

**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**

Christopher Lovett Burke, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2009-133967

Appeal from Spartanburg County
Honorable John C. Few, Trial Judge
Honorable J. Mark Hayes, II, Post-Conviction Judge

Memorandum Opinion No. 2013-MO-001
Heard October 6, 2011 – Filed January 30, 2013

DISMISSED AS IMPROVIDENTLY GRANTED

Appellate Defender Robert M. Pachak, of Columbia, for
Petitioner.

Attorney General Alan Wilson, Chief Deputy Attorney
General John W. McIntosh, Assistant Deputy Attorney
General Salley W. Elliott, and Assistant Attorney
General Suzanne H. White, all of Columbia, for
Respondent.

PER CURIAM: After careful consideration of the appendix and briefs, the writ of certiorari is

DISMISSED AS IMPROVIDENTLY GRANTED.

**TOAL, C.J., PLEICONES, BEATTY, KITTREDGE and HEARN, JJ.,
concur.**