

To The Court of Appeals  
State of South Carolina

FRANK GREEN JR. #116277  
Appellant, pro se  
vs.

State of South Carolina  
Defendant

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SEP 24 2018

S.C. SUPREME COURT

Notice of appeal

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SEP 17 2018

SC Court of Appeals

NOTICE IS HEREBY GIVEN THAT [FRANK GREEN JR. #116277, APPLICANT IN THE ABOVE NAMED CASE]. HEREBY APPEAL TO THE SOUTH CAROLINA APPELLANT COURT OF APPEALS FOR THE STATE OF SOUTH CAROLINA'S FOURTH CIRCUIT FROM THE FINAL ORDER OF DISMISSAL ENTERED IN THIS ACTION ON THE 7 DAY OF September 2018

DATE: 9/7/2018

S/ Frank Green

pro se applicant  
Frank Green Jr. #116277  
430 Oakdown Rd  
Pelzer, SC 29669

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P.C.I. MAILROOM

Tamara Conwell 9/7/18

My Commission Expires  
September 25, 2023

In the Court of Appeals  
State of South Carolina

Frank Green Jr. #116977  
Appellant, pro se  
vs.

State of South Carolina  
Defendant

In the Court of Appeals  
State of South Carolina

2016-CP-09-09833

Certificate of Service

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SC Court of Appeals

I, Frank Green Jr. #116977, do hereby certify that I have served upon the Court of Appeals for South Carolina, a copy of my notice of appeal, on behalf of myself, the Applicant by mailing a copy of the same by United States Postal Services in Petzer, S.C. 29664 with proper postage affixed to the following address:

Office of the Clerk  
9<sup>th</sup> Judicial Circuit  
P.O. Box 583  
Aiken, S.C. 29801-0583

S/ Frank Green

pro se applicant  
430 Oaklawn Rd.  
Petzer, S.C. 29664

Dated: 9/7/2018

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SEP 07 2018

P.C.I. MAILROOM

Tamara Conwell 9/7/18

My Commission Expires  
September 25, 2023

STATE OF SOUTH CAROLINA )  
COUNTY OF AIKEN )  
Frank Green, Jr., #116977, )  
Applicant, )  
v. )  
State of South Carolina, )  
Respondent. )

IN THE COURT OF COMMON PLEAS  
SECOND JUDICIAL CIRCUIT

2016-CP-02-02833

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SEP 24 2018

**FINAL ORDER OF DISMISSAL**  
S.C. SUPREME COURT

This matter comes before the Court by way of an application for post-conviction relief ("PCR") filed December 22, 2016. Respondent made its Return and Motion to Dismiss on November 9, 2017, requesting the application be summarily dismissed based upon the expiration of the statute of limitations, successiveness, and failure to make a valid claim of lack of subject matter jurisdiction.

Pursuant to this request, and after reviewing the pleadings in this matter and all of the records attached thereto, this Court issued a Conditional Order of Dismissal signed December 20, 2017 and filed January 16, 2018, provisionally denying and dismissing this action, while giving Applicant twenty days from the date of service of said Order in which to show why the dismissal should not become final. Applicant was served with the Order on June 4, 2018, as evidenced by the attached Affidavit of Service.

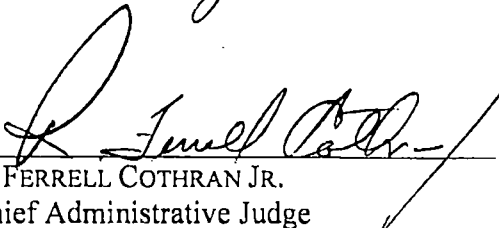
On December 4, 2017, Applicant filed "Applicant's Contemporaneous Objection in Response to the Conditional Order of Dismissal," dated November 30, 2017. Additionally, on June 14, 2018, Applicant filed "Applicant's Objection to the Respondent's Conditional Order of Dismissal," dated June, 2018. This Court has reviewed Applicant's responses and finds all of Applicant's objections are meritless. Applicant has failed to show that he should be entitled to a

hearing on his untimely PCR application. Accordingly, this Court finds that Applicant has failed to provide sufficient reason why the Conditional Order of Dismissal should not become final.

**IT IS THEREFORE ORDERED** that, for the reasons set forth in this Court's Conditional Order of Dismissal, the PCR application is hereby denied and dismissed with prejudice.

This Court hereby advises Applicant that he must file and serve a Notice of Appeal within thirty days of the service of this Order to secure appellate review. See Rule 203, SCACR. Applicant's attention is directed to Rule 227, SCACR., for the procedures following the filing and service of the notice of appeal.

**AND IT IS SO ORDERED** this 9 day of Aug, 2018.

  
R. FERRELL COTHRAN JR.  
Chief Administrative Judge  
Third Judicial Circuit

Manning, South Carolina.

FRANK SICKENK. 91164111  
430 OAKLAWN Rd.  
Peltzer, S.C. 29664

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The South Carolina Court of Appeals  
Post Office Box 11629  
Colum Bin, South Carolina 29211

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SEP 17 2018  
SC Court of Appeals

Att: Clerk of the Court

LEGAL MAIL