

**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 Court of Appeals**

Mykel Johnson, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2016-001684

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Appeal From Beaufort County  
Brooks P. Goldsmith, Circuit Court Judge

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Unpublished Opinion No. 2020-UP-033  
Heard December 10, 2019 – Filed February 5, 2020

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**REVERSED AND REMANDED**

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Appellate Defender Susan Barber Hackett, of Columbia,  
for Petitioner.

Attorney General Alan McCrory Wilson and Assistant  
Attorney General Benjamin Hunter Limbaugh, both of  
Columbia, for Respondent.

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**PER CURIAM:** Mykel Johnson filed this post-conviction relief action (PCR) arguing the PCR court erred in denying his petition on procedural grounds. We reverse and remand pursuant to Rule 220(b), SCACR, and the following authorities: *Sloan v. Friends of Hunley, Inc.*, 393 S.C. 152, 159 n.3, 711 S.E.2d

895, 898 n.3 (2011) (indicating a concession allows the court to end the matter); *Bowaters Carolina Corp. v. Carolina Pipeline Co.*, 259 S.C. 500, 505, 193 S.E.2d 129, 132 (1972) (holding an appellate court need not pursue an issue conceded during oral arguments); *Love v. State*, 428 S.C. 231, 243-45, 834 S.E.2d 196, 202-03 (2019) (indicating "[t]he PCR court, not this [c]ourt, should make the initial factual and legal findings on [a PCR applicant's] claim for relief" even though the dissent viewed the resolution of the claim as "straightforward").

**REVERSED AND REMANDED.**

**LOCKEMY, C.J., and KONDUROS and HILL, JJ., concur.**