

The South Carolina Court of Appeals

The State, Respondent,

v.

Robert Max Watkins, Appellant.

Appellate Case No. 2017-001863

ORDER

The appellant included a document with his notice of appeal which he contends is the order on appeal. This document is a letter from the office of the Solicitor to Judge Verdin inquiring whether she would like to set the pending motion for a hearing. Handwritten on the face of the letter is the following: "Denied LHV 5/23/17." Because we cannot discern whether this notation is an indication that the motion is denied or simply a denial of the Solicitor's request to decide the motion without a hearing, this appeal is dismissed without prejudice to allow the circuit court to issue a ruling on the appellant's motion. The remittitur will be sent pursuant to Rule 221(b), SCACR.

H. Bruce Wilkins

, J.

FOR THE COURT

Columbia, South Carolina

cc:

Robert M. Watkins, 243803
Elizabeth Coble Major, Esquire
John Benjamin Aplin, Esquire
Alan McCrory Wilson, Esquire
W. Walter Wilkins, Esquire
The Honorable Letitia H. Verdin

FILED

10/9/17 gwk