

UNREPORTED
IN THE COURT OF SPECIAL APPEALS
OF MARYLAND

No. 1646

September Term, 2015

ANTHONY SMITH

v.

CHRISTINE REDD

Krauser, C.J.
Graeff,
Nazarian

JJ.

PER CURIAM

Filed: December 12, 2016

*This is an unreported opinion, and it may not be cited in any paper, brief, motion, or other document filed in this Court or any other Maryland Court as either precedent within the rule of stare decisis or as persuasive authority. Md. Rule 1-104.

Anthony Smith, appellant, filed a petition for modification of child support in the Circuit Court for Prince George’s County. At the subsequent hearing, Smith withdrew his petition. He then filed a motion for reconsideration, in which he asked that his petition for modification not be withdrawn. Smith’s motion was denied. In this *pro se* appeal, Smith claims that the court erred both at the hearing and in denying his motion for reconsideration.

Regarding Smith’s first claim of error, the only final judgment entered in this case was the court’s denial of Smith’s motion for reconsideration. The court never issued an order or final judgment following the hearing on the merits. Instead, the court merely accepted Smith’s decision to withdraw his petition for modification without prejudice. Thus, there is nothing for Smith to appeal. *See Quillens v. Moore*, 399 Md. 97, 115 (2007) (“[A]n appeal generally must be taken from a final judgment; the decision must be ‘so final as to determine and conclude rights involved, or deny the appellant means of further prosecuting or defending his rights and interests in the subject matter of the proceeding.’”) (internal citations omitted).

Likewise, the court did not err in denying Smith’s motion for reconsideration. Maryland Rule 2-535(a) states, in pertinent part, that a court may “within 30 days *after entry of judgment*...exercise revisory power and control *over the judgment*[.]” *Id.* (Emphasis added). As there was no judgment, there was nothing for the court to revise.

**JUDGMENT OF THE CIRCUIT
COURT FOR PRINCE GEORGE’S
COUNTY AFFIRMED. COSTS TO
BE PAID BY APPELLANT.**