

The Supreme Court of South Carolina

Marcus Green, #241958, Petitioner,

v.

South Carolina Department of Corrections, Respondent. **SC Court of Appeals**

Appellate Case No. 2014-000659

RECEIVED

APR 03 2014

ORDER

By order dated February 28, 2014, the South Carolina Court of Appeals dismissed the appeal in this matter. When no petition for rehearing or reinstatement was received, the Court of Appeals sent the remittitur on March 18, 2014.

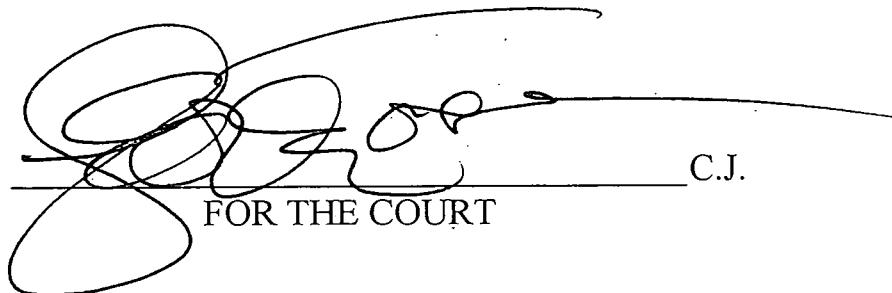
Petitioner has now filed a motion seeking an extension of time to file a petition for a writ of certiorari to review the decision of the Court of Appeals. This motion is dated March 28, 2014.

Under Rule 242(a) of the South Carolina Appellate Court Rules (SCACR), this Court will only review a final decision of the Court of Appeals, and a decision is not final for the purposes of review until a petition for rehearing or reinstatement has been acted on by the Court of Appeals. Rule 242(c), SCACR. Since no petition for rehearing or reinstatement has been ruled on by the Court of Appeals in this matter, there is no final decision for this Court to review even if an extension were to be granted.

Further, when no petition for rehearing or reinstatement was received by the Court of Appeals, the Court of Appeals properly sent the remittitur. Rule 221, SCACR. The sending of the remittitur ended appellate jurisdiction over this case, and no further motions or petitions can be considered. *Wise v. S.C. Dept. of Corr.*, 372 S.C. 173, 642

S.E.2d 551 (2007).

Accordingly, the motion for an extension is denied.



A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right. The signature is positioned above a horizontal line.

C.J.

FOR THE COURT

Columbia, South Carolina
April 2, 2014.

cc: Christopher D. Florian, Esquire
Mr. Marcus Green, #241958
The Honorable Jenny Abbott Kitchings