

The South Carolina Court of Appeals

Barry J. Barnette, as Acting Solicitor for the Seventh
Judicial Circuit, Respondent,

v.

Derrick L. Cheeks, Appellant.

Appellate Case No. 2014-002647

ORDER

On April 3, 2015, this Court dismissed State v. Derrick L. Cheeks, Appellate Case Number 2014-002647, for failure to correct deficiencies in the notice of appeal; namely, the failure to provide a copy of the order and/or sentencing sheet(s) challenged on appeal, or a proof of services showing timely service upon the State. However, on February 6, 2015, we received a document entitled "Notice of Appeal" bearing the caption Robin C. File, as Personal Representative of the Estate of Barry J. Barnette v. Derrick L. Cheeks. An order confirming the forfeiture was attached to this filing. We opened a new appeal and assigned the Appellate Case Number 2015-000238.

At this time, these two cases are consolidated using the caption and appellate case number shown above. Furthermore, the consolidated appeal is dismissed for the failure to provide a proof of timely service of the notice of appeal and failure to pay the \$100 filing fee. The remittitur will be sent fifteen days after the date of filing of this order, as provided by Rule 221(b) of the South Carolina Appellate Court Rules.


FOR THE COURT

FILED
6/2/15

Columbia, South Carolina

cc:

Derrick L. Cheeks, 343108

Barry Joe Barnette, Esquire

Robin Clark File, Esquire