

The Supreme Court of South Carolina

Johnny A. Gainey, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2011-201594

The Honorable L. Casey Manning
Kershaw County
Trial Court Case No. 2004CP2800377

ORDER

The above entitled case is pending on appeal in this Court. Petitioner's counsel has now provided this Court with a Certificate of Death showing the petitioner is deceased.

IT IS SO ORDERED that the appeal in this matter be and hereby is dismissed. The remittitur in this matter will be sent to the Clerk of Court for Kershaw County after fifteen (15) days exclusive of the date of this Order.

FOR THE COURT

BY *Pamela J. Shealy*
Chief Deputy CLERK

Columbia, South Carolina

September 14, 2012

cc: Robert Daniel Corney
Robert Michael Dudek