

The South Carolina Court of Appeals

Ex Parte: South Carolina Department of Disabilities and
Special Needs, Appellant,

In re: State of South Carolina, Respondent,

v.

Rocky A. Linkhorn, Respondent.

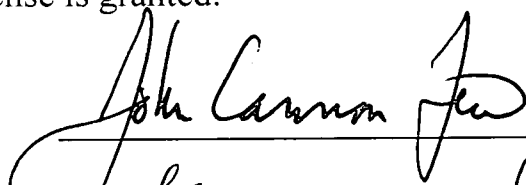
Appellate Case No. 2013-002208

ORDER

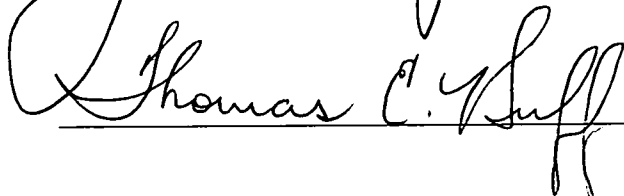
Appellant has filed a petition for a writ of supersedeas, asking this court to stay the circuit court's order granting the State's Rule to Show Cause. The circuit court's order contained four rulings. As to rulings two, three, and four, Appellant's petition for supersedeas is granted.

As to other motions before the court, this court does not have the power to grant Appellant's motion to transfer this case to the South Carolina Supreme Court, and therefore the motion is denied. *See* Rule 204, SCACR ("In any case which is pending before the Court of Appeals, *the Supreme Court may, in its discretion, on motion of any party to the case . . . certify the case for review by the Supreme Court before it has been determined by the Court of Appeals.*" (emphasis added)).

Linkhorn's motion to associate the Appellate Division of the South Carolina Commission on Indigent Defense is granted.



C.J.



J.

Paul G. Short, Jr. J.

Columbia, South Carolina

FILED

02/20/14 JRO

cc: The Honorable J. Michael Baxley
The Honorable Donald V. Myers
Elizabeth C. Fullwood
Andrew F. Lindemann
William H. Davidson, II
Tana G. Vanderbilt
Adam L. Whitsett