

The Supreme Court of South Carolina

T. Terell Bryan, #254638, Petitioner,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2014-002033

Lower Court Case No. 2014ALJ040004IJ

ORDER

By order dated July 11, 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 August 20, 2014.¹ Petitioner has now filed a petition for a writ of certiorari dated September 18, 2014, 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 regarding the order of dismissal, there is no final decision for this Court to review.

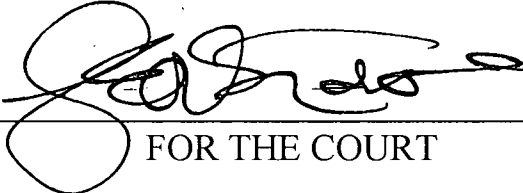
Further, when no petition for rehearing or reinstatement was received by the Court of Appeals,² the Court of Appeals properly sent the remittitur. Rule 221, SCACR. The sending of the remittitur ended appellate jurisdiction over this case. *Wise v.*

¹ Before the Court of Appeals, the Appellate Case Number was 2014-000367.

² While petitioner alleges that he did file a petition for reinstatement with the Court of Appeals, the Appellate Case Management System does not show that this document has been filed with the Court of Appeals.

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
September 25, 2014

cc: Christopher D. Florian, Esquire
Mr. Terence Terell Bryan, 00254638