



The South Carolina Court of Appeals

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December 27, 2012

The Honorable Mary P. Brown
PO Box 219
Moncks Corner SC 29461-0219

REMITTITUR

Re: Michael Ferola v. SCDC
Lower Court Case No. 2011CP0801613
Appellate Case No. 2012-213467

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

V. Claire Allen, Deputy

CLERK

Enclosure

cc: Michael J. Ferola, 291941
James A. Stuckey, Jr.

The South Carolina Court of Appeals

Michael J. Ferola #291941, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2012-213467


The Honorable Kristi Lea Harrington
Berkeley County
Trial Court Case No. 2011CP0801613

ORDER

The appellant in this case received the order on appeal on May 31, 2012. The proof of service shows the notice of appeal was mailed to counsel for the respondent one-hundred and seventy-three (173) days after receipt of the order on appeal. Rule 203 of the South Carolina Appellate Court Rules allows thirty (30) days for this service. Further, Rule 263(b) prohibits this Court from extending the time for service of the Notice of Appeal. Therefore, the appeal is dismissed. The remittitur shall be sent as provided by Rule 221(b), SCACR.

FOR THE COURT

BY


CLERK

Columbia, South Carolina

cc:

Michael J. Ferola, 291941

James A. Stuckey, Jr.

FILED

12-6-12 *LAJ*