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SC Court of Appeals

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SPARTANBURG COUNTY
AMY W. COX

The South Carolina Court of Appeals

The State, Respondent,

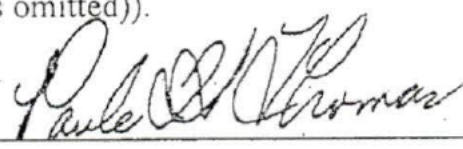
v.

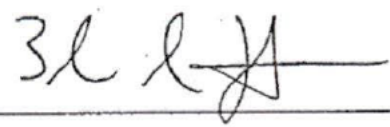
Rishard Lewis Geter, Appellant.

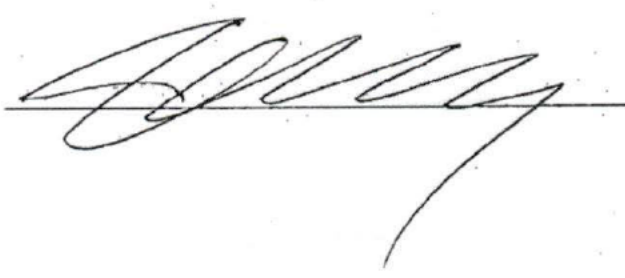
Appellate Case No. 2023-000255

ORDER

On October 23, 2024, this court filed an opinion dismissing Appellant's appeal following consideration of his pro se brief and review pursuant to *Anders v. California*, 386 U.S. 738 (1967). On November 8, 2024, the court properly sent the remittitur. On November 13, 2024, this court received Appellant's pro se petition for rehearing. After this court sent a letter explaining it would not act upon his belated petition for rehearing, Appellant 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 court or its officer." *See State v. Keels*, 39 S.C. 553, 553-54, 17 S.E. 802, 802 (1893). Appellant has failed to make such a showing; therefore, his motion is denied. *See Wise v. S.C. Dep't of Corr.*, 372 S.C. 173, 174, 642 S.E.2d 551, 551 (2007) ("When the remittitur has been properly sent, the appellate court no longer has jurisdiction over the matter and no motion can be heard thereafter. The only exception to this rule is when the remittitur is sent down by mistake, error or inadvertence of the [c]ourt." (citations omitted)).


 _____ J.


 _____ J.


 _____ J.

Columbia, South Carolina

cc:

Rishard Lewis Geter, 00311627

Alan McCrory Wilson, Esquire

Melody Jane Brown, Esquire

Amy W. Cox

FILED
Jan 28 2025

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