

The South Carolina Court of Appeals

Terry McCall #233236, Appellant,

v.

Trojan Labor, Respondent.

Appellate Case No. 2016-001709

ORDER

This appeal was dismissed on November 16, 2016, due to Appellant's failure to pay the notice of appeal filing fee, provide proof of service, submit the order challenged on appeal, and order the transcript. No petition for rehearing was filed as of December 7, 2016, and this Court sent down the remittitur on that day. Appellant has now filed a motion to recall the remittitur. 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 failed to timely file a petition for rehearing with this Court, remittitur was properly sent, and this Court no longer has jurisdiction over the case. Appellant's motion to recall remittitur, therefore, is denied.



FOR THE COURT

Columbia, South Carolina

cc:

Terry McCall

Kelsey Jan Brudvig, Esquire

Kerri Brown Rupert, Esquire

FILED

March 10, 2017