

The Supreme Court of South Carolina

Tiffany Diane Elmore, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2013-000658

Lower Court Case No. 2011-CP-23-01059

ORDER

This post-conviction relief (PCR) case arises out of a 2007 guilty plea. Except for the claim that petitioner is entitled to a belated appeal under *White v. State*, 263 S.C. 110, 208 S.E.2d 35 (1974), the PCR judge determined that all other claims are barred as being untimely under the statute of limitations. As to the *White v. State* claim, the PCR judge determined that petitioner is not entitled to a belated appeal from his guilty plea.

Counsel for petitioner has filed documents with this Court indicating that he cannot provide a good faith explanation under either Rule 243(c) of the South Carolina Appellate Court Rules (SCACR) for the claims held to be barred under the statute of limitations or under Rule 203(d)(1)(B), SCACR, for an appeal from a guilty plea. Petitioner has submitted a *pro se* response. See *Dennison v. State*, 371 S.C. 221, 639 S.E.2d 35 (2006).

Based on petitioner's failure to provide an adequate explanation under Rule 243(c) or under Rule 203(d)(1)(B), this matter is dismissed. The remittitur will be sent as provided by Rule 221, SCACR.


C.J.
FOR THE COURT

Columbia, South Carolina
April 30, 2013

cc: Matthew P. Head, Esquire
Karen Christine Ratigan, Esquire