

THE STATE OF SOUTH CAROLINA
In The Supreme Court

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MAR 31 2022

FROM SPARTANBURG COUNTY
Court of Common pleas
J. Derham Cole, Circuit Court

S.C. SUPREME COURT

Lower Court Case No.: 2015-CP-42-4699
Appellate Case No. 2020-001418

John Garvin..... Petitioner-Appellant,

v.

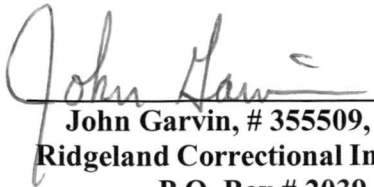
The State of South Carolina..... Respondent-Appellee.

NOTICE OF APPEAL

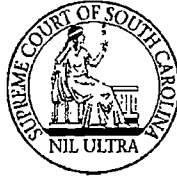
This Notice is hereby given that John Garvin, the Petitioner-Appellant in the above-mentioned matter, appeals to the United States Supreme Court from an Order entered in this action by the South Carolina Supreme Court on March 17, 2022, the South Carolina Supreme Court Order denying Petitioner-Appellant's Petition for Writ of Certiorari.

RESPECTFULLY SUBMITTED,

DATED: March 24, 2022



John Garvin, # 355509, Pro-se
Ridgeland Correctional Institution
P.O. Box # 2039
Ridgeland, S.C. 29936



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MAR 31 2022

The Supreme Court of South Carolina SUPREME COURT

PATRICIA A. HOWARD
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

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March 15, 2022

The Honorable Amy W. Cox
PO Box 3483
Spartanburg SC 29304-3483

REMITTITUR

Re: John D. Garvin v. State
Lower Court Case No. 2015CP4204699
Appellate Case No. 2020-001418

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this is enclosed.

Very truly yours,

Patricia A. Howard

CLERK

cc: Chelsey Faith Marto, Esquire
Office of Appellate Defense
John D. Garvin, 355509

The Supreme Court of South Carolina

John Dewayne Garvin, Petitioner,

v.

State of South Carolina, Respondent.


Appellate Case No. 2020-001418


ORDER

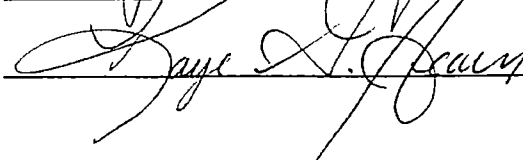
By order dated December 9, 2021, this Court denied Petitioner's request to exceed the page limits set forth in Rule 243(e)(3), SCACR, and instructed Petitioner to serve and file an amended petition for a writ of certiorari that complies with the twenty-five page limit under the rule within fifteen days. The order provided that Petitioner's failure to do so would result in the dismissal of this matter.

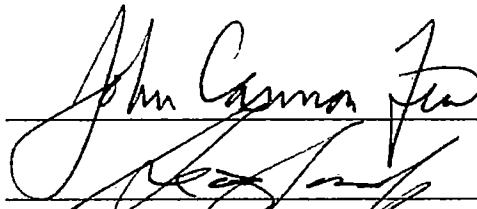
Petitioner subsequently filed a twenty-eight page amended petition for a writ of certiorari and a motion to exceed the page limits of Rule 243(e)(3). The motion was denied, and this matter was dismissed for Petitioner's failure to comply with Rule 243(e)(3) and this Court's order dated December 9, 2021.


Petitioner has now filed a "Notice And Motion For Reinstatement of Appeal And a Subsequent Application For Relief, Pursuant To Rule – 260(a), AND 266, SCACR." Because Petitioner has not shown good cause for his failure to comply with the page limits of Rule 243(e)(3), we deny the motion.


_____ C.J.


_____ J.


_____ J.



J.


J.

Columbia, South Carolina
March 15, 2022

cc:
Chelsey Faith Marto, Esquire
Office of Appellate Defense
John D. Garvin, 355509