

The South Carolina Court of Appeals

Jermaine Mayweathers, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2017-002102

ORDER

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

Based on the vote of the panel, the court grants the petition for a writ of certiorari from Judge Russo's order, dispenses with further briefing, and proceeds with an *Austin* review of Judge Seals's order.

After *Austin* review, the petition for a writ of certiorari from Judge Seals's order is denied.

FOR THE COURT

BY V. Claire Allen
CLERK

Columbia, South Carolina

cc:

FILED
Oct 01 2020

Lindsey Ann McCallister, Esquire
Dayne C. Phillips, Esquire
The Honorable Thomas A. Russo