

# The Supreme Court of South Carolina

Alfonzo Alexander, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2020-001549

Lower Court Case No. 2016CP0100355

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## ORDER

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This matter is dismissed without prejudice pursuant to *Hudson v. Hudson*, 290 S.C. 215, 349 S.E.2d 341 (1986) (providing for the dismissal of a notice of appeal without prejudice pending resolution of post-trial motions).<sup>1</sup> The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

FOR THE COURT

BY



DEPUTY CLERK

Columbia, South Carolina  
December 2, 2020

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<sup>1</sup> The Public Index for Abbeville County indicates the Honorable Thomas A. Russo issued an order denying petitioner's application for post-conviction relief on March 30, 2020. Petitioner filed a post-trial motion on April 6, 2020, and the State filed a return on May 7, 2020. In his notice of appeal, petitioner acknowledges the post-trial motion remains pending, indicating that Judge Russo did not rule on the motion prior to his retirement. In light of this, a copy of this order is being provided to the Chief Administrative Judge for Common Pleas for the Eight Judicial Circuit so that he can be aware of the delay in this case.

cc: Carson McCurry Henderson, Esquire  
Brianna Lynn Schill, Esquire  
The Honorable Eugene C. Griffith Jr.