

The South Carolina Court of Appeals

Jessie James Robinson, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2017-001688

ORDER

Petitioner's application for post-conviction relief was denied by Judge John C. Hayes, III. No notice of appeal was filed. Petitioner now seeks a writ of certiorari from an order issued by Judge Paul M. Burch granting Petitioner a belated review of Judge Hayes's order pursuant to *Austin v. State*, 305 S.C. 453, 409 S.E.2d 395 (1991).

Based on the vote of the panel, the court grants the petition for a writ of certiorari from Judge Burch's order, dispenses with further briefing, and proceeds with an *Austin* review of Judge Hayes's order.

Petitioner's counsel asserts that the petition is without merit and requests permission to withdraw from further representation. Petitioner has filed a pro se petition.

Based on the vote of the panel after careful consideration of the entire appendix as required by *Johnson v. State*, 294 S.C. 310, 364 S.E.2d 201 (1988), the petition for a writ of certiorari is denied and counsel's request to withdraw is granted.

FOR THE COURT

BY Jay A. Kite
CLERK

FILED

Oct. 24, 2018

Columbia, South Carolina

cc:

Robert M. Pachak, Esquire

Janell Gregory, Esquire

Jessie James Robinson, 166280

The Honorable John C. Hayes, III

The Honorable Paul M. Burch