



The Supreme Court of South Carolina

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CLERK OF COURT

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December 19, 2019

The Honorable Harold P. Welborn, Jr.
PO Box 215
Pickens SC 29671-0215

REMITTITUR

Re: Gary Z. Thomas v. The State
Lower Court Case No. 2018CP3901276
Appellate Case No. 2019-001946

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 along is enclosed.

Very truly yours,



DEPUTY CLERK

cc:
Taylor Zane Smith, Esquire
Gary Zachariah Thomas, 310751

The Supreme Court of South Carolina

Gary Z. Thomas, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2019-001946
Lower Court Case No. 2018CP3901276

ORDER

Petitioner has failed to provide a copy of the order or judgment on appeal,¹ or to provide a proof of service showing that a copy of the notice of appeal has been served on opposing counsel as required by Rule 243(b) and 203(d)(1)(B)(i) and (ii) of the South Carolina Appellate Court Rules (SCACR). Accordingly, the notice of appeal is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

FOR THE COURT

BY



CLERK

Columbia, South Carolina
December 3, 2019

cc: Taylor Zane Smith, Esquire
Mr. Gary Zachariah Thomas, 310751

¹ The public case index fails to show that final decision has been filed in this case. Until a final decision is filed, any appeal is premature. *Lewis v. State*, 368 S.C. 630, 630 S.E.2d 464 (2006) ("only a final decision or judgment in a post-conviction relief action is subject to review.").