

The Supreme Court of South Carolina

Marion Alexander Lindsey, Petitioner,

v.

State of South Carolina, Respondent.

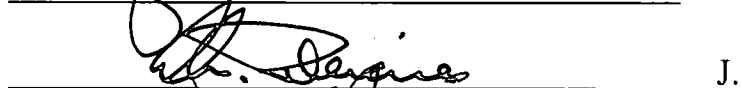
Appellate Case No. 2012-206087

Lower Court Case No. 07-CP-42-2848

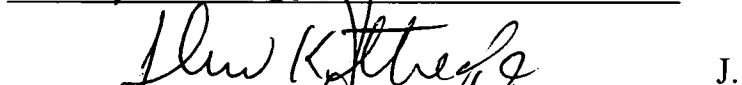
ORDER

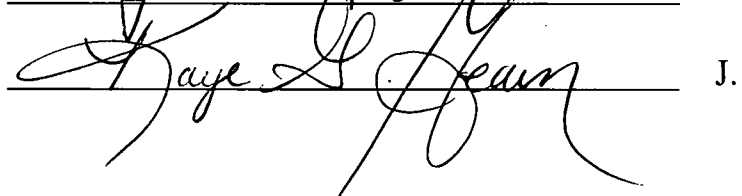
This death penalty matter is before the Court on a petition for a writ of certiorari, following the denial of petitioner's application for post-conviction relief (PCR). In light of the Court's concern with the frequency and severity of the drafting errors in the Order of Dismissal, and this Court's admonishments to PCR judges in *Pruitt v. State*, 310 S.C. 254, 423 S.E.2d 127 (1992), and *Hall v. Catoe*, 360 S.C. 353, 601 S.E.2d 335 (2004), we vacate the Order of Dismissal and remand the matter to the circuit court for the issuance of an amended order that complies with *Pruitt* and *Hall*; and with S.C. Code Ann. § 17-27-80 (2003), to include specific findings of fact and conclusions of law on each issue presented, based on accurate references to the record and the applicable law. Petitioner may serve and file a new notice of appeal following the issuance of the amended order, or upon receipt of written notice of entry of an order ruling on any motion to alter or amend the judgment.

 C.J.

 J.

 J.

 J.

 J.

Columbia, South Carolina

September 30, 2014

cc:

Donald J. Zelenka, Esquire

Robert Michael Dudek, Esquire

David Alexander, Esquire

The Honorable M. Hope Blackley