

The South Carolina Court of Appeals

Matthew B. Fullbright, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2014-001684

ORDER

This appeal was dismissed on May 5, 2016, due to Appellant's failure to serve and file his amended initial brief and designation of matter. No petition for rehearing was filed as of May 25, 2016, and this Court sent down the remittitur on that day. Appellant has now filed a motion requesting that this court recall the remittitur and reinstate the appeal. A remittitur cannot be recalled except upon "a very strong showing . . . that remittitur was sent down through some mistake or inadvertence on the part of this Court or its officer." *State v. Keels*, 39 S.C. 553, 17 S.E. 802 (1893). Appellant has failed to make such a showing. Because Appellant's petition for rehearing was not timely filed with this Court, remittitur was properly sent, and this Court no longer has jurisdiction over the case. Appellant's motion, therefore, is denied.


FOR THE COURT

Columbia, South Carolina

FILED

August 11, 2016

cc:

Matthew B. Fullbright, 349468
Christina Catoe Bigelow, Esquire
Jana E. Shealy