

# The Supreme Court of South Carolina

The State, Respondent,

v.

Maurio Daetrel Rivers, Petitioner.

Appellate Case No. 2014-002634

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## ORDER

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In an opinion filed on December 3, 2014, the South Carolina Court of Appeals affirmed petitioner's conviction.<sup>1</sup> Petitioner has now filed a notice of appeal seeking review of that decision. Since the review of a decision of the Court of Appeals is commenced by serving and filing a petition for a writ of certiorari, the notice of appeal has been construed as a petition for a writ of certiorari.

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 has been ruled on by the Court of Appeals in this matter, there is no final decision for this Court to review.

Accordingly, the petition for a writ of certiorari is dismissed without prejudice to seek review if a proper petition for rehearing is made to and ruled on by the Court

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<sup>1</sup> Before the Court of Appeals, the Appellate Case Number is 2012-213729.

of Appeals.

  
C.J.  
FOR THE COURT

Columbia, South Carolina  
December 17, 2014

cc: Carmen Vaughn Ganjehsani, Esquire  
Mary Shannon Williams, Esquire  
Mark Reynolds Farthing, Esquire  
Mr. Maurio Daetrel Rivers, 232669  
The Honorable Jenny Abbott Kitchings