

# The Supreme Court of South Carolina

Jaguar, Land Rover Hilton Head SC, Land Rover, NA,  
Respondents,

v.

Joseph F. Tillery, Petitioner.

Appellate Case No. 2012-212468  
Lower Court Case No. 2011-CP-27-00018

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## ORDER

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By order dated May 8, 2012, 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 June 11, 2012. Petitioner has now filed a petition for a writ of certiorari dated July 10, 2012, seeking review of the decision of the South Carolina Court of Appeals in this matter.

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.

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. *Wise v.*

*S.C. Dept. of Corr.*, 372 S.C. 173, 642 S.E.2d 551 (2007).

Accordingly, the petition for a writ of certiorari is dismissed.

  
C.J.  
FOR THE COURT

Columbia, South Carolina  
July 17, 2012

cc: Mr. Joseph F. Tillery  
Robert Nicholas C. Felix, Esquire  
Krista M. McGuire, Esquire  
Catherine Davis Dyer, Esquire  
The Honorable Jenny Abbott Kitchings  
The Honorable Margaret Bostick