

The South Carolina Court of Appeals

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September 10, 2013

The Honorable James C. Campbell
141 N Main St Rm 308
Sumter SC 29150-4965

REMITTITUR

Re: The State v. Christopher W. Gainey
Lower Court Case No. 2010GS4301239
Appellate Case No. 2012-212546

Dear Clerk of Court:

The above referenced matter is hereby remitted to the lower court or tribunal. A copy of the judgment of this Court is enclosed.

Very truly yours,

V. Claire Allen, Deputy

CLERK

Enclosure

cc: John Derrick Clark
Sharon Baker Clark
John Benjamin Aplin
Alan McCrory Wilson

The South Carolina Court of Appeals

The State, Respondent,

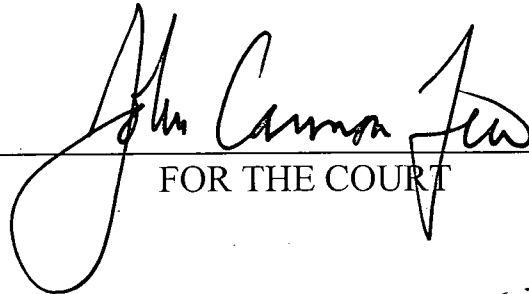
v.

Christopher Wayne Gainey, Appellant.

Appellate Case No. 2012-212546

ORDER

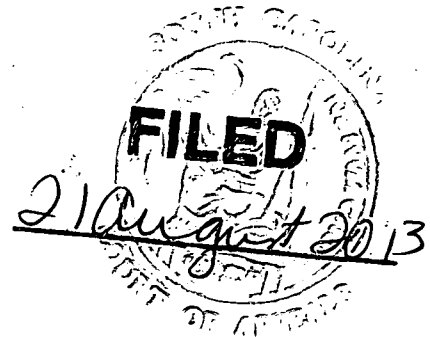
Appellant has filed a notice of appeal from the denial of his motion for immunity pursuant to the Protection of Persons and Property Act (the Act).¹ Because the denial of a request for immunity under the Act is not immediately appealable, this appeal is dismissed. *See State v. Isaac*, Op. No. 27302 (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 . . .").


FOR THE COURT

Columbia, South Carolina

cc:

John Derrick Clark
Sharon Baker Clark
John Benjamin Aplin



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