

The South Carolina Court of Appeals

Larry Tyler, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2016-002364

ORDER

Counsel has submitted a petition pursuant to *Johnson v. State*, 294 S.C. 310, 364 S.E.2d 210 (1988), and a motion to be relieved as counsel. We deny the motion to be relieved as counsel and direct the parties to address the following question and any other questions of arguable merit:

Was trial counsel ineffective in failing to move to sever the trial of Petitioner's charge for second-degree sexual exploitation of a minor from the trial of his remaining charges?

Petitioner shall serve and file a petition on this question within thirty days of the date of this order. Thereafter, Respondent shall have thirty days to serve and file its return.



FOR THE COURT

Columbia, South Carolina

cc: LaNelle Cantey DuRant, Esquire
Johnny Ellis James, Jr., Esquire
Larry James Tyler, #354459
The Honorable G. Thomas Cooper, Jr.

FILED

Sept. 5, 2018
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