

The Supreme Court of South Carolina

Curtis Randall Sweatt, Jr., Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2013-002629

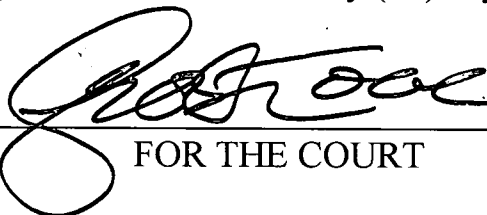
Lower Court Case No. 2012-CP-46-00975

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:

Was plea counsel ineffective in failing to present evidence of petitioner's mental health problems at the sentencing hearing following his convictions of involuntary manslaughter and infliction of great bodily injury upon a child?

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
October 9, 2014

cc:

James Rutledge Johnson, Esquire

LaNelle Cantey DuRant, Esquire

Curtis R Sweatt, Jr., #346121