

The South Carolina Court of Appeals

The State, Respondent,

v.

Joe Worley, Appellant.

Appellate Case No. 2012-210646

ORDER

Appellant has filed a notice of appeal from the denial of his motion for immunity pursuant to the Protection of Persons and Property Act (the Act).¹ Because the denial of a request for immunity under the Act is not immediately appealable, this appeal is dismissed. *See State v. Isaac*, Op. No. 27302 (S.C. Sup. Ct. filed Aug. 21, 2013) ("[T]he denial of a defendant's request for immunity under the Act is an interlocutory order not subject to immediate appeal . . .").

This court notes that this appeal has been remanded for the reconstruction of the missing portions of the immunity hearing transcript. That reconstruction will no longer be necessary, so the remand order is rescinded. At trial, the parties should proffer to the court any testimony relevant to the immunity motion that is not presented to the jury.

Finally, because this appeal has been dismissed, Appellant's motion for partial remand to request a pre-trial bond hearing is moot.


FOR THE COURT

¹ S.C. Code §§ 16-11-410 to -450 (Supp. 2012).

Columbia, South Carolina

cc:

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FILED

21 August 2013