

The Supreme Court of South Carolina

Devon Miles Brown, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2014-000403

The Honorable The Honorable John C. Hayes, III
York County
Trial Court Case No. 2012CP4603762

ORDER

The notice of appeal was served in this matter on February 27, 2014. Since a timely post-trial motion was pending at that time,¹ this notice of appeal is dismissed without prejudice to petitioner's ability to timely serve and file a new notice of appeal once a final decision is entered by the circuit court. *Hudson v. Hudson*, 290 S.C. 215, 349 S.E.2d 341 (1986). The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

FOR THE COURT

BY



CLERK

Columbia, South Carolina

April 15, 2014

cc: James Rutledge Johnson, Esquire
Symmes Watkins Culbertson, Sr., Esquire
Dale Lionel Smith, Esquire

¹ Initially, there was some indication that this post-trial motion may have been filed *pro se*. The Court has now obtained a copy of the motion which shows that it was filed by counsel.