

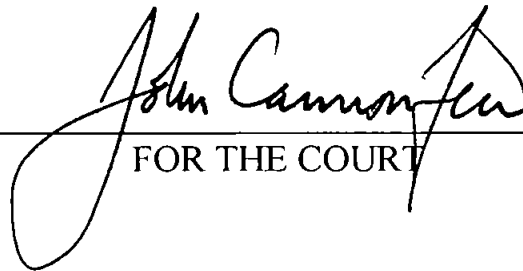
The South Carolina Court of Appeals

In the Matter of the Care and Treatment of Jovan
Marquez Brown, Appellant.

Appellate Case No. 2015-002385

ORDER

Appellant received written notice of entry of the order of commitment on October 6, 2015. Appellant did not serve the notice of appeal until November 18, 2015. Appellant has now filed a motion to file the notice of appeal out of time. Because Appellant's failure to timely serve the notice of appeal deprives this court of jurisdiction, Appellant's motion is denied and this appeal is dismissed. *See* Rule 203(b)(1), SCACR ("A notice of appeal shall be served on all respondents within thirty (30) days after receipt of written notice of entry of the order or judgment."); *USAA Prop. & Cas. Ins. Co. v. Clegg*, 377 S.C. 643, 651, 661 S.E.2d 791, 795 (2008) ("The requirement of service of the notice of appeal is jurisdictional, i.e., if a party misses the deadline, the appellate court lacks jurisdiction to consider the appeal and has no authority or discretion to 'rescue' the delinquent party by extending or ignoring the deadline for service of the notice."). The remittitur will be sent as required by Rule 221(b), SCACR.


FOR THE COURT

Columbia, South Carolina

cc:

James Kristian Falk, Esquire
Robert Michael Dudek, Esquire
James G. Bogle, Jr., Esquire
Salley W. Elliott, Esquire
Alan McCrory Wilson, Esquire

FILED
12/22/15