

The South Carolina Court of Appeals

Sean Lyons, Appellant,

v.

Palmetto Richland Springs, Respondent.

Appellate Case No. 2016-001544

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ORDER

This appeal was affirmed on January 24, 2018. No petition for rehearing was filed as of February 12, 2018, and this court sent down the remittitur on that day. Appellant has now filed a motion, which this court construes as a request for this court to recall the remittitur and reinstate the appeal. 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 [c]ourt 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, therefore, is denied.


FOR THE COURT

Columbia, South Carolina

cc:

Sean Lyons
Shelton W. Haile, Esquire
Michelle Parsons Kelley, Esquire
Jeanette W. McBride

FILED

March 15, 2018



South Carolina Court of Appeals

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