

STATE OF SOUTH CAROLINA)
)
COUNTY OF DORCHESTER)

Nathaniel Muhammad, #307236,)
)
Applicant,)
)
v.)
)
State of South Carolina,)
)
Respondent.)

IN THE COURT OF COMMON PLEAS
FOR THE FIRST JUDICIAL CIRCUIT

Case No. 2018-CP-18-1827

FINAL ORDER OF DISMISSAL

RECEIVED

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SC Court of Appeals

This matter comes before the Court by way of an application for post-conviction relief (PCR) filed October 15, 2018. Respondent made its return on October 30, 2019, requesting the application be summarily dismissed based upon the expiration of the statute of limitations, the presumption against successive PCR applications, and for failing to make a prima facie case of newly discovered evidence.

Pursuant to this request, and after reviewing the pleadings in this matter and all of the records attached thereto, this Court issued a Conditional Order of Dismissal signed February 3, 2020, and filed February 7, 2020, provisionally denying and dismissing this action, while giving Applicant twenty days from the date of service of said Order in which to show why the dismissal should not become final. Attached to this Final Order and incorporated herein by reference is an Affidavit of Service dated February 27, 2020, serving the above-mentioned Conditional Order of Dismissal on Applicant.

Applicant has failed to respond to either Respondent's motion to dismiss or this Court's Conditional Order of Dismissal. Therefore, this Court finds a sufficient reason has not been shown

why the Conditional Order of Dismissal should not become final.

IT IS THEREFORE ORDERED that, for the reasons set forth in this Court's Conditional Order of Dismissal, the PCR application is hereby denied and dismissed with prejudice.

AND IT IS SO ORDERED this 17 day of Dec., 2020.

Maite Murphy

MAITE MURPHY
Chief Administrative Judge
First Judicial Circuit

St. George, South Carolina.