

# The South Carolina Court of Appeals

The State, Respondent,

v.

Brittany Valencia Martin, Appellant.

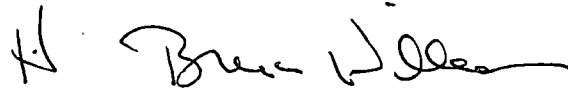
Appellate Case No. 2022-001444

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## ORDER

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Appellant's emergency motion for an appeal bond is denied because this court finds the request shall first be made to the circuit court. *See* Rule 246(a), SCACR ("The service of a notice of appeal by a criminal defendant shall operate as a stay of the execution of the sentence until the appeal is finally disposed of; provided, however, a sentence of confinement shall not be stayed until the defendant has posted bail under S.C. Code Ann. 18-1-80 and -90 (1985). Where the *sentence exceeds imprisonment for ten (10) years*, the defendant may only be admitted to bail by an appellate court." (emphasis added)).



FOR THE COURT

Columbia, South Carolina

cc:

Sybil Dione Rosado, Esquire  
Robert Michael Dudek, Esquire  
Bronwyn Kelson McElveen, Esquire  
Alan McCrory Wilson, Esquire  
William M. Blicht, Jr., Esquire

**FILED**  
**Oct 17 2022**

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