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SC Court of Appeals

The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
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V. CLAIRE ALLEN
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May 12, 2021

Ms. Melissa Anne Inzerillo, Esquire
Moss Justice Center
1675 York Hwy.
York SC 29745

Re: The State v. Travis L. Gathers
Appellate Case No. 2021-000255

Dear Counsel:

Previous correspondence to appellant's address has been returned undeliverable, accordingly the Court is sending this letter to a new address. Enclosed is the decision of the Court. The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

Very truly yours,

V. Claire Allen

CLERK

cc: Travis Gathers
Christopher Wayne Epting, Esquire
Robert Michael Dudek, Esquire
Alan McCrory Wilson, Esquire
William M. Blich, Jr., Esquire

The South Carolina Court of Appeals

The State, Respondent,

v.

Travis Lamont Gathers, Appellant.

Appellate Case No. 2021-000255

ORDER

This appeal arises out of an order of the circuit court dated February 25, 2021. The proof of service provided with the notice of appeal shows service on the Respondent on March 30, 2021. Because the notice of appeal was not timely served, the appeal is dismissed. *See State v. Devore*, 416 S.C. 115, 119, 784 S.E.2d 690, 692 (Ct. App. 2016) (noting timely service of the notice of appeal is a jurisdictional requirement); Rule 203(b)(2), SCACR ("[A] notice of appeal shall be served on all respondents within ten (10) days after receipt of written notice of entry of the order or judgment."). The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.


FOR THE COURT

Columbia, South Carolina

cc:

Travis Gathers

Melissa Anne Inzerillo, Esquire

Christopher Wayne Epting, Esquire

Robert Michael Dudek, Esquire

Alan McCrory Wilson, Esquire
William M. Blich, Jr., Esquire

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South Carolina Court of Appeals

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SC Court of Appeals

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