

The Supreme Court of South Carolina

Wesley Edward Smith, III, Petitioner,

v.

Pepsi Bottling Group, Respondent.

Appellate Case No. 2015-001271

Lower Court Case No. 2013CP1000417

ORDER

On May 29, 2015, the Clerk of the South Carolina Court of Appeals dismissed the appeal in this matter.¹ When no motion to reinstate was received within the time specified by Rule 260(a) of the South Carolina Appellate Court Rules (SCACR), the Court of Appeals properly sent the remittitur on June 16, 2015.

By order dated June 17, 2015, this Court dismissed the petition for a writ of certiorari seeking review of the decision of the Court of Appeals. No petition for rehearing was filed regarding this order.

Petitioner has now filed documents again seeking review of the decision of the Court of Appeals. These documents are hereby stricken and dismissed for two reasons.

First, nothing in the SCACR allows for the filing of successive petitions for a writ of certiorari under Rule 242, SCACR. Second, since the Court of Appeals properly sent the remittitur in this case, appellate jurisdiction over this case has ended, and no further petitions or motions can be considered by either appellate court. *Wise v. S.C. Dept. of Corr.*, 372 S.C. 173, 642 S.E.2d 551 (2007).

Columbia, South Carolina
January 5, 2016



FOR THE COURT C.J.

¹ Before the Court of Appeals, the Appellate Case Number is 2015-000548.

cc: Ashley Bryan Abel, Esquire
Wesley Edward Smith, III
The Honorable Jenny Abbott Kitchings
The Honorable Julie J. Armstrong