

The Supreme Court of South Carolina

Bank of America, N.A., Respondent,

v.

Duce Staley, Felicia Woods a/k/a Felicia B. Woods,
SCBT, N.A., South Carolina Department of Revenue,
Palmetto Health, Manheim Automotive Financial
Services, Inc., and Spring Valley Homeowners'
Association, Defendants,

And Willie Zimmerman, Third-Party Participant,
Petitioner.

Appellate Case No. 2015-002381

ORDER

By order dated February 12, 2016, this Court denied the petition for a writ of certiorari to review the decision of the South Carolina Court of Appeals in this case.¹ On February 23, 2016, the Court of Appeals properly sent the remittitur to the circuit court. Rule 221(b), SCACR ("If a petition for writ of certiorari is filed, the Court of Appeals shall not send the remittitur until notified that the petition has been denied.").

On March 7, 2016, this Court received a motion for reconsideration from petitioner. This document was construed as a petition for rehearing.

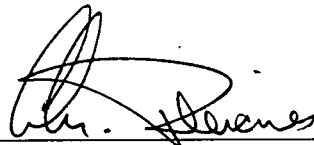
By letter dated March 9, 2016, the Clerk of this Court notified petitioner that no action will be taken on the petition for rehearing for two reasons. First, Rule 221(b) of the South Carolina Appellate Court Rules (SCACR) provides that "[n]o petition for rehearing shall be allowed from an order denying a petition for a writ of certiorari under Rule 242, SCACR." Second, the petition could not be

¹ Before the South Carolina Court of Appeals, the Appellate Case Number was 2014-000140.

considered by this Court since the sending of the remittitur ended appellate jurisdiction over this case.

Petitioner has now filed a petition for rehearing with a proof of service dated May 27, 2016. In this document, he seeks a ruling from this Court on the earlier motion for reconsideration.

Since the remittitur has been properly sent in this case, the motion for reconsideration received on March 7, 2016, and the petition for rehearing dated May 27, 2016, are hereby stricken and dismissed. *Wise v. S.C. Dept. of Corr.*, 372 S.C. 173, 642 S.E.2d 551 (2007) (the sending of the remittitur ends appellate jurisdiction over the case).



C.J.

FOR THE COURT

Columbia, South Carolina
June 1, 2016

cc: Jason David Wyman, Esquire
Erica Greer Lybrand, Esquire
Mr. Willie Zimmerman
The Honorable Jenny Abbott Kitchings