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S.C. SUPREME COURT

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Darlington County
Court of Common Pleas
The Honorable Thomas A. Russo, Circuit Court Judge

Appellate Case No. 2015 – 002428
Lower Court Case No. 2013-CP-16-00261

CHARLTON L. HILL, SCDC# 152778,..... Petitioner,

v.

STATE OF SOUTH CAROLINA,.....Respondent.

SUPPLEMENTAL APPENDIX

LANELLE C. DURANT
SC Commission on Indigent Defense
Post Office Box 11589
Columbia, S.C. 29201

ALAN WILSON
Attorney General

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ATTORNEYS FOR RESPONDENT

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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Darlington County
Court of General Sessions

The Honorable J. Michael Baxley, Circuit Court Judge

2011-GS-16-036, 2011-GS-16-044, 2011-GS-16-042, 2011-GS-16-1335
2011-GS-16-042

The State,

Respondant,

vs.

Charlton L. Hill,

Appellant.

NOTICE OF APPEAL

The Defendant, Charlton L. Hill, appeals his convictions in the trial of this case. The Sentence was imposed by the Honorable J. Michael Baxley on April 13, 2011.



Matthew S. Swilley
4th Circuit Public Defender's Office
Attorney for Defendant
300 Russell Street, Suite 113
Darlington, SC 29532

Other Counsel of Record: John W. Holt
Asst. Solicitor
1 Public Square
Darlington, SC 29532

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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Darlington County
Court of General Sessions

The Honorable J. Michael Baxley, Circuit Court Judge

2011-GS-16-1336, 2011-GS-16-0424, 2011-GS-16-0423, 2011-GS-16-1335
2011-GS-16-0422

The State,

Respondant,

vs.

Charlton L. Hill,

Appellant.

PROOF OF SERVICE

I certify that I have served notice of appeal on John Holt in the above captioned case by placing copy of same to him in the mail with adequate postage affixed on April 26, 2011.



Matthew S. Swilley
Attorney for Defendant
4th Circuit Public Defender's Office
300 Russell Street, Suite 113
Darlington, SC 29532
Phone: 843-398-4069

RECEIVED
APR 27 2011
SC Court of Appeals

The South Carolina Court of Appeals

The State, Respondent,
v.
Charlton L. Hill, Appellant.

Appellate Case No. 2011-191446

ORDER

Respondent has filed a motion to dismiss, arguing Appellant failed to timely serve written notice of appeal on Respondent. Appellant did not file a return.

After a careful consideration, we dismiss this appeal for failure to timely serve the Notice of Appeal. See Rule 203(b)(2), SCACR (providing that a notice of appeal from a criminal conviction shall be served on all Respondents within ten days after the sentence is imposed); Rule 263(b), SCACR ("The time prescribed by these Rules for performing any act except the time for serving the notice of appeal under Rules 203 and 227 may be extended"); Mears v. Mears, 287 S.C. 168, 337 S.E.2d 206 (1985) (explaining the notice of appeal is a jurisdictional requirement, and the appellate courts have no authority to extend the time in which the notice of intent to appeal must be served).


FOR THE COURT

Columbia, South Carolina

cc:
Salley W. Elliott
Breen Richard Stevens

FILED
3-24-12 PV



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The South Carolina Court of Appeals ATTORNEY GENERALS OFFICE

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August 07, 2012

The Honorable Scott B. Suggs
1 Public Square RM B4
Darlington, SC 29532-3213

REMITTITUR

Re: The State v. Hill, Charlton
Lower Court Case No. 2011GS1600424, 2011GS1601336,
2011GS1601335, 2011GS1600422, 2011GS1600423
Appellate Case No. 2011-191446

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,

Jenny A. Kitchings

CLERK

Enclosure

cc: Salley W. Elliott
Breen Richard Stevens