

# The Supreme Court of South Carolina

Sylvester Toomer, Petitioner,

v.

State of South Carolina, Respondent.

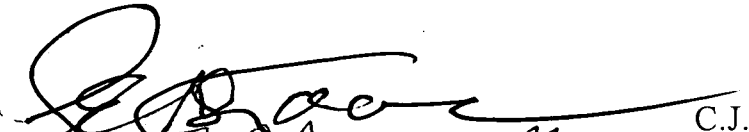
Appellate Case No. 2011-192933

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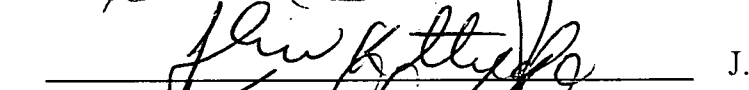
## ORDER

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This matter is before the Court on a petition for a writ of certiorari. The petition for a writ of certiorari is denied on petitioner's Question I. Because the evidence shows petitioner did not knowingly and intelligently waive his right to a direct appeal, we grant the petition on petitioner's Question II, dispense with further briefing, and order the parties to brief the direct appeal issues raised by petitioner in his Statement of Direct Appeal Issues. The parties shall proceed to serve and file the appendix and briefs as provided by Rule 243(j), SCACR.

 C.J.

 J.

 J.

 J.

Pleicones, J., not participating

Columbia, South Carolina

April 16, 2013

cc:

Wanda H. Carter

Ashleigh Rayanna Wilson