

The Supreme Court of South Carolina

Ex parte: Robert W. Harrell, Jr., Respondent,

v.

Attorney General of the State of South Carolina,
Appellant.

In re: State Grand Jury Investigation.

Appellate Case No. 2014-001058

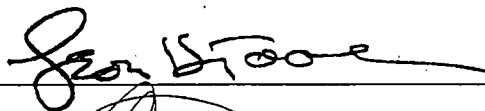
Lower Court Case No. 2014-GS-47-00237

ORDER

Respondent asks the Court to determine this appeal is brought pursuant to S.C. Code Ann. § 14-8-200(b)(3) (Supp. 2013) and is not subject to the automatic stay of S.C. Code Ann. § 14-7-1630(G) (Supp. 2013). In addition, respondent moves to lift any automatic stay.

The order on appeal specifically found the State Grand Jury was not acting within its jurisdiction, and the circuit court judge limited the investigation by halting it and discharged the State Grand Jury by rescinding the order convening it.

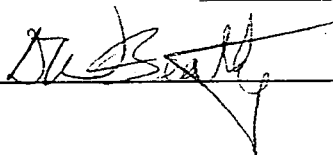
Accordingly, despite the fact the circuit court judge stated the order was not issued pursuant to § 14-7-1630(G), the order was properly construed as falling under that section and the automatic stay was properly recognized. Because respondent presents no further reason for lifting the automatic stay, we deny his motions.



C.J.



J.



J.

John Kittledge
Kaye G. Beam

J.

J.

Columbia, South Carolina

May 23, 2014

cc:

Alan McCrory Wilson, Esquire
John W. McIntosh, Esquire
Robert D. Cook, Esquire
Wayne Allen Myrick, Jr., Esquire
S. Creighton Waters, Esquire
E. Bart Daniel, Esquire
Gedney M. Howe, III, Esquire
Brian T. Petrano, Esquire
Robert E. Stepp, Esquire
Robert E. Tyson, Jr., Esquire
Roland M. Franklin, Jr., Esquire