

The Supreme Court of South Carolina

Michael A. Dukes, Petitioner,

v.

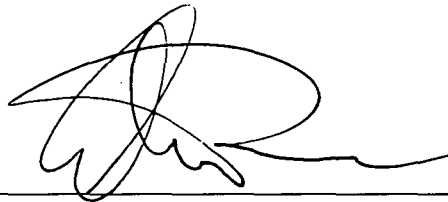
State of South Carolina, Respondent.

Appellate Case No. 2013-000180

ORDER

Petitioner's counsel has advised this Court that he cannot provide the explanation required by Rule 243(c), SCACR. Although counsel has advised petitioner of his right to submit a pro se explanation under Dennison v. State, 371 S.C. 221, 639 S.E.2d 35 (2006), petitioner has not filed a pro se explanation.

Accordingly, based on the failure of petitioner to show that there is an arguable basis for asserting that the determination by the lower court was improper, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.



FOR THE COURT

J.

Columbia, South Carolina
March 8, 2013

cc: Heather Michelle Cannon, Esquire
Tyson A. Johnson, Sr., Esquire
Mr. Michael A. Dukes, 00311176