



The Supreme Court of South Carolina

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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

September 19, 2017

Mr. Tremaine Wray, #337442
Broad River Correctional Institution
4460 Broad River Road
Columbia SC 29210

Re: Tremaine Wray v. State
Appellate Case No. 2015-000758

Dear Mr. Wray:

This responds to your correspondence which was mailed to this Court on September 18, 2017. It has been construed as a petition for rehearing. No action will be taken on this petition for several reasons.

First, you have not provided a certificate or affidavit of service showing that a copy of this petition has been served on opposing counsel as required by Rule 240 of the South Carolina Appellate Court Rules (SCACR). This Court cannot act on *ex parte* communications.

Second, since the order of this Court denying the petition for a writ of certiorari was filed on March 22, 2017, any petition for rehearing had to be actually received by this Court on or before March 18, 2017, under Rule 221(a), SCACR. Therefore, your petition is untimely.

Finally, when no timely petition for rehearing was received, the remittitur was sent to the circuit court on March 23, 2017, pursuant to Rule 221(b), SCACR. The

sending of the remittitur ended appellate jurisdiction over this case. *Wise v. S.C. Dept. of Corr.*, 372 S.C. 173, 642 S.E.2d 551 (2007).

Accordingly, no action will be taken on your petition for rehearing by this Court.

Very truly yours,

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

CLERK

cc: Kathrine Haggard Hudgins, Esquire (with copy of correspondence)
Megan Harrigan Jameson, Esquire (with copy of correspondence)