

The South Carolina Court of Appeals

Tyrone Perry, #307793, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2019-000086

ORDER

The motion to proceed *in forma pauperis* is denied pursuant to *Ex parte Martin*, 321 S.C. 533, 471 S.E.2d 134 (1995). The filing fee must be paid within fifteen days of the date of this order.



FOR THE COURT

Columbia, South Carolina

cc:

Tyrone Perry, #307793

Kyle David McGann, Esquire

FILED

5/3/19



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

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June 10, 2019

Tyrone Perry, #307793
Perry Correctional Institution
430 Oaklawn Road
Pelzer SC 29669

Re: Tyrone Perry v. SCDC
Appellate Case No. 2019-000086

Dear Mr. Perry:

The Court is in receipt of your correspondence dated May 11, 2019. The Court declines to rule upon your filing, which was forwarded to this Court for action from the South Carolina Supreme Court, because we construe it as a petition for rehearing of this Court's May 3, 2019 order. Since the May 3, 2019 order did not have the effect of finally deciding this appeal, we decline to take any further action on the filing pursuant to Rule 221(c), SCACR.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Kyle David McGann, Esquire

The South Carolina Court of Appeals

Tyrone Perry, #307793, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2019-000086

The Honorable Alison Renee Lee
Richland County
Trial Court Case No. 2015CP4006787

ORDER

Appellant has failed to pay the filing fee for the notice of appeal, as required by Rule 203(d)(1)(B)(iii) of the South Carolina Appellate Court Rules and this Court's order dated May 3, 2019. Accordingly, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

FOR THE COURT

BY V. Claire Allen, Deputy
CLERK

Columbia, South Carolina

cc:

Tyrone Perry, #307793

Kyle David McGann, Esquire

FILED
June 10, 2019

The South Carolina Court of Appeals

Tyrone Perry, #307793, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2019-000086

ORDER

This court construes Appellant's motions together as a petition to rehear the dismissal of this appeal. After careful consideration of the petition for rehearing, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.

Thomas C. Hill

J.

Paul D. Thomas

J.

A. Ke

J.

Columbia, South Carolina

cc:

Tyrone Perry, #307793

Kyle David McGann, Esquire

Daniel R Settana, Jr., Esquire

FILED

July 31, 2019

The Supreme Court of South Carolina

Tyrone Perry, #307793, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2019-000992

Lower Court Case No. 2015CP4006787

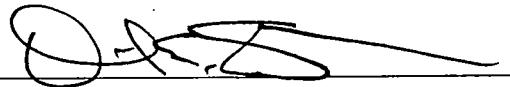
ORDER

Petitioner has filed a notice of appeal seeking review of the decision of the Court of Appeals in Appellate Court Case Number 2019-000086. Since a decision of the Court of Appeals is reviewed by serving and filing a petition for a writ of certiorari under Rule 242 of the South Carolina Appellate Court Rules (SCACR), this notice of appeal has been construed as a petition for a writ of certiorari.

Based on the failure of the petitioner to serve and file a petition for a writ of certiorari and an appendix having the content specified by Rules 242(d) and (e), the petition for a writ of certiorari is dismissed.

FOR THE COURT

BY



CLERK

Columbia, South Carolina

June 19, 2019

cc: Kyle David McGann, Esquire
Mr. Tyrone Perry, #307793
The Honorable Jenny Abbott Kitchings