

The Supreme Court of South Carolina

Thomas Thompson, Petitioner,

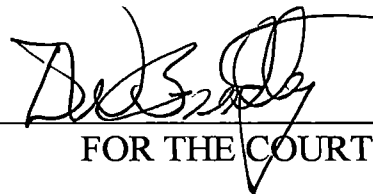
v.

State of South Carolina, Respondent.

Appellate Case No. 2022-000649

ORDER

Petitioner has filed a notice of appeal from the circuit court's Form 4 order, granting the State's motion to dismiss and requesting that the State submit a proposed formal order. Because the Form 4 order is not a final decision, this matter is dismissed. *See* Rule 243(a), SCACR (providing that a *final decision* entered under the Post-Conviction Relief Act shall be reviewed by the Supreme Court upon petition for a writ of certiorari); *Culbertson v. Clemens*, 322 S.C. 20, 23, 471 S.E.2d 163, 164 (1996) ("Any judgment or decree, leaving some further act to be done by the court before the rights of the parties are determined, is interlocutory [and not final]."); *Metts v. Mims*, 384 S.C. 491, 499, 682 S.E.2d 813, 817 (2009) ("The Form 4 order specifically indicated a formal order would follow. Therefore, this form order was not final."). The remittitur will be sent as provided in Rule 221, SCACR.



C.J.

FOR THE COURT

Columbia, South Carolina

May 24, 2022

cc:

Chelsey Faith Marto, Esquire

Thomas Thompson, 00080681