

The Supreme Court of South Carolina

Phillip A. Brown, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2014-002228

Trial Court Case No. 2011CP4007160

ORDER

Petitioner has filed a *pro se* notice of appeal in this matter. Since a Rule 59, SCRCP, motion filed by counsel is pending in the circuit court, the notice of appeal is dismissed without prejudice pursuant to *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

October 23, 2014

cc: Megan E. Harrigan, Esquire
Adam S. Tesh, Esquire
Mr. Phillip A. Brown, #118100