

The South Carolina Court of Appeals

Michael Elders, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2016-000242

ORDER

Petitioner's application for post-conviction relief was denied by Judge Edgar W. Dickson. No notice of appeal was filed. Petitioner now seeks a writ of certiorari from an order issued by Judge Brooks P. Goldsmith granting Petitioner a belated review of Judge Dickson's order pursuant to *Austin v. State*, 305 S.C. 453, 409 S.E.2d 395 (1991).

Based on the vote of the panel, the court grants the petition for a writ of certiorari from Judge Dickson's order. The court also grants the petition for a writ of certiorari on questions one and three of the petition for a writ of certiorari from Judge Goldsmith's order. The parties shall proceed to serve and file the appendix and briefs as provided by Rule 243(j), SCACR.

FOR THE COURT

BY


CLERK

Columbia, South Carolina

cc: LaNelle Cantey DuRant, Esquire
Megan Harrigan Jameson, Esquire
Michael Ray Elders, #345023

FILED

April 11, 2018 27