

EDDIE DEAN DEGAN, JR. 256596
TYRRELL Inst-3-B-126 4Y
2ND PRISON ROAD
ENOREE, S.C. 29335

RECEIVED

JULY 18, 2017

JUL 20 2017

SC Court of Appeals

ATTN: Honorable Clerk of Court
JENNY ABBOTT, KITCHINGS
Court of Appeals for S.C.
Post office Box 11629
COLUMBIA, S.C. 29211

Re: Appellate Case no. 2017-001164
Trial Court Case no. 1998-GS-42-3569, D. 5180

MRS. KITCHINGS

This Letter is in regards to the June 29, 2017, REHEARING motion that I had to file in this court based on A Letter motion from Chief Justice DONALD W. BEATTY, under Rule 242(c) SCACR. DATED June 21, 2017, RECEIVED AT THE TYRRELL MAIL-ROOM, June 26, 2017. THAT STATES THAT MY APPEAL IS NOT FINAL.

I NEED TO KNOW THE STATUS OF MY CASE OR IS THERE SOMETHING I HAVE TO DO. PLEASE LET ME KNOW ATTACHED TO THIS LETTER IS A COPY OF THE ORDER PROVIDED TO ME BY CHIEF JUSTICE FOR ANY CORROBORATION ON MY BEHALF. AND IF THERE IS AN LAWYER FOR ASSISTANCE PLEASE PROVIDE ME WITH A NAME.

Thank You

Eddie Dean Degau Jr

The Supreme Court of South Carolina

Eddie Dean Dogan, Jr., Petitioner,

v.

The State of South Carolina, Respondent.

Appellate Case No. 2017-001385

Lower Court Case Nos. 1998GS4203569,
1998GS4203570 and 1998GS4205180.

ORDER

By order dated June 7, 2017, the South Carolina Court of Appeals dismissed this matter.¹ Petitioner has now filed a notice of appeal seeking review of this decision of the Court of Appeals. Since decisions of the Court of Appeals are reviewed 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), 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 or reinstatement has been ruled on by the Court of Appeals in this matter, there is no final decision for this Court to review.

Accordingly, the petition for a writ of certiorari is dismissed without prejudice to petitioner's ability to timely seek review in the manner specified by Rule 242, SCACR, if a timely petition for rehearing or reinstatement is made to, and ruled on

¹ Before the Court of Appeals, the Appellate Case Number was 2017-001164.

by, the Court of Appeals.




C.J.
FOR THE COURT

Columbia, South Carolina

June 21, 2017

cc: Mr. Eddie Dean Dogan, Jr., #256596
John Benjamin Aplin, Esquire
Alan McCrory Wilson, Esquire
Division of Appellate Defense
The Honorable Jenny Kitchings

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ATTN: Honorable Clerk of Court
Jenny Abbott, Kitchings
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