

The South Carolina Court of Appeals

copy

Roger Wheat, Appellant,

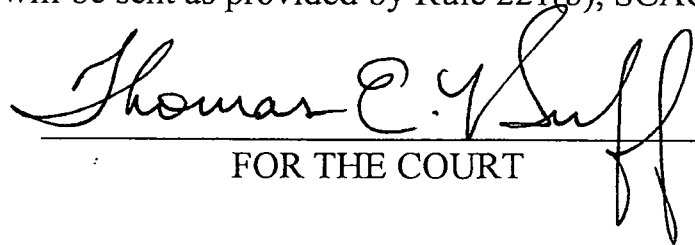
v.

Judge Lee Ann Tindal, Respondent.

Appellate Case No. 2016-000164

ORDER

Although the appeal is captioned as though the magistrate judge is the respondent, this appeal arises out of a municipal court conviction obtained by the City of Sumter. Accordingly, this appeal is dismissed for failure to timely serve the City of Sumter with a copy of the notice of appeal. Furthermore, we have learned from the circuit court that Mr. Wheat passed away prior to perfecting his appeal by providing proof of having ordered the transcript, as required by Rule 207 of the South Carolina Appellate Court Rules (SCACR) and this Court's letter dated March 2, 2016. The remittitur will be sent as provided by Rule 221(b), SCACR.


_____, A.C.J.
FOR THE COURT

Columbia, South Carolina

cc:

Roger Wheat

The Honorable Lee Ann Tindal

City of Sumter c/o Codes Enforcement

The Honorable George C. James, Jr.

FILED
3/28/16 