

The Supreme Court of South Carolina

Shahid Latif Majid, Petitioner,

v.

Associate Warden Clayton and The South Carolina
Department of Corrections, Respondents.

Appellate Case No. 2019-001401

ORDER

By order dated August 12, 2019, the South Carolina Court of Appeals dismissed the appeal in this matter.¹ Petitioner has now filed a notice of appeal seeking review of this dismissal. Since a decision of the Court of Appeals is reviewed by serving and filing a petition for a writ of certiorari under Rule 242 of the South Carolina Appellate Court Rules (SCACR), the notice of appeal has been construed as a petition for a writ of certiorari.

Under Rule 242(a) of the South Carolina Appellate Court Rules (SCACR), this Court will only review a final decision of the Court of Appeals, and a decision is not final for the purposes of review until a petition for rehearing or reinstatement has been acted on by the Court of Appeals. Rule 242(c), SCACR. Since no petition for rehearing or reinstatement has been ruled on by the Court of Appeals following the dismissal, there is no final decision for this Court to review.

Accordingly, the petition for a writ of certiorari is dismissed. This dismissal is without prejudice to the ability of petitioner to seek review in the manner specified by Rule 242, SCACR,² if a timely petition for rehearing or reinstatement is made to

¹ Before the Court of Appeals, the Appellate Case Number is 2019-000296.

² This includes filing and serving a petition for a writ of certiorari and appendix having the content specified by Rule 242 (d) and (e), SCACR.

and ruled on by the Court of Appeals.

A handwritten signature in black ink, appearing to read "J. B. Beatty", written over a horizontal line.

C.J.

FOR THE COURT

Columbia, South Carolina
August 26, 2019

cc: Steven Michael Pruitt, Esquire
The Honorable Jenny Abbott Kitchings
Mr. Shahid Latif Askari Majid, 199398