

The South Carolina Court of Appeals

The State, Respondent,

v.

Diana Biernaski Jordan, Appellant.

Appellate Case No. 2023-000090

ORDER

Appellant's pro se "motion to overturn conviction and remand to the municipal court for preliminary hearing based on newly discovered evidence" is denied. The merits of this appeal will be decided following final briefing. Appellant's pro se "motion for ruling by default" is also denied. Rule 55 of the South Carolina Rules of Civil Procedure is not available at the appellate courts. Appellant's request to hold the deadline for ordering the transcript in abeyance until this court rules upon the aforementioned motions is granted. Appellant shall serve and file proof of ordering the transcript within ten days of the date of this order.

Because Appellant is now represented by counsel, no further pro se filings by Appellant will be considered by this court. *See Jones v. State*, 348 S.C. 13, 14, 558 S.E.2d 517, 517 (2002) ("There is no constitutional right to hybrid representation either at trial or on appeal.").



FOR THE COURT C.J.

Columbia, South Carolina

cc:

Diana Biernaski Jordan

William M. Blich, Jr., Esquire

FILED
Jun 21 2023

Alan McCrory Wilson, Esquire
Robert Michael Dudek, Esquire