

The Supreme Court of South Carolina

Octavia Middleton, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2015-001080

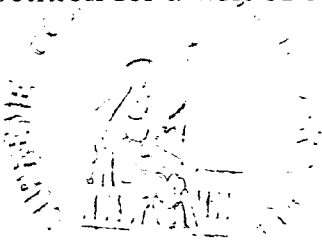
Lower Court Case No. 2014-CP-40-03607

ORDER

Petitioner's application for post-conviction relief was denied by Judge Kinard. No notice of appeal was filed. Petitioner now seeks a writ of certiorari from an order issued by Judge Goldsmith finding petitioner is entitled to a belated review of Judge Kinard's order pursuant to *Austin v. State*, 305 S.C. 453, 409 S.E.2d 395 (1991).

We grant the petition for a writ of certiorari from Judge Goldsmith's order, dispense with further briefing, and proceed with an *Austin* review of Judge Kinard's order.

The petition for a writ of certiorari from Judge Kinard's order is denied.



A handwritten signature in black ink, appearing to read "A. Harbison".

C.J.

FOR THE COURT

Columbia, South Carolina

December 2, 2016

cc:

James Clayton Mitchell, III, Esquire

Kathrine Haggard Hudgins, Esquire