

The Supreme Court of South Carolina

Maurice C. Kinard, Petitioner,

v.

State of South Carolina, Respondent.

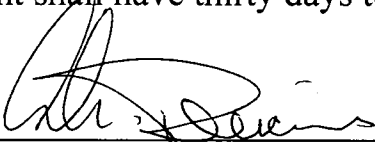
Appellate Case No. 2015-001205

ORDER

Counsel has submitted a petition pursuant to *Johnson v. State*, 294 S.C. 310, 364 S.E.2d 201 (1988), and a motion to be relieved as counsel. We deny the motion to be relieved as counsel and direct the parties to address the following question:

Did the post-conviction relief judge err in finding defense counsel was not ineffective in failing to file a notice of appeal?

Petitioner shall serve and file a petition on this question within thirty days of the date of this order. Thereafter, respondent shall have thirty days to serve and file its return.



FOR THE COURT C.J.

Columbia, South Carolina

April 25, 2016

cc:

James Clayton Mitchell, III, Esquire
Kathrine Haggard Hudgins, Esquire
Maurice C. Kinard, 271081