

The Supreme Court of South Carolina

Moses Frasier, Petitioner,

v.

State of South Carolina, Respondent.

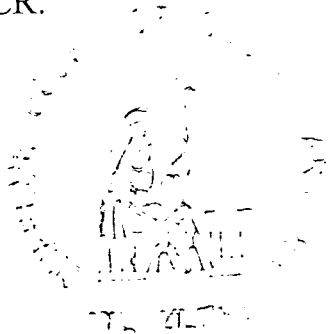
Appellate Case No. 2015-002609

Lower Court Case No. 2009CP1001183

ORDER

In the post-conviction relief case, the petitioner filed a *pro se* notice of appeal. The proof of service reflects that the notice of appeal was served on counsel for respondent on December 14, 2015. Petitioner's counsel before the circuit court has advised this Court that he received written notice of entry of the order on appeal in February 2012.

Accordingly, based on the failure to timely serve the notice of appeal under Rules 243(a) and 203(b)(1) of the South Carolina Appellate Court Rules, the notice of appeal is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.



FOR THE COURT

BY

A handwritten signature in black ink, appearing to be 'D. J. ...', written over a horizontal line.

CLERK

Columbia, South Carolina
January 6, 2016

cc: James Rutledge Johnson, Esquire
Jeffrey James Yungman, Esquire
Mr. Moses Frasier, #317940