

**THE STATE OF SOUTH CAROLINA
In The Supreme Court**

**APPEAL FROM RICHLAND COUNTY
Court of Common Pleas
Hon. L. Casey Manning, Circuit Court Judge**

Case No. 2019-CP-40-0173

Vincent Boseman..... Appellant-Petitioner,
v.
The State of South Carolina..... Appellee-Respondent.

NOTICE OF APPEAL

This Notice is hereby given that Appellant-Petitioner, Vincent Boseman, in the above-name case, hereby appeals the Order Dismissal of the Honorable L. Casey Manning, denying Appellant-Petitioner's application for Post-Conviction Relief that was entered on August 31, 2021, (see Exhibit – A). Appellant-Petitioner received written notice of the entry of the Order on September 20, 2021, from the Richland County Clerk of Court via Lieber Correctional Institutional internal mail staff. This appeal is taken from the Order of Judge Manning filed on September 1, 2021. A copy of the Order is attached as Exhibits – A.

**DATED: October 19, 2021
Ridgeville, South Carolina.**



**Vincent Boseman, # 271530, Pro-se.
Lieber Correctional Institution
136 Wilborn Avenue
Ridgeville, S.C. 29472**

Other Counsel of Record:
Yasmeen E. Klein, Asst. Att'y. General
S.C. States Attorney General Office
1000 Assembly Street
Columbia, S.C. 29201

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S.C. SUPREME COURT

EXHIBIT

A

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

Vincent Boseman, #271530,

Applicant,

v.

State of South Carolina,

Respondent.

IN THE COURT OF COMMON PLEAS
FOR THE FIFTH JUDICIAL CIRCUIT

Case No.: 2019-CP-40-0173

FINAL ORDER OF DISMISSAL

LEANNETTE A. MCBRIDE
C.C.P.G.S. & F.C.

2021 SEP -1 AM 9:43

RICHLAND COUNTY
FILED

This matter comes before the Court pursuant to an application for post-conviction relief filed by Applicant Vincent Boseman on January 9, 2019. Respondent made its Return and Motion to Dismiss on July 2, 2021, requesting the application be summarily dismissed because it was untimely, successive to Applicant's prior PCR actions, and is barred by the doctrine of *res judicata*.

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 July 9, 2021, 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 August 5, 2021, serving the above-mentioned Conditional Order of Dismissal on the Applicant.

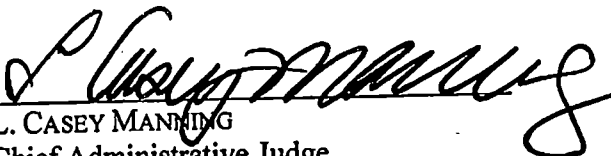
Applicant has not substantively responded or refuted the grounds raised in the Conditional Order of Dismissal. Instead, Respondent received mail correspondence from Applicant in the form of a brief requesting the Court issue an order for a new trial on his 1997 convictions. In this correspondence, Applicant believes he should receive a new trial for various reasons including allegations of trial court abuse of discretion. Ultimately, Applicant has failed to respond to either the 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 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 31st day of August, 2021.


L. CASEY MANNING
Chief Administrative Judge
Fifth Judicial Circuit

Columbia, South Carolina

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND
IN THE COURT OF COMMON PLEAS

VINCENT BOSEMAN, #271530

Applicant,

v.

STATE OF SOUTH CAROLINA

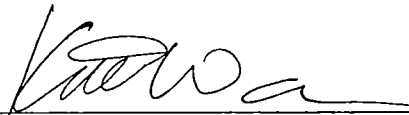
Respondent.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the Final Order of Dismissal has been served upon the applicant by mailing one copy in the United States mail, postage prepaid, addressed to:

Vincent Boseman, #271530 (AA-0025-B)
Lieber Correctional Institution
Post Office Box 205
Ridgeville, SC 29472

This 8th day of September, 2021.



Katie Wade
Legal Assistant for the Respondent

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ALAN WILSON
ATTORNEY GENERAL

September 8, 2021

Vincent Boseman, #271530 (AA-0025-B)
Lieber Correctional Institution
Post Office Box 205
Ridgeville, SC 29472

Re: Vincent Boseman, #271530 v. State of South Carolina
2019-CP-40-0173

Dear Mr. Boseman:

Enclosed is a copy of the Final Order of Dismissal in the above-captioned case signed by the Honorable L. Casey Manning and filed with the Richland County Clerk of Court.

Sincerely,

Yasmeeen E. Klein
Assistant Attorney General

YEK/kw
Enclosures

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