

The Supreme Court of South Carolina

Levi Bing Jr., Petitioner,

v.

State of South Carolina, Respondent.

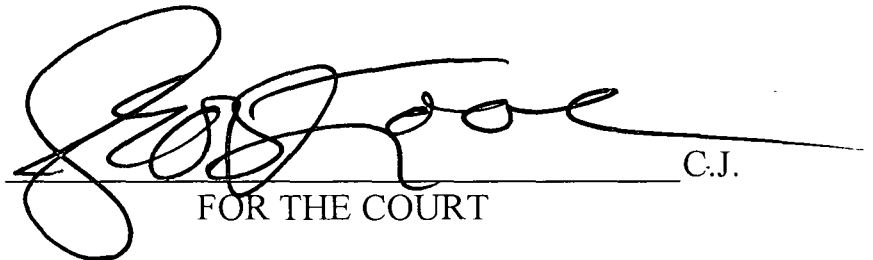
Appellate Case No. 2013-000637

ORDER

Petitioner seeks review of the denial of relief under Rule 60(b) of the South Carolina Rules of Civil Procedure. In addition to any questions which petitioner may raise in the petition for a writ of certiorari, petitioner shall address the following question in the petition:

Can an allegation of ineffective assistance of trial counsel be raised to the circuit court for the first time by a motion under Rule 60(b) of the South Carolina Rules of Civil Procedure, or must such an allegation be raised by filing a new application for post-conviction relief?

In this regard, the parties' attention is directed to the case of *Hendricks v. State*, 387 S.C. 221, 692 S.E.2d 892 (2010).



C.J.
FOR THE COURT

Columbia, South Carolina
April 3, 2013

cc: Tricia A. Blanchette, Esquire
Megan Elizabeth Harrigan, Esquire