

# The Supreme Court of South Carolina

Antonio Middleton, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2014-002424

Lower Court Case No. 2012CP0702614

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## ORDER

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Petitioner has filed a notice of appeal from an order dismissing the application for post-conviction relief (PCR) based on petitioner's request to withdraw the PCR application. The order finds that petitioner's request to withdraw the application was made knowingly, intelligently and voluntarily.

Under *Rush v. State*, 368 S.C. 144, 628 S.E.2d 42 (2006), this order is not appealable. Accordingly, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

  
C.J.  
FOR THE COURT

Columbia, South Carolina  
November 18, 2014

cc: Tristan Michael Shaffer, Esquire  
Ashleigh Rayanna Wilson, Esquire