

The Supreme Court of South Carolina

The State, Respondent,

v.

William T. Watts, II, Petitioner.

Appellate Case No. 2013-000874

Lower Court Case No. 2013-GS-32-00434

ORDER

By order dated April 9, 2013, the South Carolina Court of Appeals dismissed the appeal in this matter. When no petition for rehearing or reinstatement was received, the Court of Appeals sent the remittitur on April 25, 2013. *State v. Watts*, Appellate Case No. 2013-000177.

Petitioner has filed a notice of appeal seeking review of the decision of the South Carolina Court of Appeals in this matter.¹

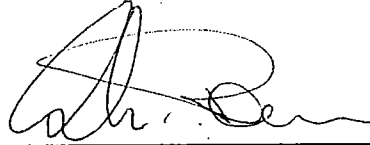
Under Rule 242(a) of the South Carolina Appellate Court Rules (SCACR), this Court will only review a final decision of the Court of Appeals, and a decision is not final for the purposes of review until a petition for rehearing or reinstatement has been acted on by the Court of Appeals. Rule 242(c), SCACR. 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 within the time specified by Rule 221, SCACR, the Court of Appeals properly sent the remittitur. The sending of the remittitur ended appellate

¹ Under Rule 242 of the South Carolina Appellate Court Rules, decisions of the Court of Appeals are reviewed by serving and filing a petition for a writ of certiorari and an appendix rather than a notice of appeal.

jurisdiction over this case. *Wise v. S.C. Dept. of Corr.*, 372 S.C. 173, 642 S.E.2d 551 (2007).

Accordingly, the notice of appeal filed with this Court is dismissed.



J.

FOR THE COURT

Columbia, South Carolina

April 26, 2013

cc: Mr. William T. Watts, II, 90124
Salley W. Elliott, Esquire
Robert Michael Dudek, Esquire
Elizabeth G. Fullwood, Esquire
The Honorable Beth Carrigg
The Honorable Jenny Kitchings