

The Supreme Court of South Carolina

Rodney Allen Neals, Petitioner

v.

State of South Carolina, Respondent.

Appellate Case No. 2014-002569

Lower Court Case No. 2013CP3800429

ORDER

Petitioner has served and filed a notice of appeal from a form order dated October 27, 2010. This order indicates that a full written order is to follow.

Under Rule 243(a) of the South Carolina Appellate Court Rules (SCACR) and S.C. Code Ann. §17-27-100, only a final decision or judgment in a post-conviction relief case is subject to appellate review. *See Lewis v. State*, 368 S.C. 630, 630 S.E.2d 464 (2006) (defining final decision or judgment). Since the form order being appealed is not the final decision or judgment in this matter, the notice of appeal is hereby dismissed without prejudice to petitioner's ability to timely serve and file a notice of appeal once a final decision or judgment is issued. The remittitur will be sent as provided by Rule 221(b), SCACR.



C.J.

FOR THE COURT

Columbia, South Carolina
December 12, 2014

cc: Mr. Rodney Allen Neals, 3176290
Megan E. Harrigan, Esquire