



# The Supreme Court of South Carolina

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POST OFFICE BOX 11330  
COLUMBIA, SOUTH CAROLINA  
29211  
1231 GERVAIS STREET  
COLUMBIA, SOUTH CAROLINA 29201  
TELEPHONE: (803) 734-1080  
FAX: (803) 734-1499  
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May 13, 2019

The Honorable Rhonda Dale McElveen  
PO Box 723  
Barnwell SC 29812-0723

## REMITTITUR

Re: Demetrius Smalls v. State  
Lower Court Case No. 2015CP0600380  
Appellate Case No. 2017-000850

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

CLERK

cc:  
Kathrine Haggard Hudgins, Esquire  
Deborah R.J. Shupe, Esquire  
Demetrius D. Smalls, 344584

**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.**

Demetrius Smalls, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2017-000850

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**ON WRIT OF CERTIORARI**

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Appeal from Barnwell County  
Maite Murphy, Circuit Court Judge

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Memorandum Opinion No. 2019-MO-022  
Submitted April 15, 2019 – Filed April 24, 2019

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**CERTIORARI DISMISSED AS IMPROVIDENTLY  
GRANTED**

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Appellate Defender Kathrine Haggard Hudgins, of  
Columbia, for Petitioner.

Attorney General Alan McCrory Wilson, Senior  
Assistant Deputy Attorney General Deborah R.J. Shupe,  
both of Columbia, for Respondent.

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**PER CURIAM:** We issued a writ of certiorari to review the post-conviction relief (PCR) court's denial of Petitioner Demetrius Smalls' application for PCR. We now dismiss the writ as improvidently granted.

**DISMISSED AS IMPROVIDENTLY GRANTED.**

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