

# The South Carolina Court of Appeals

The State, Respondent,

v.

Joseph Charles Tice, Appellant.

Appellate Case No. 2014-001957

---

## ORDER

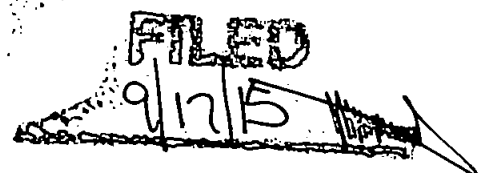
---

Appellant has failed to serve a timely notice of appeal, as required by Rule 203(b)(2), SCACR. Accordingly, this matter is dismissed. *See* Rule 203(b)(2), SCACR ("After a plea or trial resulting in conviction or a proceeding resulting in revocation of probation, a notice of appeal shall be served on all respondents within ten (10) days after the sentence is imposed. In all other [general sessions] cases, a notice of appeal shall be served on all respondents within ten (10) days after receipt of written notice of entry of the order or judgment."); Rule 263(b), SCACR ("The time prescribed by these Rules for performing any act *except the time for serving the notice of appeal* under Rules 203 and 243 may be extended or shortened by the appellate court, or by any judge or justice thereof." (emphasis added)); *Mears v. Mears*, 287 S.C. 168, 169, 337 S.E.2d 206, 207 (1985) ("Service of the notice of intent to appeal is a jurisdictional requirement, and [an appellate court] has no authority to extend or expand the time in which the notice of intent to appeal must be served."). The remittitur will be sent as provided by Rule 221(b), SCACR.



FOR THE COURT

Columbia, South Carolina



FILED  
9/17/15

Matthew C. Buchanan, Esquire  
Wanda H. Carter, Esquire