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JUL 23 2015

SC SUPREME COURT

Dear Honorable Clerk:

I receive a response from your office on July 10, 2015, concerning an extension on a Notice of Appeal on a post-conviction relief case: 2013 CP-40-02222; you said your office does not have a record of the above case, you said if a notice of appeal has been timely served in this matter, I will need to immediately provide this Court with a copy of that notice of appeal along with a proof of service for the notice of appeal and a copy of the order(s) under appeal.

∴ Here a copy of the Order and Notice of Appeal

Respectfully Submitted

s/ Kevin Davis[#] 308569

RECEIVED

JUL 23 2015

SC SUPREME COURT

**Kevin #308569 Davis
Allendale Correctional Institution
P O Box 1151
Fairfax, SC 29827**



ALAN WILSON
ATTORNEY GENERAL

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JUL 23 2015
SC SUPREME COURT

May 6, 2014

The Honorable L. Casey Manning
Chief Administrative Judge for the Fifth Judicial Circuit
Post Office Box 192
1701 Main Street, Room 214
Columbia, South Carolina 29202-0192

Re: Kevin Davis, #308569 v. State of South Carolina
2013-CP-40-02226

Dear Judge Manning:

Enclosed please find a proposed original **Final Order of Dismissal** in the above-captioned case. If this Order meets with your approval, please sign it and forward it to the Richland County Clerk of Court for filing.

Sincerely,

Megan E. Harrigan
Assistant Attorney General

MEH/ko
Enclosure

cc: Kevin Davis, #308569

SCANNED

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 2013CP4002226

Kevin #308569 Davis

State of South Carolina

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: _____

Attorney for : Plaintiff Defendant or Self-Represented Lffigant

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Non-suit);
 Rule 43(k), SCRPC (Settled); Other _____
- ACTION STRICKEN (CHECK REASON):** Rule 40(j), SCRPC; Bankruptcy;
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; Other _____
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
 Affirmed; Reversed; Remanded; Other _____

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court:

ORDER INFORMATION

This order ends does not end the case.

Additional Information for the Clerk : _____

INFORMATION FOR THE PUBLIC INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled
		\$
		\$
		\$

If applicable, describe the property, including tax map information and address, referenced in the order: _____

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

Circuit Court Judge _____ Judge Code _____ Date _____

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this 5 June 2015 to attorneys of record or to parties (when appearing pro se) as follows:

Kevin #308569 Davis

Megan Harrigan Jameson

Kevin #308569 Davis

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)

Court Reporter _____

Clerk of Court

Jeanette W. McBride

STATE OF SOUTH CAROLINA)
 COUNTY OF RICHLAND)
)
 Kevin Davis, #308569,)
)
 Applicant,)
)
 v.)
)
 State of South Carolina,)
)
 Respondent.)
 _____)

IN THE COURT OF COMMON PLEAS
 FOR THE FIFTH JUDICIAL CIRCUIT

2013-CP-40-02226

FINAL ORDER OF DISMISSAL

2015 JUN -5 PM 12:00
 JACQUETTE W. HARRIS
 C.C.P. & G.

FILED

This matter comes before the Court pursuant to an application for post-conviction relief filed April 12, 2013. Respondent made its Return and Motion to Dismiss on July 31, 2013, requesting that the application be summarily dismissed as beyond the statute of limitations pursuant to S.C. Code Ann. § 17-27-45 and successive to his prior post-conviction relief action. Pursuant to this request, and after reviewing the pleadings in this matter and all of the records attached thereto, this Court issued a Conditional Order of Dismissal, filed August 9, 2013, provisionally denying and dismissing this action. This Court gave Applicant twenty days from the date of service of said Order in which to show why the dismissal should not become final. Attached to this Final Order and incorporated herein is an Affidavit of Service dated August 28, 2013, serving the above-mentioned Conditional Order of Dismissal on Applicant.

Applicant did not make a response to this Court's Conditional Order of Dismissal or Respondent's Motion to Dismiss.¹

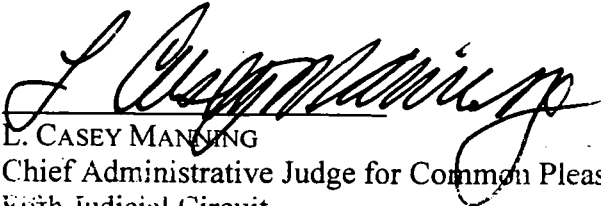
IT IS THEREFORE ORDERED that, for the reasons set forth in the Court's Conditional Order of Dismissal, the Application for post-conviction relief is hereby denied and dismissed with prejudice.

¹ Applicant did send Respondent a document in which he requests a copy of his grand jury transcript. This document was not filed with the Richland County Clerk of Court and was not served upon this Court.

UNFILED

This Court hereby notes that if Applicant wishes to appeal, he must file and serve a Notice of Appeal within thirty days of service on this Order to secure appellate review. See Rule 203, SCRAR. Applicant's attention is directed to Rule 243, SCRAP, for the procedures following the filing and service of the notice of appeal.

AND IT IS SO ORDERED this 3 day of June, 2015


L. CASEY MANNING
Chief Administrative Judge for Common Pleas
Fifth Judicial Circuit

Columbia, South Carolina

Kevin Davis #308569
Ridgeland Corr. Inst. CB-24
P.O. Box 2039
Ridgeland, S.C. 29334

RIDGELAND CORRECTIONAL
INSTITUTION

JUL 20 2015

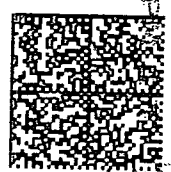
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CHARLESTON SC 294

21 JUL 2015



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The Supreme Court of South Carolina
Daniel E. Shearouse, Clerk of Court
Post Office Box 11330
Columbia, South Carolina 29211

