

The Honorable Daniel E. Shearhouse  
Clerk, Supreme Court of South Carolina  
P O Box 11330  
Columbia, S.C. 29211

**RECEIVED**

JAN 05 2016

**S.C. SUPREME COURT**

RE: Steven Collins v. State of South Carolina  
Case No: 2015-Cp-23-1989

Dear Mr. Shearhouse:

Enclosed find for filing one original and copy of Notice of Appeal that is served upon you, please return stamp file copy to me.

Yours truly,



THE STATE OF SOUTH CAROLINA  
in the supreme court

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Appeal From Greenville County  
Chief Administrative Judge  
Robin B. Stilwell  
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JAN 05 2016

S.C. SUPREME COURT

Case No: 2015-CP-23-1989

THE STATE.....Respondent

v.

STEVEN COLLINS.....Appellant

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**NOTICE OF APPEAL**

Steven Collins, #141257 appeals the Order of dismissal dated November 20, 2015 and was received by me on December 7, 2015, by way of the U.S. mail.

*Steven Collins*

Steven Collins

THE STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

Appeal from Greenville County  
court of Common Pleas  
Chief Administrative Judge  
Robin B. Stilwell

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JAN 05 2016

S.C. SUPREME COURT

CASE NO: 2015-CP-23-1989

The State.....Respondent

v.

Steven Collins.....Appellant

AFFIDAVIT PROOF OF SERVICE

The undersigned hereby certify he mail the foregoing Order of dismissal to Daniel Shearouse, Clerk of Court for the S.C. Supreme Court; Karen C. Ratiyan, Assist Attorney General and Greenville County Clerk of Court. Paul B. Wickensimer this 30<sup>th</sup> day of December 2015 by depositing same in the U.S. mail postage prepaid.

Sworn To And Subscribe Before Me  
This 30<sup>th</sup> day of December 2015

Michael Camore  
Notary Public of South Carolina

My Commission Expires July 09, 2025

Steven Collins  
Steven Collins

CERTIFICATE OF SERVICE

The undersigned hereby certify that he mail the foregoing Notice of Appeal to Daniel Shearouse, Clerk of the Supreme Court of S.C. this 20 day of December 2015 by depositing in the U.S. mail postage prepaid.

**RECEIVED**

JAN 05 2016

S.C. SUPREME COURT

Steven Collins  
Steven Collins



STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF GREENVILLE )  
 )  
 Steven Collins, )  
 S.C.D.C. No. 141257, )  
 )  
 Applicant, )  
 )  
 v. )  
 )  
 State of South Carolina, )  
 )  
 Respondent. )

IN THE COURT OF COMMON PLEAS  
 2015-CP-23-1989

FILED-CLERK OF COURT  
 GREENVILLE CO. S.C.  
 PAUL B. WICKENHUISMER  
 2015 DEC 1 PM 1 40

**FINAL ORDER OF DISMISSAL**

This matter comes before the Court by way of an application for post-conviction relief (PCR) filed March 19, 2015. The Respondent made its return on August 25, 2015, requesting the application be summarily dismissed based upon the expiration of the statute of limitations and the presumption against successive PCR applications.

Pursuant to this request, and after reviewing the pleadings in this matter and all of the records attached thereto, this Court issued a Conditional Order of Dismissal signed September 1, 2015 and filed September 8, 2015, provisionally denying and dismissing this action, while giving the Applicant twenty (20) days from the date of service of said Order in which to show why the dismissal should not become final. Attached to this Final Order and incorporated herein by reference is an Affidavit of Service dated September 29, 2015, serving the above-mentioned Conditional Order of Dismissal on the Applicant.

In a document captioned "Objection to the Conditional of Dismissal" and filed October 23, 2015, the Applicant asks this Court "to order a competency hearing for the purpose of competency then and now."

This Court has reviewed the Applicant's response to the Conditional Order of Dismissal in its entirety, in conjunction with the original pleadings, and finds a sufficient reason has not been shown why the Conditional Order of Dismissal should not become final.

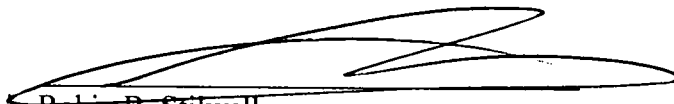
This Court notes the Applicant was convicted and sentenced on September 13, 2006 and the South Carolina Court of Appeals dismissed the appeal on October 14, 2009. As this action was filed on March 19, 2015, it was clearly filed outside the expiration of the statute of limitations. See S.C. Code Ann. § 17-27-45(a) (Supp. 2003). This is the Applicant's third application for post-conviction relief. This Court notes successive PCR applications are disfavored. See Land v. State, 274 S.C. 243, 246, 262 S.E.2d 735, 737 (1980). This Court finds the Applicant had the opportunity to litigate all issues related to his case – including any allegations of a lack of competency – at the evidentiary hearing for his first PCR application on May 12, 2011. See Odom v. State, 337 S.C. 256, 261, 523 S.E.2d 753, 755 (1999) (“[A]n applicant is entitled to a full adjudication on the merits of the original petition, or ‘one bite at the apple.’”).

**IT IS THEREFORE ORDERED** that, for the reasons set forth in this Court's Conditional Order of Dismissal, the PCR application is hereby denied and dismissed with prejudice.

This Court advises the Applicant that he must file a notice of intent to appeal within thirty (30) days from the receipt of this Order if he wants to secure appropriate appellate review. His attention is also directed to Rules 203, 206, and 243 of the South Carolina Appellate Court Rules for the appropriate procedures to follow after notice of intent to appeal has been timely filed.

2015-CA-23-181

AND IT IS SO ORDERED this 20 day of NOV, 2015.



Robin B. Stilwell  
Chief Administrative Judge  
Thirteenth Judicial Circuit

CHESTERVILLE, South Carolina.

Inside Correctional Institutions  
Redemption Way 29899

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SCC  
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The Honorable David E. Shearhouse  
Clerk, Supreme Court of South Carolina  
P. O. Box 11330

Colunfer, S.C.

29211

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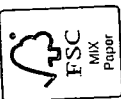
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