

The Supreme Court of South Carolina

William Leon Burnett, Petitioner,


v.

State of South Carolina, Respondent.

Appellate Case No. 2017-001650

ORDER

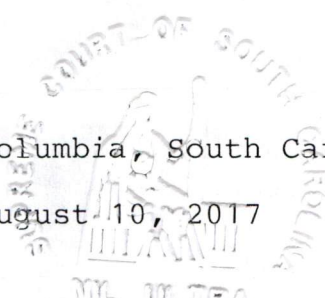
By order dated July 21, 2017, the Court of Appeals dismissed petitioner's appeal. Petitioner has sent a letter to the Clerk of this Court requesting the Clerk "take 'Judicial Notice'" that petitioner is requesting a "Notice of Writ of Certiorari." To the extent the letter is intended as a petition for a writ of certiorari to review the Court of Appeals' dismissal of the appeal, the petition is improper because no final decision has been issued by the Court of Appeals. A decision of the Court of Appeals is not final for the purpose of review by this Court until a petition for rehearing or reinstatement has been acted on by the Court of Appeals. Rule 242(c), SCACR. The South Carolina Appellate Case Management System indicates that after the Court of Appeals issued the order of dismissal, no petition for rehearing or for reinstatement was filed. Accordingly, to the extent petitioner's letter of July 21, 2017 is intended as a petition for a writ of certiorari,¹ it is dismissed.



FOR THE COURT

C.J.

¹We also note that a letter is not the proper method by which to initiate such an action. The procedure for serving and filing a petition for a writ of certiorari to review a decision of the Court of Appeals is found in Rule 242 of the South Carolina Appellate Court Rules.



Columbia, South Carolina

August 10, 2017

cc:

The Honorable Jenny Abbott Kitchings

William A. Hodge, Esquire

Robert Michael Dudek, Esquire

Hillary Claire Welborn, Esquire

John Benjamin Aplin, Esquire

Alan McCrory Wilson, Esquire

The Honorable M. Hope Blackley