



The Supreme Court of South Carolina

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January 25, 2016

James Kristian Falk, Esquire
PO Box 1058
Charleston SC 29402

Re: In the Matter of Jovan M. Brown
Appellate Case No. 2016-000127

Dear Counsel:

This responds to your motion for an extension of time to file the petition for a writ of certiorari in this case.

As you know, the South Carolina Court of Appeals dismissed the appeal in this case by order dated December 22, 2015. When no petition for rehearing was received within the time permitted by Rule 221 of the South Carolina Appellate Court Rules,¹ the Court of Appeals sent the remittitur on January 8, 2016.

The sending of the remittitur ended appellate jurisdiction over this case, and no further motions can be considered. *Wise v. S.C. Dept. of Corr.*, 372 S.C. 173, 642

¹Under 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 case, it does not appear that there is a final decision of the Court of Appeals which can be reviewed under Rule 242, SCACR.

S.E.2d 551 (2007). Therefore, no action will be taken on your motion by this Court.

Very truly yours,

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

CLERK

cc: Robert Michael Dudek, Esquire
James G. Bogle, Jr., Esquire
Alan McCrory Wilson, Esquire
John Benjamin Aplin, Esquire
The Honorable Jenny Abbott Kitchings