

The Supreme Court of South Carolina

Adrian McCray, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2020-000738

Lower Court Case No. 2016CP4500244

ORDER

Petitioner has failed to provide a copy of the order under appeal as required by Rules 243(b) and 203(d)(1)(B)(ii) of the South Carolina Appellate Court Rules.¹ Accordingly, this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

FOR THE COURT

BY  _____
CLERK

Columbia, South Carolina
May 14, 2020

cc: Kenneth R. Young, Jr., Esquire
Brianna Lynn Schill, Esquire

¹ The public case index for Williamsburg County fails to show that a final order has been filed in this case. The time to serve the notice of appeal cannot begin to run until the order is entered in the lower court. *See* Rule 203(b)(1), SCACR (time to serve notice of appeal runs from receipt of written notice of entry of order or judgment); *see also Russell v. Wachovia Bank, N.A.*, 370 S.C. 5, 633 S.E.2d 722 (2006) ("An order is not final until it is entered by the clerk of court; and until the order or judgment is entered by the clerk of court, the judge retains control of the case.").