



The South Carolina Court of Appeals

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POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1015 SUMTER STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

March 04, 2015

Alfonso Ware, Jr., 168464
Broad River Correctional Institution
4460 Broad River Road
Columbia SC 29210

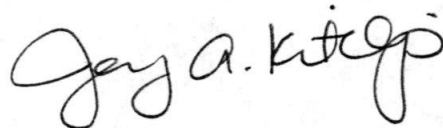
Re: Alfonso Ware, Jr. v. The State
Appellate Case No. 2014-001470

Dear Counsel and Mr. Ware:

Thank you for your correspondence dated February 4 and February 6, 2015. Based on the parties' assertions that no transcript is necessary and/or in existence, this appeal shall be allowed to proceed.

Regarding the State's contention that the notice of appeal was not timely served, Rule 247(b) of the South Carolina Appellate Court Rules (SCACR) requires the notice of appeal be served on all respondents within ten days after receipt of written notice of entry of the final order. The proof of service accompanying the notice of appeal indicates service on the Attorney General on June 30, 2014, which is six days after Mr. Ware asserts that he received written notice. Accordingly, this appeal shall proceed. Mr. Ware must serve a copy of the appendix and petition for writ of certiorari within ten (10) days of the date of this letter. We are returning the initial brief of appellant received July 29, 2014, as this appeal is proceeding pursuant to Rule 247, SCACR, and not Rule 208, SCACR.

Very truly yours,

A handwritten signature in cursive script that reads "Jay A. Kitegi". The signature is written in black ink and is positioned above the typed name "CLERK".

CLERK

cc: Alan McCrory Wilson, Esquire
Donald V. Myers, Esquire
Donald J. Zelenka, Esquire