



The Supreme Court of South Carolina

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May 5, 2016

The Honorable Paul B. Wickensimer
Clerk of Court, Greenville County
305 E North St
Greenville SC 29601-2121

REMITTITUR

Re: The State v. Kenneth D. Rivera
Lower Court Case No. 2014-GS-23-10896
Appellate Case No. 2016-000799

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

CLERK

cc:

Mr. Kenneth Darrel Rivera, #318979

Karen Christine Ratigan, Esquire

Dorothy A. Manigault, Esquire

Division of Appellate Defense

The Supreme Court of South Carolina

The State, Respondent,

v.

Kenneth Darrel Rivera, Appellant.

Appellate Case No. 2016-000799

Lower Court Case No. 2014GS2310896

ORDER

Appellant has filed a *pro se* notice of appeal from the conviction and sentence in the above case. This notice of appeal is dated April 5, 2016.

Since the sentence in the above case was imposed in March 5, 2015, the notice of appeal is untimely under Rule 203 of the South Carolina Appellate Court Rules (SCACR). Accordingly, the notice of appeal is dismissed. The remittitur will be sent as provided by Rule 221, SCACR.¹



C.J.

FOR THE COURT

Columbia, South Carolina
April 19, 2016

cc: Karen Christine Ratigan, Esquire
Mr. Kenneth Darrel Rivera
Division of Appellate Defense
Dorothy A. Manigault, Esquire

¹ Appellant does have a post-conviction relief (PCR) case (2015CP2303232) pending before this Court that involves 2014GS2310896. Appellant is represented in this PCR case by the Division of Appellate Defense of the Office of Indigent Defense. *Rivera v. State*, Appellate Case No. 2016-000737.