

The Supreme Court of South Carolina

Joseph Wadell Dunbar, Jr., Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2017-000019

ORDER

The *pro se* motion to compel discovery is hereby stricken and dismissed.¹ *Miller v. State*, 388 S.C. 347, 697 S.E.2d 527 (2010); *Jones v. State*, 348 S.C. 13, 558 S.E.2d 517 (2002); *State v. Stuckey*, 333 S.C. 56, 508 S.E.2d 564 (1998); *Foster v. State*, 298 S.C. 306, 379 S.E.2d 907 (1989).

The motion for an extension to file a *pro se* response under *Johnson v. State* is granted until January 22, 2018. Since this is the fourth extension to file this *pro se* response,² no further extensions will be granted.

The motion for attorney to give assistance and to gather evidence is denied. Further, to the extent this motion may be construed as a request to appoint new

¹ It appears that petitioner misapprehends the nature of the proceedings before this Court. This proceeding is appellate in nature, and this Court cannot consider any evidence that was not before the post-conviction court. *Jamison v. State*, 410 S.C. 456, 765 S.E.2d 123 (2014) (affidavit that was not before the post-conviction relief court is not properly before the appellate court).

² The *pro se* response was initially due on October 20, 2017.

counsel for petitioner, the request is denied.



FOR THE COURT C.J.

Columbia, South Carolina
January 05, 2018

cc: Julie Amanda Coleman, Esquire
Laura Ruth Baer, Esquire
Mr. Joseph Wadell Dunbar, 348569