

The Supreme Court of South Carolina

John Garner Kimble, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2012-213572

ORDER

Counsel has submitted a petition pursuant to *Johnson v. State*, 294 S.C. 310, 364 S.E.2d 201 (1988), and a motion to be relieved as counsel. We deny the motion to be relieved as counsel and direct the parties to address the following question:

Did petitioner knowingly and voluntarily waive his right to a direct appeal?

Petitioner shall serve and file a petition on this question within thirty (30) days of the date of this order. Thereafter, respondent shall have thirty (30) days to serve and file its return.


C.J.
FOR THE COURT

Columbia, South Carolina

September 18, 2014

cc:

Karen Christine Ratigan, Esquire

Benjamin John Tripp, Esquire

John Garner Kimble, #284110