

The Supreme Court of South Carolina

Michael Miller, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2012-212581

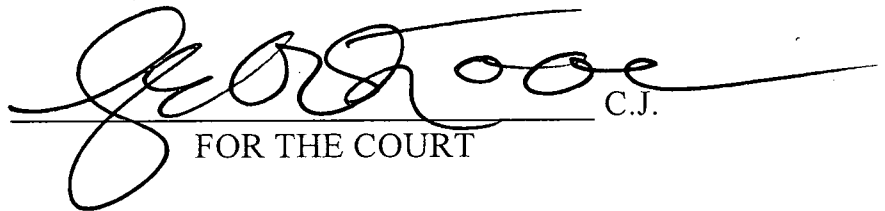
Lower Court Case No. 2011-CP-05-00020

ORDER

Petitioner's application for post-conviction relief was denied by Judge Early. No Notice of Appeal was filed. Petitioner now seeks a writ of certiorari from an order issued by Judge Dickson granting petitioner a belated review of Judge Early'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 Dickson's order, dispense with further briefing, and proceed with an *Austin* review of Judge Early's order.

After careful consideration of the record as required by *Johnson v. State*, 294 S.C. 310, 364 S.E.2d 201 (1988), we deny the petition for a writ of certiorari from Judge Early's order and grant counsel's request to withdraw.


C.J.
FOR THE COURT

Columbia, South Carolina

August 21, 2014

cc:

Megan Elizabeth Harrigan, Esquire

Susan Barber Hackett, Esquire

Michael Miller, 259269