



The South Carolina Court of Appeals

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November 13, 2013

The Honorable Liz Godard
PO Box 583
Aiken SC 29802-0583

REMITTITUR

Re: The State v. Albert Cave, Jr. (2)
Lower Court Case No. 2011GS0201388
Appellate Case No. 2012-212999

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

V. Claire Allen, Deputy

CLERK

Enclosure

cc: Albert J. Cave, Jr.
Robert Michael Dudek, Esquire
Brian Austin Katonak, Esquire
Salley W. Elliott, Esquire
David Warren Miller, Esquire
Tommy Evans, Jr., Esquire

The South Carolina Court of Appeals

The State, Respondent,

v.

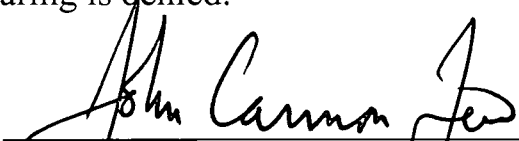
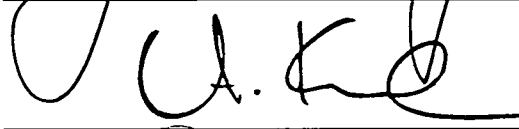
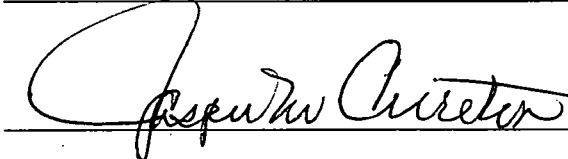
Albert Cave, Jr., Appellant.

Appellate Case No. 2012-212999

ORDER

On July 15, 2013, we ordered Appellant to submit his guilty plea explanation within ten days and explained that we would consider his "Motion to Reopen Case" upon receipt of his guilty plea explanation or the expiration of ten days. To date, Appellant has failed to submit his explanation.

We construe Appellant's "Motion to Reopen Case" as a petition to rehear the dismissal of this appeal. After careful consideration of the petition, the Court is unable to discover that any material fact or principle of law has been either overlooked or disregarded, and hence, there is no basis for granting a rehearing. Accordingly, the petition for rehearing is denied.


_____ C.J.

_____ J.

_____ A.J.

Columbia, South Carolina

FILED
9/30/13

cc:

Robert Michael Dudek

Brian Austin Katonak

Salley W. Elliott

David Warren Miller

Tommy Evans, Jr.

Liz Godard