

The South Carolina Court of Appeals

Joseph Hugo Gibbs, Appellant,

v.

State of South Carolina, Respondent.

Appellate Case No. 2018-002271

ORDER

Appellant has filed a notice of appeal from a habeas corpus proceeding in which the circuit court determined that habeas corpus relief was improper because the issues could have been raised in a timely application under the Post-Conviction Relief Act. Pursuant to Rule 203(d)(1)(B)(vi), SCACR, Appellant was required to provide a written explanation to this Court as to why the circuit court's determination was improper. Appellant's notice of appeal contained an explanation, but the explanation does not "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." Rule 203(d)(1)(B)(vi), SCACR. Accordingly, the appeal is dismissed. The remittitur will be sent as provided in Rule 221, SCACR.


FOR THE COURT

Columbia, South Carolina

cc:

Joseph Hugo Gibbs, 185709

Christian Saville, Esquire

FILED

February 6, 2019