

# The Supreme Court of South Carolina

Gary Petty, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2025-000821

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## ORDER

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This appeal was dismissed on June 25, 2025. No petition for rehearing was filed as of July 11, 2025, and this Court sent down the remittitur on that day. *See* Rule 221(a), SCACR ("Petitions for rehearing must be actually received by the appellate court no later than fifteen days after the filing of the opinion, order, judgment, or decree.") Petitioner has now filed a motion to recall the remittitur and to consider the petition for rehearing filed on July 15, 2025. A remittitur cannot be recalled except upon "a very strong showing . . . that remittitur was sent down through some mistake or inadvertence on the part of this Court or its officer." *State v. Keels*, 39 S.C. 553, 17 S.E. 802 (1893). Appellant has failed to make such a showing. Because Appellant failed to timely file a petition for rehearing with this Court, remittitur was properly sent, and this Court no longer has appellate jurisdiction over the case. Appellant's motion to recall the remittitur, therefore, is denied.



C.J.

FOR THE COURT

Columbia, South Carolina  
July 25, 2025

cc: D. Russell Barlow, II  
Gary L. Petty, 264235