

# The Supreme Court of South Carolina

Clifton D. Lyles, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2011-205286

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## ORDER

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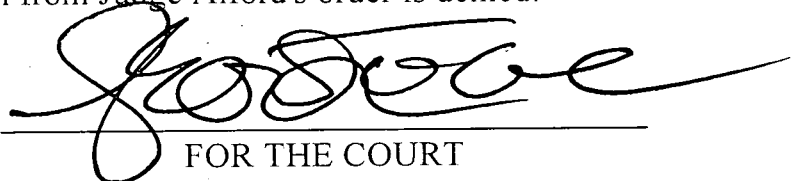
Petitioner's application for post-conviction relief was denied by Judge Alford. Petitioner filed an untimely notice of appeal. Petitioner now seeks a writ of certiorari from an order issued by Judge Hayes granting petitioner a belated review of Judge Alford's order pursuant to *Austin v. State*, 305 S.C. 453, 409 S.E.2d 395 (1991).

We grant the petition for a writ of certiorari from Judge Hayes' order, dispense with further briefing, and proceed with an *Austin* review of Judge Alford's order.

Petitioner's counsel asserts that the petition is without merit and requests permission to withdraw from further representation. Petitioner has filed a pro se petition.

After careful consideration of the entire record as required by Johnson v. State, 294 S.C. 310, 364 S.E.2d 201 (1988), we deny the petition and grant counsel's request to withdraw.

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



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FOR THE COURT

Columbia, South Carolina

March 6, 2014

cc:

James Rutledge Johnson, Esquire

Wanda H. Carter, Esquire

Clifton D. Lyles, #294075