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The Supreme Court of South Carolina

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February 19, 2016

Mr. Derrick L. Cheeks, 343108
Lee Correctional Institution
990 Wisacky Highway
Bishopville SC 29010

Re: Barry J. Barnette v. Derrick L. Cheeks
Appellate Case No. 2014-002647

Dear Mr. Cheeks:

This responds to your letter dated January 16, 2016.

As the South Carolina Court of Appeals has already advised you in the enclosed letter, this \$25 filing fee was collected for the petition for rehearing that you filed in this case. It appears that this fee was properly collected under Rule 240(d) of the South Carolina Appellate Court Rules.

Further, if you believed that there was some basis to assert that the fee was either inapplicable or should be waived, this was a matter that you should have raised to the Court of Appeals prior to paying the fee. In any event, since the remittitur has been sent ending appellate jurisdiction over this case, it is simply too late for you to seek any relief regarding the filing fee that has been paid in this case. *Wise v.*

S.C. Dept. of Corr., 372 S.C. 173, 642 S.E.2d 551 (2007).

Very truly yours,

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

CLERK

Enclosure

cc: Barry Joe Barnette, Esquire
Robin Clark File, Esquire
Jenny Abbott Kitchings, Esquire (with copy of letter and enclosure)