



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

January 14, 2019

Derrick J. Miles
Greenville County Detention Center
20 McGee Street
Greenville, SC 29601

RECEIVED

JAN 14 2019

S.C. SUPREME COURT

Dear Mr. Miles:

The Court received your correspondence dated January 9, 2019. We are responding on behalf of Judge McDonald because she is currently a judge of the Court of Appeals and she no longer has jurisdiction over your case. Our records reflect the Supreme Court issued the enclosed opinion on June 21, 2017, then sent the remittitur on July 7, 2017. The sending of remittitur ends appellate jurisdiction. Accordingly, we will take no further action on your filings.

Very truly yours,


CLERK

Cc: Wanda H. Carter, Esquire
Alan McCrory Wilson, Esquire
~~The Honorable Daniel E. Shearouse~~
The Honorable Leah Guerry Dupree

THIS OPINION HAS NO PRECEDENTIAL VALUE. IT SHOULD
NOT BE CITED OR RELIED ON AS PRECEDENT IN ANY
PROCEEDING EXCEPT AS PROVIDED BY RULE 268(d)(2), SCACR.

THE STATE OF SOUTH CAROLINA
In The Supreme Court

Derrick J. Miles, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2015-001997
Lower Court Case No. 2013-CP-08-02847

ON WRIT OF CERTIORARI

Appeal From Berkeley County
The Honorable Roger E. Henderson, Circuit Court Judge

Memorandum Opinion No. 2017-MO-012
Submitted May 31, 2017 – Filed June 21, 2017

REMANDED

Deputy Chief Appellate Defender Wanda H. Carter, of
Columbia, for Petitioner.

Attorney General Alan Wilson and Assistant Attorney
General Alicia A. Olive, both of Columbia, for
Respondent.

PER CURIAM: Petitioner seeks a writ of certiorari from the denial of his application for post-conviction relief. The petition for a writ of certiorari is granted. We dispense with further briefing and direct the court of general sessions to determine if, in its discretion, petitioner should be given credit for time served on house arrest. *See* S.C. Code Ann. § 24-13-40 (Supp. 2016) (stating sentence credit "may be given for any time spent under monitored house arrest").

REMANDED.

BEATTY, C.J., KITTREDGE, HEARN, FEW and JAMES, JJ.,

concur.