

The South Carolina Court of Appeals

Terry Capone, Appellant,

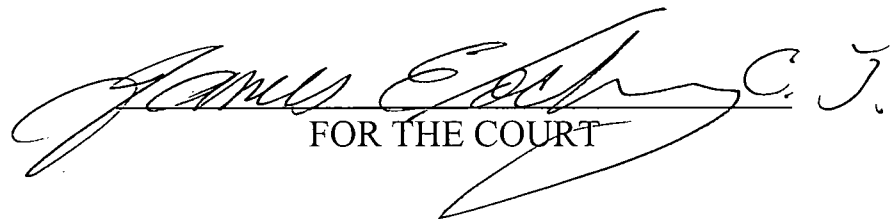
v.

City of Columbia, Employer, and Companion Third Party
Administrator, LLC, Carrier, Respondents.

Appellate Case No. 2018-001364

ORDER

This appeal was dismissed on September 20, 2018. No petition for rehearing was filed as of October 9, 2018, and this Court sent down the remittitur on that day. Appellant has now filed a letter, which this court construes as a motion 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 Court 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:

Terry Capone

Cynthia C. Dooley, Esquire

Carmelo Barone Sammataro, Esquire

FILED

November 2, 2018