

The Supreme Court of South Carolina

Allen Livingston, Respondent,

v.

Harold Simmons, Petitioner.

Appellate Case No. 2022-001246

ORDER

Petitioner has filed a notice of appeal, which we construe as a petition for a writ of certiorari. Because Petitioner failed to file a petition for rehearing from the Court of Appeals' opinion and because the remittitur has now been sent pursuant to Rule 221 of the South Carolina Appellate Court Rules (SCACR), Petitioner's petition for a writ of certiorari is stricken and dismissed. *See* Rule 242(a), SCACR (providing this Court will only review a final decision of the Court of Appeals); Rule 242(c), SCACR (providing a decision is not final for the purposes of review until a petition for rehearing has been acted on by the Court of Appeals); *Stogsdill v. S.C. Dep't of Health & Human Servs.*, 415 S.C. 568, 784 S.E.2d 669 (2016) (stating the sending of the remittitur ends appellate jurisdiction over a case).



FOR THE COURT C.J.

Columbia, South Carolina
September 8, 2022

cc:
Harold Simmons, Jr.
Allen Livingston