

The Supreme Court of South Carolina

Brian Daugherty, Petitioner,

v.

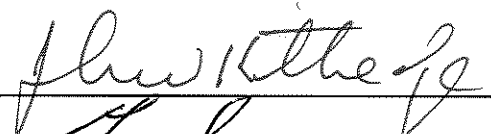
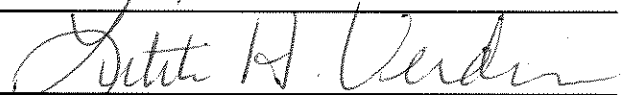
State of South Carolina, Respondent.

Appellate Case No. 2026-001491

ORDER

The Office of Appellate Defense has moved for the appointment of outside counsel in this matter. Dayne Phillips, who represented Petitioner in the proceedings below, has moved to withdraw as counsel. The motion for appointment of outside counsel is granted, and Phillips' motion to withdraw is denied. *See* Rule 602(e), SCACR ("If the Office of Appellate Defense determines that the accused is indigent, it will represent the accused until final judgment, including any proceeding on direct appeal, without retained trial counsel's obtaining leave to withdraw under Rule 264, SCACR."). Phillips is hereby appointed to represent Petitioner.

The request to hold this matter in abeyance is denied as unnecessary because the time limits were held in abeyance by the motion to appoint outside counsel. *See* Rule 240(b), SCACR (providing a motion to relieve counsel automatically stays the time limits for perfecting the appeal until the motion is decided). Petitioner shall request the transcript within ten days of the date of this order.

	C.J.
	J.
D. H. Williams	J.
	J.

Columbia, South Carolina
September 14, 2026

cc:

Kylee Marcella Kanealey

Wanda H. Carter

Dayne Phillips