

# The South Carolina Court of Appeals

Mack Paul, Jr., Appellant,

v.

Mark Keel, Director, South Carolina Law Enforcement  
Division (SLED)  
and the State of South Carolina, Respondents.

Appellate Case No. 2017-000575

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## ORDER

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Appellant has filed an appeal from the circuit court's order of granting summary judgment filed on May 2, 2016. Appellant has also filed a motion to file the appeal out of time. Because Appellant failed to timely serve the notice of appeal pursuant to Rule 203(b), SCACR, Appellant's motion is denied and this appeal is dismissed. *See* Rule 263(b), SCACR (providing an appellate court cannot extend the time for serving the notice of appeal under Rule 203); *Mears v. Mears*, 287 S.C. 168, 169, 337 S.E.2d 206, 207 (1985) ("Service of the notice of intent to appeal is a jurisdictional requirement, and this Court has no authority to extend or expand the time in which the notice of intent to appeal must be served."). The remittitur will be sent as required by Rule 221(b), SCACR.

Columbia, South Carolina



FOR THE COURT

cc:

Charles Thomas Brooks, III, Esquire  
Adam L. Whitsett, Esquire  
Marcie Eubanks Greene, Esquire

**FILED**

March 30, 2017