

The South Carolina Court of Appeals

James Dawkins, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2017-001534

ORDER

Petitioner's application for post-conviction relief was denied by Judge J. Derham Cole. No notice of appeal was filed. Petitioner now seeks a writ of certiorari from an order issued by Judge Roger L. Couch granting Petitioner a belated review of Judge Cole'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 Couch's order, dispense with further briefing, and conduct an *Austin* review of Judge Cole's order.

Petitioner's counsel asserts that the petition from Judge Cole's order is without merit and requests permission to withdraw from further representation. Petitioner has filed a pro se petition.

Based on the vote of the panel, after careful consideration of the entire appendix and Petitioner's pro se petition as required by *Johnson v. State*, 294 S.C. 310, 364 S.E.2d 201 (1988), the petition for a writ of certiorari is denied and counsel's request to withdraw is granted.

FOR THE COURT

BY V. Claire Allen
CLERK

FILED
Jun 17 2020

Columbia, South Carolina

cc:

Taylor Davis Gilliam, Esquire
Johnny Ellis James, Jr., Esquire
James Dawkins, 345172
The Honorable Roger L. Couch