

# The South Carolina Court of Appeals

Gerald Smith, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2010-164866

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## ORDER

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After careful consideration of the petition for rehearing, 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.

Paul G. Short, Jr. J.

H B Wee J.

Paul G. Thomas J.

Columbia, South Carolina

cc:

Robert M. Pachak, Esquire

Megan Elizabeth Harrigan, Esquire

David A. Spencer, Esquire

**FILED**

March 21, 2014