

The South Carolina Court of Appeals

In re: The Kenneth J. Boniface Irrevocable Insurance Trust Agreement U/A Dated December 30, 1994 and the Kenneth J. Boniface Family Trust, a testamentary trust under will dated April 23, 2002, as amended by first codicil dated June 28, 2001, and by second codicil dated January 29, 2004.

Mary E. Boniface and Barbara M. Boniface, Appellants,

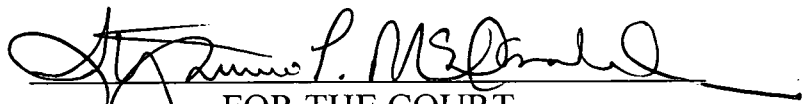
v.

John L. Boniface, Marian C. Boniface, Anne M. Boniface, Joan Boniface Jindl, and Kenneth J. Boniface, Jr. (deceased), and South State Bank as Trustee, Respondents.

Appellate Case No. 2018-000932

ORDER

This appeal was dismissed on September 28, 2018. No petition for rehearing was filed as of October 17, 2018, and this Court sent down the remittitur on that day. Appellants have now filed a motion requesting that this court 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). Appellants have failed to make such a showing. Because Appellants 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. Appellants' motion, therefore, is denied.


FOR THE COURT

FILED

December 13, 2018

Columbia, South Carolina

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