

**THIS OPINION HAS NO PRECEDENTIAL VALUE. IT SHOULD NOT BE
CITED OR RELIED ON AS PRECEDENT IN ANY PROCEEDING
EXCEPT AS PROVIDED BY RULE 268(d)(2), SCACR.**

**THE STATE OF SOUTH CAROLINA
In The Supreme Court**

The State, Respondent,

v.

Byron Labron Rivers, Petitioner.

Appellate Case No. 2022-000054

Appeal from Charleston County
Jennifer B. McCoy, Circuit Court Judge

Memorandum Opinion No. 2023-MO-013
Heard October 3, 2023 – Filed October 11, 2023

DISMISSED AS IMPROVIDENTLY GRANTED

Appellate Defender Kathrine Haggard Hudgins, of
Columbia, for Petitioner.

Attorney General Alan McCrory Wilson, Deputy
Attorney General Donald J. Zelenka, Senior Assistant
Deputy Attorney General Melody Jane Brown, and
Assistant Attorney General Tommy Evans Jr., all of
Columbia; and Ninth Judicial Circuit Solicitor Scarlett
Anne Wilson, of Charleston, all for Respondent.

PER CURIAM: We granted a writ of certiorari to review the court of appeals' decision in *State v. Rivers*, Op. No. 2021-UP-395 (S.C. Ct. App. Nov. 10, 2021). We now dismiss the writ as improvidently granted.

DISMISSED AS IMPROVIDENTLY GRANTED.

BEATTY, C.J., KITTREDGE, FEW, JAMES, JJ., and Acting Justice Jan Bromell Holmes, concur.