

# The Supreme Court of South Carolina

Gregory Pencille, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2021-001346

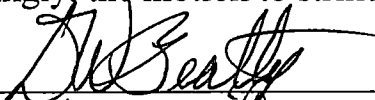
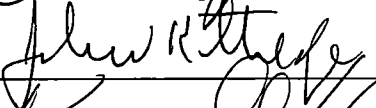

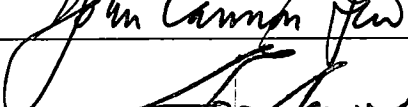
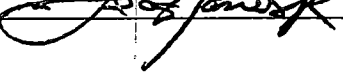
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## ORDER

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In the explanation required by Rule 243(c), SCACR, Petitioner has failed to show there is an arguable basis for asserting that the determination by the lower court was improper. Accordingly, the notice of appeal filed in this matter is dismissed. The remittitur will be sent as provided by Rule 221(b), SCACR.

Petitioner has also filed a motion to strike the notice of appeal filed by James K. Falk. Because Petitioner's appeal is dismissed, the motion to strike the notice of appeal filed by Falk is moot. Accordingly, the motion to strike is denied.

	_____	C.J.
	_____	J.
	_____	J.
	_____	J.
	_____	J.

Columbia, South Carolina  
February 3, 2022

cc:

James Kristian Falk, Esquire

Chelsey Faith Marto, Esquire

Gregory Pencille