



The Supreme Court of South Carolina

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CLERK OF COURT

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January 23, 2019

Mr. Ernest Battle, #165247
MacDougall Correctional Institution
1516 Old Gilliard Road
Ridgeville SC 29472

Re: Ernest Battle v. State
Appellate Case No. 2019-000085
Lower Court Case No. 2017CP1003023

Dear Mr. Battle:

This Court has received your notice of appeal, and the case has been assigned the appellate case number that appears above. Please use this number on all future correspondence relating to this matter.

While you did not provide a copy of the conditional order of dismissal filed on September 20, 2017, or a copy of the order of dismissal filed January 8, 2019, this Court has obtained a copy of these documents from the public case index for Charleston County.

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.

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, Rule 243(c) of the South Carolina Appellate Court Rules 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.

Please provide the explanation required by Rule 243(c) within twenty (20) days of the date of this letter.

Very truly yours,

A handwritten signature in black ink, appearing to be a stylized name, possibly "D. [unclear]".

CLERK

cc: Benjamin Hunter Limbaugh, Esquire