

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Marion County

Michael G. Nettles, Circuit Court Judge

Case No. 2018-CP-33-0721

Ronald CEO # 258464,

PETITIONER,

v.

State of South Carolina,

RESPONDENT.

NOTICE OF APPEAL

The Petitioner Ronald CEO # 258464 appeals the Order of the Honorable Michael G. Nettles signed March 15, 2021. The Petitioner received a copy of the order on April 2, 2021.

Michael D. Davidson
Assistant Attorney General
P.O. Box 11549
Columbia, S.C. 29211

Attorney for Respondent

Ronald CEO
Petitioner

Date: April 22, 2021

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S.C. SUPREME COURT

STATE OF SOUTH CAROLINA)
COUNTY OF MARION)
))
Ronald Ceo, #258464,)
))
Applicant)
))
v.)
))
State of South Carolina,)
))
Respondent.)
_____)

IN THE COURT OF COMMON PLEAS
FOR THE TWELFTH JUDICIAL CIRCUIT

Case No.: 2018-CP-33-0721

FINAL ORDER OF DISMISSAL

MARION COUNTY SC
CHRISTY MERRAY
CLERK OF COURT

2021 MAR 26 AM 8:50

FILED

This matter comes before the Court pursuant to an application for post-conviction relief filed by Ronald Ceo (Applicant) November 1, 2018. Respondent made its Return and Motion to Dismiss on October 26, 2020, requesting the application be summarily dismissed.

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 filed December 21, 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 19, 2021, serving the above-mentioned Conditional Order of Dismissal on the Applicant.

Applicant filed response on November 2, 2020. In his response, Applicant argues Respondent's statute of limitation's claim is moot, citing section 17-27-45(c) of the South Carolina Code. Specifically, Applicant claims he filed his PCR within one year of discovering he would be required to do community supervision. However, the record reflects Applicant's claim regarding his sentence and community supervision is correctly barred by the statute of limitations because Applicant raised a similar claim to the one he raises now in his 2004 Federal Habeas Petition (4:04-

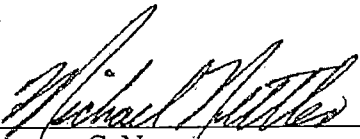
cv-00213-RBH). Therefore, this Court finds Applicant's claim that he discovered the information regarding community supervision within a year of filing this action is without merit.


This Court has reviewed Applicant's response to the Conditional Order of Dismissal in its entirety, in conjunction with the original pleadings, and 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 application for post-conviction relief is hereby denied and dismissed with prejudice.

This Court hereby advises Applicant he must file and serve a Notice of Appeal within thirty days of the service of this Order to secure appellate review. See Rule 203, SCACR. Applicant's attention is directed to Rule 243, SCACR, for the procedures following the filing and service of the notice of appeal.

AND IT IS SO ORDERED this 15 day of March, 2021.


MICHAEL G. NETTLES
Chief Administrative Judge
Twelfth Judicial Circuit Court


_____, South Carolina

FILED
2021 MAR 26 AM 8:50
MARION COUNTY
CHRISTY M. GRAY
CLERK OF COURT
2018-CP-320721