



# The Supreme Court of South Carolina

DANIEL E. SHEAROUSE  
CLERK OF COURT

BRENDA F. SHEALY  
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330  
COLUMBIA, SOUTH CAROLINA  
29211

1231 GERVAIS STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1080  
FAX: (803) 734-1499  
[www.sccourts.org](http://www.sccourts.org)

June 15, 2018

The Honorable Winnifa Brown-Clark  
PO Box 9000  
Orangeburg SC 29115-9000

## REMITTITUR

Re: Amy Renee Lane v. State  
Lower Court Case No. 2015CP3800708  
Appellate Case No. 2016-002403

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,

*Daniel E. Shearouse*  
DS

CLERK

cc:

Ruston Wesley Neely, Esquire  
Wanda H. Carter, Esquire

**THIS OPINION HAS NO PRECEDENTIAL VALUE. IT SHOULD NOT BE  
CITED OR RELIED ON AS PRECEDENT IN ANY PROCEEDING  
EXCEPT AS PROVIDED BY RULE 268(d)(2), SCACR.**

**THE STATE OF SOUTH CAROLINA  
In The Supreme Court**

Amy Renee Lane, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2016-002403  
Lower Court Case No. 2015-CP-38-00708

---

Appeal From Orangeburg County  
The Honorable Edgar W. Dickson, Plea Judge  
The Honorable Benjamin H. Culbertson, Post-Conviction  
Relief Judge

---

Memorandum Opinion No. 2018-MO-023  
Submitted May 2, 2018 – Filed May 30, 2018

---

**AFFIRMED**

---

Deputy Chief Appellate Defender Wanda H. Carter, of  
Columbia, for Petitioner.

Attorney General Alan McCrory Wilson and Assistant  
Attorney General Ruston Wesley Neely, both of  
Columbia, for Respondent.

---

**PER CURIAM:** Petitioner seeks a writ of certiorari from the denial of her application for post-conviction relief (PCR). Because there is sufficient evidence to support the PCR judge's finding that petitioner did not knowingly and intelligently waive her right to a direct appeal, we grant certiorari, dispense with further briefing, and proceed with a review of the direct appeal issue pursuant to *Davis v. State*, 288 S.C. 290, 342 S.E.2d 60 (1986).

Petitioner's conviction and sentence are affirmed pursuant to Rule 220(b)(1), SCACR, and the following authorities: *S.C. Code Ann.* § 16-11-330(A) (2015) (a person convicted of armed robbery must be imprisoned for a mandatory minimum term of not less than ten years); *State v. Garner*, 304 S.C. 220, 222, 403 S.E.2d 631, 632 (1991) (where no objection to sentencing was raised at trial, any alleged error in sentencing is not properly before the Supreme Court on appeal); *State v. Jeffcoat*, 279 S.C. 167, 171, 303 S.E.2d 855, 857 (1983) (the appellate court will not disturb a sentence within statutory limits absent a showing of prejudice); *State v. Bolin*, 209 S.C. 108, 111, 39 S.E.2d 197, 198 (1946) (the Supreme Court will not correct a sentence alleged to be excessive when it is within the limits prescribed by law unless partiality, prejudice, oppression, or corrupt motive is shown).

**AFFIRMED.**

**BEATTY, C.J., KITTREDGE, HEARN, FEW and JAMES, JJ., concur.**