

The South Carolina Court of Appeals

Greenville Pharmaceutical Research, Inc., Appellant,

v.

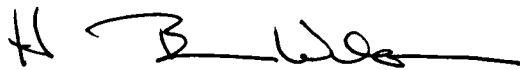
Parham & Smith, LLC and Gerald H. Sokol, M.D.,
Defendants,

Of whom, Gerald H. Sokol, M.D. is the Respondent.

Appellate Case No. 2016-000569

ORDER

After filing an opinion in this case, this court denied a petition for rehearing on February 23, 2018. This court sent the remittitur on April 3, 2018. On April 4, 2018, Appellant filed a motion for an extension of time to file a petition for a writ of certiorari asking the supreme court to review this court's decision. On April 13, 2018, our supreme court issued an order striking Appellant's motion for an extension of time and dismissing this case because appellate jurisdiction ended when this court sent the remittitur. Appellant has now filed a motion requesting that this court recall the remittitur. "When the remittitur has been properly sent, the appellate court no longer has jurisdiction over the matter and no motion can be heard thereafter." *Wise v. S.C. Dep't of Corr.*, 372 S.C. 173, 174, 642 S.E.2d 551, 551 (2007). "The only exception to this rule is when the remittitur is sent down by mistake, error or inadvertence of the [c]ourt." *Id.* Appellant has failed to make any showing of mistake, error, or inadvertence of this court in sending the remittitur. Because Appellant failed to timely file an extension of time to file a petition for certiorari with our supreme court, remittitur was properly sent, and this court no longer has jurisdiction over the case. Appellant's motion, therefore, is denied.



J.

Paul W. Thomas J.

Stephanie P. McDonald J.

Columbia, South Carolina

cc:

Franklin Milton Mann, Jr., Esquire

T. David Rheney, Esquire

Jeffrey Michael Bogdan, Esquire

The Honorable Letitia H. Verdin

FILED

May 24, 2018