

The South Carolina Court of Appeals

Johnny Jones, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2017-000849

ORDER

Petitioner's application for post-conviction relief was denied by Judge Thomas A. Russo. No notice of appeal was filed. Petitioner now seeks a writ of certiorari from an order issued by Judge Roger E. Henderson granting Petitioner a belated review of Judge Russo's order pursuant to *Austin v. State*, 305 S.C. 453, 409 S.E.2d 395 (1991).

The panel voted to grant the petition for writ of certiorari from Judge Henderson's order, dispense with further briefing, and conduct an *Austin* review of Judge Russo's order.

Based on the vote of the panel, the petition for a writ of certiorari from Judge Russo's order is denied.

FOR THE COURT

BY

V. Claire Allen, Deputy
CLERK

Columbia, South Carolina

cc:

Johnny Ellis James, Jr., Esquire

Lara Mary Caudy, Esquire

The Honorable Thomas A. Russo

Johnny Jones

FILED

March 24, 2020