

# The South Carolina Court of Appeals

Salvatore Scire-Cirneco, Respondent,

v.

Tiberius Deas, Appellant.

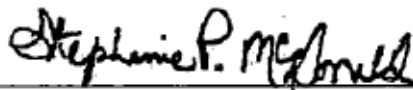
Appellate Case No. 2024-000652

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## ORDER

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This court dismissed this appeal on June 5, 2024, after Appellant failed to provide proof of service of his notice of appeal on Respondent, as required by Rule 203 of the South Carolina Appellate Court Rules. No timely motion to reinstate was received, and the remittitur was properly sent on June 21, 2024. Appellant has now filed a motion to recall the remittitur. A remittitur cannot be recalled except upon "a very strong showing . . . that the remittitur was sent down through some mistake or inadvertence on the part of this [c]ourt or its officer." *State v. Keels*, 39 S.C. 553, 17 S.E. 802 (1893). Appellant has failed to make such a showing. Appellant's motion, therefore, is denied.<sup>1</sup>



FOR THE COURT

Columbia, South Carolina

cc:

Tyberius Deas

Jeffrey William Kuykendall, Esquire

Cheryl L. Graham

**FILED**  
**Jul 12 2024**

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<sup>1</sup> Appellant also filed a motion to proceed *in forma pauperis*, a motion for relief from judgment, and a motion to stay. In light of our disposition of the motion to recall remittitur, we take no action on these motions.