

However, as counsel properly admits and as the State argues in its return, the notice of appeal was not timely served. The sentence was imposed on June 12, 2026, and the notice of appeal was served on the State on July 8, 2026. Thus, we must dismiss the appeal due to this jurisdictional failure. *See* Rule 203(b)(2), SCACR ("After a plea or trial resulting in conviction or a proceeding resulting in revocation of probation, a notice of appeal shall be served on all respondents within ten (10) days after the sentence is imposed."); *State v. Devore*, 416 S.C. 115, 119, 784 S.E.2d 690, 692 (Ct. App. 2016) ("[I]n the absence of a timely served notice of appeal, this court has no jurisdiction."). The remittitur will be sent as provided by Rule 221(b), SCACR.



FOR THE COURT

Columbia, South Carolina

cc:

Michael Anthony Berry, Esquire

Wanda H. Carter, Esquire

Alan McCrory Wilson, Esquire

Jennifer A.J. Jordan, Esquire

Mark Reynolds Farthing, Esquire

Daquan M. Terrell, 00385811

FILED
Aug 31 2026