



The Supreme Court of South Carolina

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October 18, 2019

The Honorable Scott B. Suggs
1 Public Sq Rm B4
Darlington SC 29532-3213

REMITTITUR

Re: Kristopher Berry v. State
Lower Court Case No. 2013CP1601002
Appellate Case No. 2017-000100

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
Johnny Ellis James, Jr., Esquire

**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**

Kristopher Wilmont Berry, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2017-000100

ON WRIT OF CERTIORARI

Appeal From Darlington County
Roger E. Henderson, Circuit Court Judge

Opinion No. 2019-MO-037
Submitted September 16, 2019 – Filed October 2, 2019

**CERTIORARI DISMISSED AS IMPROVIDENTLY
GRANTED**

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

Attorney General Alan McCrory Wilson, Senior Assistant
Deputy Attorney General Megan Harrigan Jameson, and

Assistant Attorney General Johnny Ellis James, Jr., of
Columbia, for Respondent.

PER CURIAM: We issued a writ of certiorari to review the PCR court's decision dismissing Petitioner's Application for Relief. We now dismiss the writ as improvidently granted.

DISMISSED AS IMPROVIDENTLY GRANTED.

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