



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

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February 14, 2017

Mr. W. Edgar Salter, III, Esquire
PO Box 11549
Columbia SC 29211

RECEIVED

FEB 15 2017

S.C. SUPREME COURT

Re: The State v. Devin Johnson
Appellate Case No. 2014-000766

Dear Counsel:

The Court has received your correspondence dated February 7, 2017. Our records reflect the Remittitur in this appeal is not due to be issued until February 21, 2017. Please provide this Court with a copy of the Petition for Writ of Certiorari when it is filed.

Very truly yours,

Handwritten signature of Jenny A. Kitchings in cursive script.

CLERK

cc: Alan McCrory Wilson, Esquire
Donald J. Zelenka, Esquire
Susan Barber Hackett, Esquire
Scarlett Anne Wilson, Esquire
John W. McIntosh, Esquire
The Honorable Daniel E. Shearouse



ALAN WILSON
ATTORNEY GENERAL

February 7, 2017

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211
Attention: Jacklyn

RECEIVED

FEB 07 2017

S.C. SUPREME COURT

Re: *The State v. Devin Johnson*
Appeal from Charleston County
Appellate Case No. 2014-000766

Dear Ms. Kitchings:

Respondent received the Court's Order dated January 6, 2017 denying the Respondent's Petition for Rehearing regarding the above matter. On January 11, 2017 we were advised that the January 6th Order was sent in error as the Court was still ruling on the en banc petition.

Today I received the Court's letter dated January 20, 2017 indicating that the en banc petition was rejected as well, together with another copy of the January 6, 2017 Order.

Please stay the Remittitur in this matter as Respondent intends to file a Petition for Writ of Certiorari to the South Carolina Supreme Court on or before February 21, 2017.

By copy of this letter I am notifying Appellant's counsel and all interested parties.

Thank you for your assistance in this matter.

Sincerely,

William Edgar Salter, III
Senior Assistant Attorney General

WES:dmd

cc: The Honorable Daniel E. Shearouse, South Carolina Supreme Court
Susan B. Hackett, Esq.
The Honorable Scarlett Wilson, Solicitor, Ninth Judicial Circuit
Trisha Allen, Victim Services



The South Carolina Court of Appeals

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January 20, 2017

Mr. Donald J. Zelenka, Esquire
PO Box 11549
Columbia SC 29211-1549

Ms. Susan Barber Hackett, Esquire
Division Of Appellate Defense
PO Box 11589
Columbia SC 29211-1589

Mr. W. Edgar Salter, III, Esquire
PO Box 11549
Columbia SC 29211

Re: The State v. Devin Johnson
Appellate Case No. 2014-000766

Dear Counsel:

Enclosed is a copy of an order of the panel denying your petition for rehearing. Your petition for rehearing en banc was distributed to the judges, but it has been rejected. *See* Rule 219, SCACR.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Alan McCrory Wilson, Esquire
Scarlett Anne Wilson, Esquire
John W. McIntosh, Esquire

The South Carolina Court of Appeals

The State, Respondent,

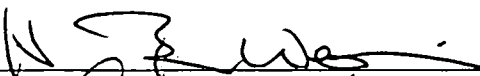


v.

Devin Johnson, Appellant.

Appellate Case No. 2014-000766

ORDER

After careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.


_____ J.

_____ J.

_____ J.

Columbia, South Carolina

cc:

Alan McCrory Wilson, Esquire
Donald J. Zelenka, Esquire
Susan Barber Hackett, Esquire
W. Edgar Salter, III, Esquire
Scarlett Anne Wilson, Esquire

FILED

January 6, 2017

John W. McIntosh, Esquire
The Honorable R. Markley Dennis, Jr.



ALAN WILSON
ATTORNEY GENERAL

January 9, 2017

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211
Attention: Jacklyn

RECEIVED

JAN -9 2017

S.C. SUPREME COURT

Re: *The State v. Devin Johnson*
Appeal from Charleston County
Appellate Case No. 2014-000766

Dear Ms. Kitchings:

Respondent has received the Court's Order dated January 6, 2017 denying the Respondent's Petition for Rehearing regarding the above matter.

Please stay the Remittitur in this matter as Respondent will be filing a Petition for Writ of Certiorari to the South Carolina Supreme Court on or before February 6, 2017.

By copy of this letter I am notifying Appellant's counsel and all interested parties.

Thank you for your assistance in this matter.

Sincerely,

William Edgar Salter, III
Senior Assistant Attorney General

WES:dmd

cc: ~~The Honorable Daniel E. Shearouse, South Carolina Supreme Court~~
Susan B. Hackett, Esq.
The Honorable Scarlett Wilson, Solicitor, Ninth Judicial Circuit
Trisha Allen, Victim Services