

The South Carolina Court of Appeals

Jovan Mitchell, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2018-001004

ORDER

Counsel has submitted a petition pursuant to *Johnson v. State*, 294 S.C. 310, 364 S.E.2d 210 (1988), and a motion to be relieved as counsel. We deny the motion to be relieved as counsel and direct the parties to address the following question and any other questions of arguable merit:

Did the PCR court erred by dismissing Petitioner's ineffective assistance of counsel claim, in which Petitioner alleged trial counsel failed to object to the trial court charging the jury on the charge of grand larceny \$1,000 to \$5,000?

Petitioner shall serve and file a petition on this question within thirty days of the date of this order. Thereafter, Respondent shall have thirty days to serve and file its return.


FOR THE COURT

Columbia, South Carolina

FILED
Aug 03 2020

cc:

David Alexander, Esquire

Brianna Lynn Schill, Esquire

Jovan A. Mitchell

The Honorable J. Mark Hayes, II