

STATE OF SOUTH CAROLINA )  
 COUNTY OF RICHLAND )  
 )  
 Willie M. Green, #334538 )  
 )  
 Applicant )  
 )  
 v. )  
 )  
 State of South Carolina, )  
 )  
 Respondent. )

IN THE COURT OF COMMON PLEAS  
 FOR THE FIFTH JUDICIAL CIRCUIT

2019-CP-40-3973

FINAL ORDER OF DISMISSAL

**RECEIVED**

DEC 16 2021

**SC Court of Appeals**

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RICHLAND COUNTY  
 FILED

~~This matter comes before the Court pursuant to an application for post-conviction relief filed by Applicant Willie M. Green on July 19, 2019. Respondent made its Return and Motion to Dismiss on September 24, 2021, requesting the application be summarily dismissed because it was untimely, successive to Applicant's prior PCR actions, and barred by the doctrine of *res judicata*.~~

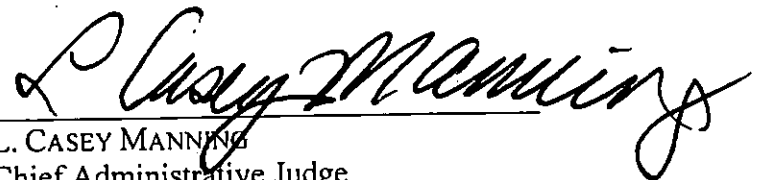
Pursuant to this request, and after reviewing the pleadings in this matter and all of the records attached thereto, this Court issued a Conditional Order of Dismissal filed September 29, 2021, provisionally denying and dismissing this action, while giving Applicant twenty days from the date of service 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 October 15, 2021, serving the above-mentioned Conditional Order of Dismissal on the Applicant.

Applicant submitted a response via mail correspondence to Respondent on October 24, 2021, titled "Applicant's Return to Respondent's Final Order of Dismissal," which is attached hereto. This document merely restates Applicant's allegations that his competency evaluation was legally insufficient, claims which were raised and ruled upon in Applicant's previous PCR actions. 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 5 day of November, 2021.



L. CASEY MANNING  
Chief Administrative Judge  
Fifth Judicial Circuit

Columbia, South Carolina