

**KENDRICK &  
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ATTORNEYS AT LAW

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July 6, 2016

The Honorable Daniel E. Shearouse  
Clerk of Court  
South Carolina Supreme Court  
1231 Gervais Street  
Columbia, SC 29201

**RECEIVED**  
JUL 08 2016  
SC SUPREME COURT

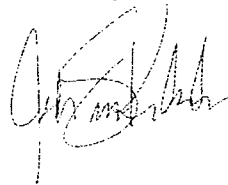
**Re: Tony Moore, Jr. v. State of South Carolina**

Dear Mr. Shearouse:

I have attached a notice of appeal in the above-referenced case along with the order of dismissal in the lower court, as well as a statement of explanation pursuant to Rule 243(c) and a certificate of service.

I would sincerely appreciate you filing this notice of appeal. Please contact me at your convenience if you need any additional information.

Sincerely,



Joshua Snow Kendrick

cc: The Honorable William Gault  
Justin Hunter, Esquire

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

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APPEAL FROM UNION COUNTY  
Court of Common Pleas

Daniel D. Hall, Circuit Court Judge

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Case No. 2014-CP-44-502

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Tony Moore, Jr., #188313

*Petitioner,*

v.

State of South Carolina,

*Respondents.*

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**NOTICE OF APPEAL**

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Appellant Tony Moore, Jr. appeals the judgment and order of the Honorable Daniel Hall. The order was filed in the Court of Common Pleas on June 9, 2016 and Appellant received written notice of the entry of the judgment on June 13, 2016.



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July 6, 2016

Attorneys for the Appellant

Other Counsel of Record:

Justin J. Hunter  
Office of the Attorney General  
P.O. Box 11549  
Columbia, SC 29211-1549

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CERTIFICATE OF SERVICE

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The undersigned counsel certifies that the attached *Notice of Appeal*, along with its attachments, has been served on the opposing counsel and the Clerk of Court for Union County, via United States Postal Service at the following addresses, this 6th day of July, 2016:

Justin J. Hunter  
Office of the Attorney General  
P.O. Box 11549  
Columbia, SC 29211-1549

The Honorable William Gault  
Union County Clerk of Court  
P.O. Box 703  
Union, SC 29379-0703

  
Rebecca Wright, Paralegal  
KENDRICK & LEONARD, P.C.  
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Greenville, SC 29606  
(864) 760-4000  
[Becky@KendrickLeonard.com](mailto:Becky@KendrickLeonard.com)

July 6, 2016

**JUDGEMENT ROLL NO. 2014CP4400502**

STATE OF SOUTH CAROLINA )  
COUNTY OF UNION )

) IN THE COURT OF COMMON PLEAS  
) SIXTEENTH JUDICIAL CIRCUIT

Tony Moore, Jr., )  
SCDC #~~300601~~, # 188313 )

) Case No. 2014-CP-44-0502

) Applicant, )

) **FINAL ORDER OF DISMISSAL**

) v. )

) State of South Carolina, )

) Respondent. )

FILED FOR RECORD  
2016 JUN 9 AM 10 55  
CLERK OF COURT  
UNION SC

This matter comes before the Court by way of an application for post-conviction relief (PCR) filed December 30, 2014. Respondent made its return on or about March 30, 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 April 2, 2015 and filed April 21, 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. The Conditional Order of Dismissal was served through Applicant's counsel.

Applicant submitted a document titled "Response in Opposition to Conditional Order of Dismissal" dated May 13, 2015, in which Applicant reiterates his position that the application should not be barred as successive or by the statute of limitations.

This Court has reviewed 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.

**IT IS THEREFORE ORDERED** that for the reasons set forth in the Court's Conditional Order of Dismissal, the Application for post-conviction relief is hereby **DENIED AND DISMISSED WITH PREJUDICE**.

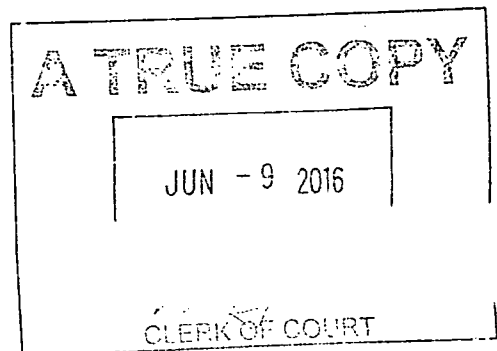
This Court hereby advises the Applicant that he must file and serve a Notice of Appeal within thirty (30) days of the service of this Order to secure appellate review. See Rule 203, SCACR. Applicant's attention is directed to Rule 243, SCACR., for the procedures following the filing and service of the notice of appeal

AND IT IS SO ORDERED this 31<sup>st</sup> day of Mar, 2016.



DANIEL D. HALL  
Chief Administrative Judge  
Sixteenth Judicial Circuit

York, South Carolina.



JUDGEMENT SIGNED AND  
ENTERED UP 6-9-16

CLERK OF COURT