

The South Carolina Court of Appeals

The State, Respondent,

v.

Renee Lavonne Simon, Appellant.

Appellate Case No. 2026-000664

ORDER

Appellant moved for a new trial or, in the alternative, for remand to the circuit court for reconstruction of missing portions of the February 23-26, 2026 transcript of record. Respondent filed a return, opposing the motion for a new trial, but consenting to a remand to the circuit court for record reconstruction. Appellant did not file a reply.

After careful consideration, we deny Appellant's motion for a new trial but grant a remand for the purpose of reconstructing portions of the February 23-26, 2026 transcript pertinent to Appellant's purported five issues on appeal. *See China v. Parrott*, 251 S.C. 329, 162 S.E.2d 276 (1968) (holding the appellate court should remand a case for reconstruction of a record, not grant a new trial). We hold this appeal in abeyance and remand to the circuit court for reconstruction of the missing portions of Appellant's trial transcript. Appellant's counsel shall contact opposing counsel and the Honorable R. Lawton McIntosh within ten days of the date of this order to schedule such hearings as Judge McIntosh deems appropriate. If Judge McIntosh determines reconstruction is not possible, he shall immediately notify this court and all parties. If the record is reconstructed, Appellant's counsel shall immediately notify this court so that the appropriate appellate timelines can be set. Appellant's counsel shall provide an update to the clerk of this court no later than thirty days from the date of this order, and every thirty days thereafter until Judge McIntosh resolves this matter, or the appeal will be dismissed.

A large, stylized handwritten signature in black ink, appearing to be 'J. M. J.', is written over a horizontal line.

J.

FOR THE COURT

Columbia, South Carolina

cc:

Alan McCrory Wilson, Esquire

Mark Reynolds Farthing, Esquire

Sarah Elizabeth Shipe, Esquire

The Honorable R. Lawton McIntosh

FILED
Sep 09 2026