

The South Carolina Court of Appeals

The State, Respondent,

v.

Malik Al-Shabazz, Appellant.

Appellate Case No. 2018-001227

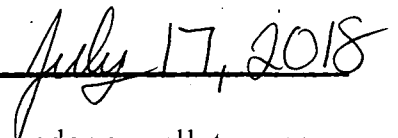
ORDER

This appeal was filed in the Supreme Court, then transferred to this Court for disposition. Counsel served the notice of appeal on June 29, 2018, which is more than ten days after imposition of the sentence. Accordingly, this appeal is dismissed.¹ See Rule 203(b)(2), SCACR ("After a plea or trial resulting in conviction or a proceeding resulting in revocation of probation, a notice of appeal shall be served on all respondents within ten (10) days after the sentence is imposed."); *State v. Devore*, 416 S.C. 115, 784 S.E.2d 690 (Ct. App. 2016) ("The requirement of service of the notice of appeal is jurisdictional, i.e. if a party misses the deadline, the appellate court lacks jurisdiction to consider the appeal and has no authority or discretion to 'rescue' the delinquent party by extending or ignoring the deadline for service of the notice."). The remittitur shall be sent pursuant to Rule 221(b) of the South Carolina Appellate Court Rules.


_____, J.
FOR THE COURT

Columbia, South Carolina

FILED



July 17, 2018

¹ We note the appellant's notice of appeal filed June 11, 2018 under appellate case number 2018-001095 remains pending at this Court.

cc:

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Malik Al-Shabazz