

The Supreme Court of South Carolina

The State, Respondent,

v.

William A. Gleaton, Appellant.

Appellate Case No. 2018-000833

Lower Court Case Nos. 2007-GS-38-00442 thru -00445

ORDER

Petitioner has provided this Court with a copy of a *pro se* proof of service indicating that he served a notice of appeal on the State on February 5, 2008. The cover letter indicates that this proof of service is related to the above criminal cases.

While the records of this Court and the South Carolina Court of Appeals fail to reveal that a notice of appeal was previously received, the copy of the proof of service bears a stamp indicating it was filed with the clerk of the circuit court on February 7, 2008. Since petitioner has not provided this Court with a copy of the notice of appeal, the proof of service has been construed as the notice of appeal.

The records filed in Appellate Court Case Number 2012-207556, indicate that petitioner entered a guilty plea in each of these cases, and was subsequently sentenced on January 23, 2008.

The notice of appeal has not been timely served on the State under Rule 203(b)(2) of the South Carolina Appellate Court Rules (SCACR), and has not been timely filed under Rule 203(d)(1)(B), SCACR. Further, appellant has failed to provide the explanation required by Rule 203(d)(1)(B)(iv), SCACR.

Accordingly, the notice of appeal is dismissed. The remittitur will be sent as provided by Rule 221, SCACR.



FOR THE COURT C.J.

Columbia, South Carolina
May 09, 2018

cc: Office of the Attorney General
W. Scott Palmer, Esquire
Mr. William A. Gleaton