

The South Carolina Court of Appeals

Dennis Temple, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2016-001181

ORDER

Appellant filed the notice of appeal in this case on June 3, 2016, along with a motion to proceed *in forma pauperis*. On June 27, 2016, this court notified Appellant the time for ordering the transcript expired and he must order the transcript and file a motion to order the transcript out of time within ten days or the appeal would be dismissed. This court denied Appellant's motion to proceed *in forma pauperis* on July 21, 2016, and ordered Appellant to pay the filing fee within fifteen days. To date, Appellant has failed to order the transcript or pay the filing fee. Accordingly, this appeal is dismissed.¹ The remittitur will be sent as provided by Rule 221(b), SCACR.


FOR THE COURT

FILED

Columbia, South Carolina

September 23, 2016

¹ On July 28, 2016, Appellant filed a letter with this court asking for the waiver of court costs. We construe the letter as a petition to rehear the denial of Appellant's motion to proceed *in forma pauperis*. We decline to consider this petition. See Rule 240(i), SCACR ("The court will not entertain petitions for rehearing on a motion or petition unless the action of the court on the motion or petition has the effect of dismissing or finally deciding a party's appeal.").

cc: Dennis M. Temple, 274802
James Victor McDade, Esquire