

The Supreme Court of South Carolina

George M. Adams, #181283, Petitioner,

v.

South Carolina Department of Probation, Parole and
Pardon Services, Respondent.

Appellate Case No. 2016-002374

ORDER

By opinion filed October 19, 2016, the South Carolina Court of Appeals affirmed the decision of the Administrative Law Court in this case. When no petition for rehearing was received, the Court of Appeals sent the remittitur on November 9, 2016.¹

Petitioner has now filed a notice of appeal seeking review of the decision of the South Carolina Court of Appeals. Since review of a decision of the Court of Appeals is sought by serving and filing a petition for a writ of certiorari under Rule 242 of the South Carolina Appellate Court Rules (SCACR), this notice of appeal has been construed as a petition for a writ of certiorari.

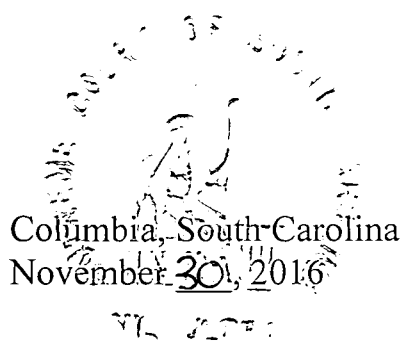
Under Rule 242(a), South Carolina Appellate Court Rules (SCACR), this Court will only review a final decision of the Court of Appeals, and a decision is not final for the purposes of review until a petition for rehearing or reinstatement has been acted on by the Court of Appeals. Rule 242(c), SCACR. Since no petition for rehearing has been ruled on by the Court of Appeals, there is no final decision for this Court to review.

Further, when no petition for rehearing was received by the Court of Appeals after the issuance of the opinion, the Court of Appeals properly sent the remittitur. Rule 221, SCACR. The sending of the remittitur ended appellate jurisdiction over this

¹ Before the Court of Appeals, the Appellate Case Number was 2013-001561.

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

Accordingly, the petition for a writ of certiorari is dismissed.





FOR THE COURT C.J.

Columbia, South Carolina
November 30, 2016
cc: Tommy Evans, Jr., Esquire
Mr. George M. Adams, 181283
The Honorable Jenny Kitchings