

The Supreme Court of South Carolina

The State, Respondent,

v.

John B. Campbell, Petitioner.


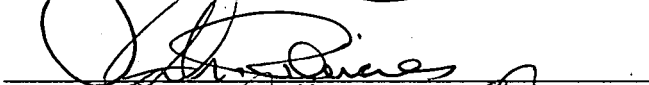


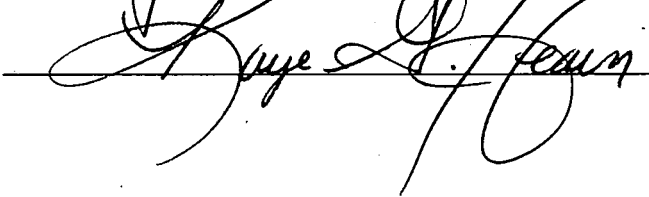
Appellate Case No. 2012-213219

ORDER

By order dated December 6, 2012, we denied petitioner's motion to relieve counsel. Petitioner subsequently filed a *pro se* petition for reconsideration. By letter dated December 20, 2012, the Clerk of Court informed petitioner no action would be taken on his petition for reconsideration of the denial of his motion to relieve counsel because the order did not have the effect of dismissing or finally deciding the matter. *See* Rule 240(i), SCACR. Petitioner has responded with a letter in which he contends Rule 240(i), SCACR, is not applicable.

Rule 240(i), SCACR, states this Court will not entertain petitions for rehearing on a motion unless the action of the Court on the motion has the effect of dismissing or finally deciding the appeal. Contrary to petitioner's assertion, a party is only entitled to assert points supposed to have been overlooked or misapprehended by the Court when the party is entitled to file a petition for rehearing. *See* Rule 221(a), SCACR. Because the Court's denial of petitioner's motion to relieve counsel did not have the effect of dismissing this certiorari matter, petitioner is not entitled to file a petition for rehearing with regard to that decision. Accordingly, the Clerk of Court was correct in informing petitioner that no action will be taken on the petition for reconsideration.

The petition for a writ of certiorari and appendix shall be served and filed within thirty days of the date of this order.

 C.J.
 J.
 J.
 J.
 J.

Columbia, South Carolina

February 21, 2013

cc:

Kathrine Haggard Hudgins

Christina J. Catoe

John B. Campbell, 00228072