

The South Carolina Court of Appeals

Robert Troy Taylor, Respondent-Petitioner,

v.

State of South Carolina, Petitioner-Respondent.

Appellate Case No. 2016-000615

ORDER

This matter is before the court on cross-petitions for a writ of certiorari following the partial grant of Respondent-Petitioner's application for post-conviction relief (PCR). Based on the vote of the panel, Petitioner-Respondent's petition for a writ of certiorari is denied. Respondent-Petitioner's petition is granted as to the following issue:

Did the PCR court err by failing to find trial counsel ineffective for not arguing against the imposition of a sentence of life imprisonment without the possibility of parole "based upon Rule 404(b), SCRE, and [section] 17-25-50 [of the South Carolina Code] (2003)," which resulted in the issue being unpreserved for appellate review?

Respondent-Petitioner's petition is otherwise denied. The parties shall proceed to serve and file the appendix and briefs as provided by Rule 243(j), SCACR.

FOR THE COURT

BY


CLERK

Columbia, South Carolina

cc: Tricia A. Blanchette, Esquire
Megan Harrigan Jameson, Esquire

FILED

Jan. 25, 2019