

The South Carolina Court of Appeals

The State, Respondent,


v.

Montre Desean Brown, Appellant.

Appellate Case No. 2017-001832

ORDER

The appellant was sentenced on August 25, 2017, and the proof of service indicates the State was served on October 4, 2017. Because the notice of appeal was not served within ten days after imposition of the sentence, this appeal is dismissed. *See State v. Devore*, 416 S.C. 115, 784 S.E.2d 690 (Ct. App. 2016) (noting the requirement of service of the notice of appeal is jurisdictional and that the Court lacks authority or discretion to rescue the delinquent party by extending or ignoring the deadline for service of the notice of appeal). We grant counsel's motion to be relieved. The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

 , J.
FOR THE COURT

Columbia, South Carolina

cc:

Montre Brown

Lauren E. Williams, Esquire

Burns Malone Wetmore, Esquire

Robert Michael Dudek, Esquire

Alan McCrory Wilson, Esquire

John Benjamin Aplin, Esquire

