

**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.

David Gerrard Johnson, Petitioner.

Appellate Case No. 2014-001506

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**ON WRIT OF CERTIORARI TO THE COURT OF APPEALS**

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Appeal From Florence County  
Thomas A. Russo, Circuit Court Judge

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Memorandum Opinion No. 2015-MO-067  
Heard October 8, 2015 – Filed December 2, 2015

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**CERTIORARI DISMISSED AS IMPROVIDENTLY  
GRANTED**

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

Attorney General Alan McCrory Wilson, Chief Deputy  
Attorney General John W. McIntosh, Senior Assistant  
Deputy Attorney General Donald J. Zelenka, Senior

Assistant Attorney General Melody Jane Brown, all of  
Columbia, and Solicitor Edgar Lewis Clements III, of  
Florence, all for Respondent.

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**PER CURIAM:** We granted certiorari to review the court of appeals' opinion in *State v. Johnson*, Op. No. 2014-UP-167 (S.C. Ct. App. filed April 9, 2014). We now dismiss the writ of certiorari as improvidently granted.

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