The South Carolina Court of Appeals

Henry Dukes, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2023-000522

ORDER

Petitioner's application for post-conviction relief was denied by Judge D. Craig Brown. No notice of appeal was filed. Petitioner now seeks a writ of certiorari from an order issued by Judge H. Steven DeBerry, IV, granting Petitioner a belated review of Judge D. Craig Brown'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 DeBerry's order, dispenses with further briefing, and proceeds with an *Austin* review of Judge Brown's order.

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

FOR THE COURT

BY Jasmine D. Smith, Deputy
CLERK

Columbia, South Carolina
September 30, 2026

cc:
Joanna Katherine Delany, Esquire
Mark Reynolds Farthing, Esquire

The Honorable D. Craig Brown
The Honorable H. Steven DeBerry, IV
Henry Dukes, 00347234