

The South Carolina Court of Appeals

The State, Respondent,

v.

Robert Koon, Appellant.

Appellate Case No. 2012-213088

ORDER

This appeal was dismissed due to Appellant's failure to serve and file the notice of appeal on Respondent within ten days after imposition of the sentence. Appellant has filed a petition for rehearing, stating the dismissal was in error because he was appealing an order denying a motion to arrest sentence, which he timely served. This Court rescinds its October 8, 2012 order of dismissal. However, this appeal shall be dismissed for the same reasons provided in the Supreme Court of South Carolina order of September 20, 2012.


FOR THE COURT

Columbia, South Carolina

cc:
Salley W. Elliott

FILED

1/30/13 AT