

The South Carolina Court of Appeals

In the Matter of the Care and Treatment of Tyrell
Jermaine Neely, Appellant.

Appellate Case No. 2025-001916

ORDER

On November 5, 2025, Respondent moved to dismiss the appeal, arguing the orders on appeal—an order granting the State's motion to compel cooperation and an order denying Appellant's motion to reconsider—are interlocutory and not immediately appealable. Appellant filed a return, arguing the order is the functional equivalent of a finding of contempt and sanctions. Respondent filed a reply. After careful consideration, we deny the motion to dismiss. However, this order merely allows the appeal to proceed at this time and does not finally determine whether the underlying orders are subject to immediate review. Nothing prevents Respondent from raising the question of appealability as an issue in its appellate brief if desired.

On September 18, 2025, Appellant filed three motions: a motion to proceed *in forma pauperis*, a motion to file the record on appeal, final brief, final reply brief and other documents without bindings and covers and with fewer copies, and Kindle Kay Johnson's motion to be relieved and substitute counsel. On November 7, 2025, David Alexander and Gary Howard Johnson, II indicated they had been reassigned as counsel for Appellant. After careful consideration, we grant Appellant's motion to proceed *in forma pauperis* and to file the record on appeal, final brief, final reply brief and other documents without bindings and covers and with fewer copies. Additionally, the motion to substitute David Alexander and Gary Howard Johnson, II as counsel for Appellant is granted. Kindle Kay Johnson is relieved as counsel for Appellant.



J.

FOR THE COURT

FILED
Nov 26 2025

Columbia, South Carolina

cc:

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