



The Supreme Court of South Carolina

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December 21, 2018

Mr. Louis E. Fuller, 253694
McCormick Correctional Institution
386 Redemption Way
McCormick SC 29899

Re: Louis Fuller v. State
Appellate Case No. 2018-002237
Lower Court Case No. 2016CP2000028

Dear Mr. Fuller:

This Court has received petition for a writ of certiorari dated December 14, 2018. Since review in a post-conviction relief case is commenced by serving and filing a notice of appeal under Rule 243 of the South Carolina Appellate Court Rules (SCACR), this petition has been construed as a notice of appeal.

This matter has been assigned the appellate case number that appears above. Please use this number on all future correspondence relating to this matter.

All parties to this matter are advised that all filings must comply with the requirements of Rule 267 of the South Carolina Appellate Court Rules (SCACR). The SCACR are available online at www.sccourts.org/courtreg. Additionally, any filings submitted by counsel admitted in South Carolina must include counsel's bar number.

The attention of the parties is directed to the order relating to the inclusion of personal data identifiers and other sensitive information in documents filed with the Supreme Court of South Carolina and the South Carolina Court of Appeals. The order can be found at

www.sccourts.org/courtOrders/displayOrder.cfm?orderNo=2014-04-15-02. Please note that the responsibility for insuring that information is redacted or sealed as required by this order rests with counsel and the parties. This office will not review filings for redaction or to determine if materials should be sealed.

For this matter to proceed, it will be necessary for you to provide this Court with the following within twenty (20) days of the date of this letter:

- (1) A proof of service showing that a copy of the notice of appeal has been served on the counsel for the state as required by Rules 243(b) and 203(d)(1)(B)(i), SCACR. I have enclosed a sample proof of service.
- (2) Since the order of the circuit court determined that this action is barred as being successive and/or as being untimely under the statute of limitations,¹ Rule 243(c), SCACR, requires you to provide a written explanation as to why this determination was improper. This explanation must contain sufficient facts, argument and citation to legal authority to show that there is an arguable basis for asserting that the determination by the lower court was improper. The failure to make a sufficient showing may result in the dismissal of this matter. If you would like this Court to consider the petition for a writ of certiorari as your explanation, you may simply advise this Court to consider the petition as your explanation.

Very truly yours,



CLERK

cc: Samuel Leonard Key, Esquire

¹ While you did not provide this Court with a copy of the order under appeal, this Court has obtained a copy of the circuit court order dated August 25, 2018.