

The South Carolina Court of Appeals

Shedrick Wigfall, Appellant,

v.

The State of South Carolina, Respondent.

Appellate Case No. 2015-001190

ORDER

This appeal was dismissed on June 30, 2015, due to Appellant's failure to submit the notice of appeal filing fee, proof of service, and a copy of the order being appealed, as required by Rule 203, SCACR. On July 13, 2015, the court received a letter from Appellant, which we construe as a motion to reinstate the appeal, along with a copy of the order being appealed. Because the circuit court construed Appellant's action below as a request for post-conviction relief, Appellant's filing fees are waived. *See* Rule 240(d), SCACR; Rule 243, SCACR. However, Appellant has yet to provide this court with a proof of service that includes the date on which the State was served with the notice of appeal. Additionally, because the circuit court determined Appellant's action was barred by the statute of limitations, Appellant must provide this court with an explanation as to why this determination was improper, as required by Rule 243(c), SCACR. Appellant shall file these documents within twenty days of entry of this order. Upon receipt of these documents or the expiration of twenty days, this court will consider Appellant's motion to reinstate.


FOR THE COURT

Columbia, South Carolina

FILED
8/3/15

cc: Shedrick Wigfall, #90323
Courtney Edwards Lowell, Esquire