

The Supreme Court of South Carolina

DANIEL E. SHEAROUSE
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

POST OFFICE BOX 11330
COLUMBIA, SOUTH CAROLINA
29211
1231 GERVAIS STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1080
FAX: (803) 734-1499
www.sccourts.org

November 08, 2012

Mr. Raymond Magazine, 254723
Broad River Correctional Institution
4344 Broad River Road
Columbia SC 29210

Re: Raymond Magazine v. State
Appellate Case No. 2012-212606

Dear Mr. Magazine:

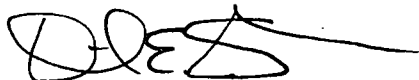
This responds to your notice of appeal dated November 5, 2012. This document was received by this Court today in an envelope post-marked November 6, 2012.

By order dated October 17, 2012, the notice of appeal in this matter was dismissed and the request for relief under Rule 60, SCRCF, was denied. Under Rule 221, SCACR, any petition for a rehearing had to be *actually received* by this Court on or before November 1, 2012. When no petition for rehearing was received, the remittitur was sent to the circuit court on November 6, 2012. The sending of the remittitur ended appellate jurisdiction and no further motion can be considered in it. *Wise v. South Carolina Department of Corrections*, 372 S.C. 173, 642 S.E.2d 551 (2007).

Therefore, to the extent your notice of appeal is intended as a petition for rehearing, no action will be taken on it since it is untimely and the remittitur has been sent. To the extent you may be trying to seek some further appellate review in this matter, you may wish to consult the Rules of the Supreme Court of

the United States.

Sincerely,

A handwritten signature in black ink, appearing to read 'DES', with a long horizontal flourish extending to the right.

Daniel E. Shearouse

cc: Megan Elizabeth Harrigan, Esquire