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Aug 14 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Horry County

Honorable Benjamin Culbertson, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JERELLE HICKSON

APPELLANT

APPELLATE CASE NO. 2025-000749

MOTION TO HOLD APPEAL IN ABEYANCE PENDING RECEIPTS OF TRANSCRIPTS

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, undersigned counsel respectfully moves this Court for an order holding the timelines for the above-captioned case in abeyance pending receipts of the competency to stand trial hearing transcript from September 7, 2022, and the juvenile waiver hearing transcript from March 21, 2023. The Initial Brief of Appellant and Designation of Matter in this case are due for filing on September 15, 2025. There have been no extensions requested in this case. In support of this request, counsel shows:

1. Appellant was indicted at the July 2023 term of the Horry County grand jury for the offense of murder.
2. Appellant's case was called to trial along with his co-defendant Tai'yuan Ja'Rel Jackson on April 7, 2025, before the Honorable Benjamin Culbertson and a jury. David E. Rigney of the

Rigney Law Firm represented appellant. W. James Hoffmeyer of the Law Office of W. James Hoffmeyer represented co-defendant Jackson. Nancy Livesay and Delbert Leasure were the assistant solicitors prosecuting for the state.

3. On April 10, 2025, the jury found appellant guilty of the lesser-included offense of voluntary manslaughter. Judge Culbertson sentenced appellant to a term of thirty (30) years' incarceration.

4. This case is now on appeal before this Court.

5. Upon reviewing the trial transcript, undersigned counsel discovered the appellant was a juvenile at the time he was indicted. Trial counsel had not previously informed the Office of Appellant Defense that appellant had gone through the juvenile waiver process.

6. Upon discovery, undersigned counsel acted immediately to contact trial counsel to discover the dates of all hearings related to his representation of appellant to procure all necessary documents and transcripts for appellate review.

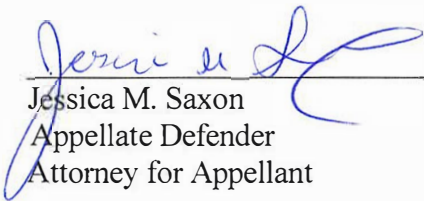
7. Trial counsel Rigney informed this office of three additional hearings, two of which undersigned counsel finds necessary for the purposes of direct appeal— the transcript from the competency to stand trial hearing before the Family Court on September 7, 2022, and the transcript from the juvenile waiver hearing before the Family Court on March 21, 2023. Those transcript requests are attached to this motion as Exhibits A and B.

8. Counsel discovered the fact of appellant's youth early and endeavored to prepare this motion before taking any extensions in appellant's case.

9. Undersigned counsel has informed opposing counsel, Mark Farthing, of the need to place the appeal in abeyance. Opposing counsel has no objection to this motion to hold the appeal in abeyance pending receipts of the transcripts.

WHEREFORE, undersigned counsel respectfully requests that this Court hold the above-captioned case in abeyance pending receipts of the outstanding transcripts. Counsel also requests that the time limits for filing the initial brief and designation of mater be held in abeyance pending disposition of this motion.

Respectfully submitted,



Jessica M. Saxon
Appellate Defender
Attorney for Appellant

This 14th day of August, 2025.

EXHIBIT A

Warren, Kaylynn

From: White, Della
Sent: Monday, July 28, 2025 3:54 PM
To: SEddings@sccourts.org
Cc: Transcripts; Saxon, Jessica; Warren, Kaylynn
Subject: transcript request Jerelle Hickson
Attachments: 2025-000749 Hickson, Jerelle transcript request 2nd.PDF

Good afternoon,

Attached is a transcript request for the above case.

The portal would not allow me to order. Please accept attached transcript request.

Thank you,

Della White
SC Commission on Indigent Defense
1330 Lady Street, Suite 401
P.O. Box 11589
Columbia, SC 29201
Office: 803-734-1330

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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense
1330 Lady Street, Suite 401
Columbia, South Carolina 29201-3332
Post Office Box 11589
Columbia, South Carolina 29211-1589
Telephone: (803) 734-1330
Facsimile: (803) 734-1345

Wanda H. Carter, Interim Chief Appellate Defender

July 28, 2025

DCRP (Stacy S. Eddings)
Court Administration
1220 Senate Street, Suite 200
Columbia, SC 29201

Dear Ms. Stacy Eddings

Please provide us with the following transcript:

The State v. Jerelle Hickson
Appellate Case No. 2025-000749

County: Horry

Presiding Judge: Judge Michelle Frazier

Case #: 2023-GS-26-03150

Date of Trial: March 21, 2023

Pursuant to the SC Court Reporter's Manual, please number the lines on the paper from 1-25 and include any and all recorded motions (pretrial and post-trial). Consecutive numbering of pages must be used throughout all volumes regardless of the number of volumes involved. Additionally, please transcribe the **jury selection** and the State and defense counsel's **opening and closing arguments** and include the **jury strike sheet**. Please be sure to include **headers** and a **complete index** including a **listing of exhibits**. **Please, do not include keyword indexing.**

If you are aware of any co-defendants, additional transcripts, or if the Attorney General's Office has already requested a transcript, please let us know.

Please send transcripts electronically, you must use the SC Department of Technology's file transfer service at <https://scfiledrop.sc.gov>. New users click the register button to sign up for the service. For assistance with registration or passwords, contact the SC Department of Technology Service Center at 803-896-0001, option 2.

To ensure prompt payment, please sign and complete the enclosed form and include the original criminal case number (indictment number) where the space is provided.

Sincerely,

s/ Della White
Administrative Coordinator

cc: S. C. Court of Appeals
Attorney General's Office
S. C. Court Administration

**SCCID**

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

**COURT REPORTERS' REQUEST FOR PAYMENT FOR
TRANSCRIPT IN CRIMINAL INDIGENCY CASE**
TO: SC COMMISSION ON INDIGENT DEFENSE
 PO BOX 11589
 COLUMBIA, SC 29211-1589

SIGNATURE OF APPROVING OFFICIAL AT APPELLATE DEFENSE:

FORWARD THIS SIGNED AND COMPLETED FORM ALONG WITH THE REQUESTED TRANSCRIPT TO THE SC COMMISSION ON INDIGENT DEFENSE, APPELLATE DIVISION. THE SC COMMISSION ON INDIGENT DEFENSE, APPELLATE DIVISION WILL APPROVE THIS REQUEST FOR PAYMENT AND FORWARD THE REQUEST TO THE S.C. COMMISSION ON INDIGENT DEFENSE FOR PAYMENT. ALL QUESTIONS REGARDING PAYMENT SHOULD BE MADE TO THE S.C. COMMISSION ON INDIGENT DEFENSE P.O. BOX 11433, COLUMBIA, SC 29211-1433, PHONE: (803) 734-1343, E-Mail: executive@sccid.sc.gov.

CASE NAME:

CRIMINAL CASE (INDICTMENT) NO.(S):

DATE TRANSCRIPT REQUESTED BY APPELLATE DEFENSE:

DATE TRANSCRIPT PROVIDED TO APPELLATE DEFENSE:

PLEASE NOTE THAT THE DEFENSE OF INDIGENTS FUND WILL REIMBURSE THE REQUESTING PARTY FOR EITHER THE ORIGINAL TRANSCRIPT OR ONE COPY, BUT NOT FOR BOTH. PLEASE DO NOT INCLUDE KEYWORD INDEXING.

RULE 607 (H)(1), SCACR, PROVIDES THAT IN ALL CRIMINAL INDIGENCY CASES, INCLUDING POST-CONVICTION AND SEXUAL VIOLENT PREDATOR PROCEEDINGS, THE FEE FOR THE ORIGINAL TRANSCRIPT IS FOUR DOLLARS AND TWENTY-FIVE CENTS (\$4.25) PER PAGE AND THE FEE FOR A COPY OF THE TRANSCRIPT IS ONE DOLLAR (\$1.00) PER PAGE.

PURSUANT TO THE REQUEST OF THE S.C. COMMISSION ON INDIGENT DEFENSE, APPELLATE DIVISION, THE TRANSCRIPT IN THE ABOVE MATTER WAS PROVIDED TO THAT OFFICE. REIMBURSEMENT IN THE FOLLOWING AMOUNT IS HEREBY REQUESTED:

- ORIGINAL TRANSCRIPT OF _____ PAGES: \$ _____
- COPY OF ORIGINAL TRANSCRIPT OF _____ PAGES: \$ _____
- OTHER (Please specify): _____: \$ _____

TOTAL PAYMENT REQUESTED:\$

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IF YOU DO NOT HAVE A SC VENDOR ID NUMBER, APPLY HERE:
<https://webprod.cir.sc.gov/SCVendorWeb/mainNewFrame.do>

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NOTE: ONCE YOU APPLY FOR A SC VENDOR ID, THE SC COMPTROLLER GENERAL'S OFFICE REQUIRES A 72-HOUR WAITING PERIOD TO VERIFY YOUR ID NUMBER. ADDITIONAL LINKS AND INFORMATION MAY BE FOUND AT:

<http://sccid.sc.gov/register.cfm>

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VENDOR ID NUMBER:

SCCID USE ONLY:

SCCID FILE NUMBER:

DOCUMENT NUMBER:



South Carolina Judicial Branch

TRANSCRIPT REQUEST FORM

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Requestor's Information			
Full Name Della White		Law Firm/Agency South Carolina Commission on Indigent Defense	Phone Number 803-734-1330
Email Address dwhite@sccid.sc.gov		Mailing Address PO Box 11589 Columbia, SC 29211	
Is the requestor a party in the case? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If no, does the requestor represent a party? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, name of party _____			
Transcript Information			
Docket Number 2023-GS-26-03150	Full Case Caption (i.e. State v. John Doe or John Smith v. Jane Smith) The State v. Jerelle Hickson		Circuit <input checked="" type="checkbox"/> Family <input type="checkbox"/>
Date(s) of Proceeding	County	Appeal pending <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Death Penalty <input type="checkbox"/> Yes <input type="checkbox"/> No
Presiding Judge		Special Circumstances Is the hearing to be transcribed one of the following: <input type="checkbox"/> Termination of parental rights <input type="checkbox"/> Adoption <input type="checkbox"/> Any actions involving child custody/visitation.	
Opposing Counsel(s) (name and email address) South Carolina Attorney General			
Court Reporter(s) DCRP	<input type="checkbox"/> Webex <input type="checkbox"/> DCRP		
Portion of proceeding to be transcribed <input checked="" type="checkbox"/> Entire hearing <input type="checkbox"/> Voir dire by juror <input type="checkbox"/> Jury selection <input type="checkbox"/> Plaintiff's opening statement <input type="checkbox"/> Defendant's opening statement <input type="checkbox"/> Plaintiff's closing arguments <input type="checkbox"/> Defendant's closing arguments <input type="checkbox"/> Entire direct examination <input type="checkbox"/> Entire cross examination <input type="checkbox"/> Entire redirect <input type="checkbox"/> Examination of witness (W) by attorney (A) W: _____ A: _____ <input type="checkbox"/> Ruling of the court		Delivery Timeframe (check Rule 607 for current page rates) <input type="checkbox"/> Quote <input type="checkbox"/> Rough Draft <input type="checkbox"/> Overnight delivery <input type="checkbox"/> Daily delivery <input type="checkbox"/> Expedited delivery (7 days) Due on/before: _____ <input type="checkbox"/> Regular delivery (60 days)	
		Delivery Method (additional fees may apply) <input type="checkbox"/> https://scfiledrop.sc.gov <input type="checkbox"/> Hard Copy/Priority Mail (\$50 + shipping) <input type="checkbox"/> PDF & Hard Copy/Priority Mail (\$50 + shipping)	
		Responsible Payor <input type="checkbox"/> Private / Self <input checked="" type="checkbox"/> Court Appointed Counsel Appeals Attorney _____ Email _____ <input type="checkbox"/> Other	
Next Hearing Date			

Requestor's Signature: Della White

Date: 07/28/2025

(Typed name will serve as signature)

NOTE: Requests will be processed pursuant to Rule 207 and 607 of the SCACR. Rule 607(h) governs the fees for transcripts, which are not provided for free or at reduced rates to any party, regardless of indigent status. Please promptly submit your payment in the method of payment requested, in order for the transcript to be produced. In some cases, a deposit may be required before the transcript can be placed in the production queue. You may also request a quote before deciding to order. *If you need to cancel the transcript request for any reason, you are responsible for paying for the pages of the transcript that have already been completed at the time of the cancellation.*

If you are ordering a transcript pursuant to Rule 207(a)(1), SCACR, you must contemporaneously furnish all parties, the Office of Court Administration, and the clerk of the appellate court with copies of all correspondence with the court reporter or transcriptionist.

Warren, Kaylynn

From: Eddings, Stacy S. <SSheppard@sccourts.org>
Sent: Tuesday, July 29, 2025 1:47 PM
To: White, Della
Cc: Transcripts; Saxon, Jessica; Warren, Kaylynn
Subject: [External] Re: transcript request Jerelle Hickson

Thank you. I will put it on my list to produce.

Thank you, Stacy

*Stacy S. Eddings, RPR
Official Court Reporter
5897 S. Kings Hwy., Lot 99
Myrtle Beach, SC 29575*

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From: White, Della <dwhite@sccid.sc.gov>
Sent: Monday, July 28, 2025 3:54 PM
To: Eddings, Stacy S. <SSheppard@sccourts.org>
Cc: Transcripts <transcripts@sccourts.org>; Saxon, Jessica <jsaxon@sccid.sc.gov>; Warren, Kaylynn <kwarren@sccid.sc.gov>
Subject: transcript request Jerelle Hickson

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Attached is a transcript request for the above case.

The portal would not allow me to order. Please accept attached transcript request.

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Della White
SC Commission on Indigent Defense
1330 Lady Street, Suite 401
P.O. Box 11589
Columbia, SC 29201
Office: 803-734-1330

EXHIBIT B

Warren, Kaylynn

From: White, Della
Sent: Thursday, August 14, 2025 11:55 AM
To: SEddings@sccourts.org
Cc: Transcripts; Warren, Kaylynn; Saxon, Jessica
Subject: 2025-000749 Hickson, Jerelle transcript request
Attachments: 2025-000749 Hickson, Jerelle 2nd transcript request.PDF

Good afternoon,

Attached is a transcript request.

If you have any questions, please let me know.

Thank you very much.

Della White
SC Commission on Indigent Defense
1330 Lady Street, Suite 401
P.O. Box 11589
Columbia, SC 29201
Office: 803-734-1330

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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense
1330 Lady Street, Suite 401

Columbia, South Carolina 29201-3332

Post Office Box 11589

Columbia, South Carolina 29211-1589

Telephone: (803) 734-1330

Facsimile: (803) 734-1345

Wanda H. Carter, Interim Chief Appellate Defender

August 14, 2025

Ms. Stacy S. Eddings
Circuit Court Reporter
5897 S. Kings Hwy Lot 99
Myrtle Beach, SC 29575

Dear Ms. Eddings:

Please provide us with the following transcript:

The State v. Jerelle Hickson

Appellate Case No. 2025-000749

County: Horry

Presiding Judge: Ronald R. Norton

Case #: 2022-JU-26-194,197,198,199

Date of Trial: September 7, 2022

Pursuant to the SC Court Reporter's Manual, please number the lines on the paper from 1-25 and include any and all recorded motions (pretrial and post-trial). Consecutive numbering of pages must be used throughout all volumes regardless of the number of volumes involved. Additionally, please transcribe the **jury selection** and the State and defense counsel's **opening and closing arguments** and include the **jury strike sheet**. Please be sure to include **headers** and a **complete index** including a **listing of exhibits**. **Please, do not include keyword indexing.**

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To ensure prompt payment, please sign and complete the enclosed form and include the original criminal case number (indictment number) where the space is provided.

Sincerely,

s/Della White
Administrative Coordinator

cc: S. C. Court of Appeals
Attorney General's Office
S. C. Court Administration

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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

**COURT REPORTERS' REQUEST FOR PAYMENT FOR
TRANSCRIPT IN CRIMINAL INDIGENCY CASE**

TO: SC COMMISSION ON INDIGENT DEFENSE PO BOX 11589 COLUMBIA, SC 29211-1589	SIGNATURE OF APPROVING OFFICIAL AT APPELLATE DEFENSE:
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FORWARD THIS SIGNED AND COMPLETED FORM ALONG WITH THE REQUESTED TRANSCRIPT TO THE SC COMMISSION ON INDIGENT DEFENSE, APPELLATE DIVISION. THE SC COMMISSION ON INDIGENT DEFENSE, APPELLATE DIVISION WILL APPROVE THIS REQUEST FOR PAYMENT AND FORWARD THE REQUEST TO THE S.C. COMMISSION ON INDIGENT DEFENSE FOR PAYMENT. ALL QUESTIONS REGARDING PAYMENT SHOULD BE MADE TO THE S.C. COMMISSION ON INDIGENT DEFENSE P.O. BOX 11433, COLUMBIA, SC 29211-1433, PHONE: (803) 734-1343, E-Mail: executive@sccid.sc.gov.

CASE NAME:	CRIMINAL CASE (INDICTMENT) NO.(s):
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DATE TRANSCRIPT REQUESTED BY APPELLATE DEFENSE:	DATE TRANSCRIPT PROVIDED TO APPELLATE DEFENSE:
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PHONE NUMBER:	IF YOU DO NOT HAVE A SC VENDOR ID NUMBER, APPLY HERE: https://webprod.cio.sc.gov/SCVendorWeb/mainNewFrame.do
EMAIL ADDRESS:	NOTE: ONCE YOU APPLY FOR A SC VENDOR ID, THE SC COMPTROLLER GENERAL'S OFFICE REQUIRES A 72-HOUR WAITING PERIOD TO VERIFY YOUR ID NUMBER. ADDITIONAL LINKS AND INFORMATION MAY BE FOUND AT: http://sccid.sc.gov/register.cfm

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South Carolina Judicial Branch

TRANSCRIPT REQUEST FORM

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Requestor's Information			
Full Name Della White	Law Firm/Agency South Carolina Commission on Indigent Defense	Phone Number 803-734-1330	
Email Address dwhite@sccid.sc.gov		Mailing Address PO Box 11589 Columbia, SC 29211	
Is the requestor a party in the case? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
If no, does the requestor represent a party? <input type="checkbox"/> Yes <input type="checkbox"/> No If yes, name of party _____			
Transcript Information			
Docket Number 2022-JU-26-194,197,198,199	Full Case Caption (i.e. State v. John Doe or John Smith v. Jane Smith) The State v. Jerelle Hickson		Circuit <input checked="" type="checkbox"/> Family <input type="checkbox"/>
Date(s) of Proceeding September 7, 2022	County	Appeal pending <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Death Penalty <input type="checkbox"/> Yes <input type="checkbox"/> No
Presiding Judge Ronald R. Norton		Special Circumstances Is the hearing to be transcribed one of the following: <input type="checkbox"/> Termination of parental rights <input type="checkbox"/> Adoption <input type="checkbox"/> Any actions involving child custody/visitation.	
Opposing Counsel(s) (name and email address) South Carolina Attorney General		Delivery Timeframe (check Rule 607 for current page rates) <input type="checkbox"/> Quote <input type="checkbox"/> Rough Draft <input type="checkbox"/> Overnight delivery <input type="checkbox"/> Daily delivery <input type="checkbox"/> Expedited delivery (7 days) Due on/before: ____ <input type="checkbox"/> Regular delivery (60 days)	
Court Reporter(s) Ms. Stacy S. Eddings	<input type="checkbox"/> Webex <input type="checkbox"/> DCRP		
Portion of proceeding to be transcribed <input checked="" type="checkbox"/> Entire hearing <input type="checkbox"/> Voir dire by juror <input type="checkbox"/> Jury selection <input type="checkbox"/> Plaintiff's opening statement <input type="checkbox"/> Defendant's opening statement <input type="checkbox"/> Plaintiff's closing arguments <input type="checkbox"/> Defendant's closing arguments <input type="checkbox"/> Entire direct examination <input type="checkbox"/> Entire cross examination <input type="checkbox"/> Entire redirect <input type="checkbox"/> Examination of witness (W) by attorney (A) W: _____ A: _____ <input type="checkbox"/> Ruling of the court		Delivery Method (additional fees may apply) <input type="checkbox"/> https://scfiledrop.sc.gov <input type="checkbox"/> Hard Copy/Priority Mail (\$50 + shipping) <input type="checkbox"/> PDF & Hard Copy/Priority Mail (\$50 + shipping)	
Next Hearing Date		Responsible Payor <input type="checkbox"/> Private / Self <input checked="" type="checkbox"/> Court Appointed Counsel Appeals Attorney _____ Email _____ <input type="checkbox"/> Other	

Requestor's Signature: Della White

Date: 08/14/2025

(Typed name will serve as signature)

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Aug 14 2025

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Horry County

Honorable Benjamin Culbertson, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

JERELLE HICKSON

APPELLANT

APPELLATE CASE NO. 2025-000749

CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Motion to Hold in Abeyance in the above referenced case has been served on Mark R. Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 14th day of August, 2025.



Jessica M. Saxon
Appellate Defender

ATTORNEY FOR APPELLANT