

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

THE STATE,

v.

MICHAEL D. CAMP,

ORIGINAL
RECEIVED
OCT 12 2015
SC Court of Appeals
RESPONDENT,

APPELLANT

APPELLATE CASE NO. 2014-002074

Appeal from Cherokee County

R. Keith Kelly, Circuit Court Judge

Opinion No.

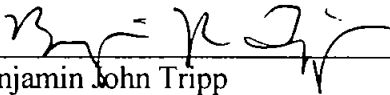
PETITION FOR REHEARING

Pursuant to Rule 221(a), SCACR, Appellant Michael D. Camp respectfully petitions the Court for a rehearing of its Unpublished Opinion No. 2015-UP-478 issued on October 7, 2015 based upon the following points overlooked or misapprehended by the Court.

The Opinion cites *State v. Franklin*, 267 S.C. 240, 246, 226 S.E.2d 896, 898 (1976) for the proposition that an appellate court has no jurisdiction to review a sentence, provided it is within the limits provided by statute for the discretion of the trial court, and is not the result of prejudice, oppression or corrupt motive. This case does not involve **the review of a sentence as**

originally imposed by the lower court judge. It involves the judge's **exercise of discretion in changing the sentence.** As explained in Appellant's brief to this court, he changed the sentence contrary to the established facts in the record and to settled law, and he therefore abused his discretion.

Respectfully submitted,



Benjamin John Tripp
Appellate Defender

This 12th day of October, 2015.

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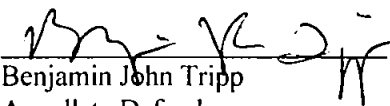
MICHAEL D. CAMP,

APPELLANT

APPELLATE CASE NO. 2014-002074

CERTIFICATE OF SERVICE

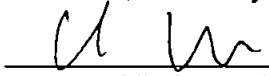
The undersigned attorney hereby certifies that a true copy of the Petition for Rehearing in the above-entitled case has been served upon Megan Harrigan Jameson, Esquire, this 12th day of October, 2015.



Benjamin John Tripp
Appellate Defender

ATTORNEY FOR APPELLANT

SWORN TO BEFORE ME this 12th day
of October, 2015.


_____(L.S.)
Notary Public for South Carolina

My Commission Expires: May 12, 2025.