

The Supreme Court of South Carolina

The State, Respondent,

v.


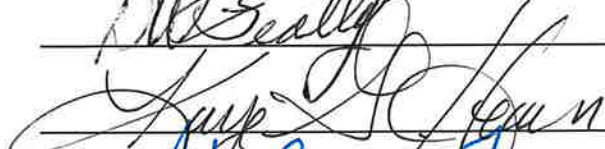


Freddie Eugene Owens, Appellant.

Appellate Case No. 2006-038802

ORDER

Appellant asks this Court to stay the setting of an execution date. Because the execution date is set by operation of statute initiated by the issuance of an execution notice, we construe the motion as one to stay the issuance of an execution notice.

The issuance of an execution notice is a ministerial duty of the Clerk of this Court. *See Roberts v. Moore*, 332 S.C. 488, 488, 505 S.E.2d 593, 593 (1998) (holding it is a ministerial duty of the Clerk of the Supreme Court to issue an execution notice pursuant to S.C. Code Ann. § 17-25-370 (2014)). Accordingly, we deny Appellant's request for a stay without prejudice to his right to request a stay of execution when the issue is ripe for a decision.


_____ C.J.

_____ J.

_____ J.

_____ J.
Kittredge, J., not participating

Columbia, South Carolina
April 6 , 2022

cc:

Donald J. Zelenka, Esquire
Bryan Peter Stirling, Esquire
Barton Jon Vincent, Esquire
Melody Jane Brown, Esquire
Daniel Clifton Plyler, Esquire
Emily C. Paavola, Esquire
Alan McCrory Wilson, Esquire