

# The Supreme Court of South Carolina

Robert Wazney, #363679, Appellant,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2021-000229

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## ORDER

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Petitioner has filed a motion to reinstate and to extend the time to serve and file a petition for a writ of certiorari to review the decision of the Court of Appeals in Appellate Case Number 2020-001658.

This motion is denied and stricken. 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 in this matter, there is no final decision for this Court to review.

Further, when no petition for rehearing or reinstatement was received by the Court of Appeals, the Court of Appeals properly sent the remittitur pursuant to Rule 221(b), SCACR. The sending of the remittitur ended appellate jurisdiction over this case, and no further motions or petitions can be entertained. *Stogsdill v. S.C. Dep't of Health & Human Servs.*, 415 S.C. 568, 784 S.E.2d 669 (2016); *Wise v. S.C. Dept. of Corr.*, 372 S.C. 173, 642 S.E.2d 551 (2007).

  
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FOR THE COURT C.J.

Columbia, South Carolina  
April 12, 2021

cc:  
Christina Catoe Bigelow, Esquire  
Robert William Wazney, 00363679