

# The Supreme Court of South Carolina

The State, Respondent,

v.

Steven Louis Barnes, Appellant.

Appellate Case No. 2014-001283  
Lower Court Case Nos. 2005GS1900273 and  
2055GS1900457

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## ORDER

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In *State v. Barnes*, 407 S.C. 27, 753 S.E.2d 545 (2014), this Court reversed petitioner's convictions and sentence of death. This case is now pending before the court of general sessions, and the State has indicated that it will again seek the death penalty.

Petitioner has now filed a *pro se* notice of appeal from an order dated June 3, 2014. In this order, Judge William P. Keesley declined to address issues relating to the appointment of counsel for trial, finding that these issues would have to be raised to Judge R. Knox McMahon.<sup>1</sup>

Since a criminal defendant cannot appeal until sentenced,<sup>2</sup> the notice of appeal is

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<sup>1</sup> After the order on appeal was issued, this case has been assigned to Judge Diane Schafer Goodstein and she now has "exclusive jurisdiction to hear and dispose " of this case, including "motions to appoint or relieve counsel." The prior order assigning Judge McMahon to this case has been rescinded. Order of the Chief Justice dated June 9, 2014.

<sup>2</sup> *State v. Miller*, 289 S.C. 426, 346 S.E.2d 705 (1986); *Parsons v. State*, 289 S.C. 542, 347 S.E.2d 504 (1986); *State v. Washington*, 285 S.C. 457, 330 S.E.2d 289 (1985).

dismissed. The remittitur will be sent as provided by Rule 221, SCACR.



A handwritten signature in cursive script, appearing to read "J. B. Jones", is written over a horizontal line. The signature is positioned to the left of the text "C.J." and "FOR THE COURT".

C.J.

FOR THE COURT

Columbia, South Carolina

June 20, 2014

cc: Solicitor Donald V. Myers  
Mr. Steven Louis Barnes  
The Honorable Diane Schafer Goodstein  
Elizabeth A. Franklin-Best, Esquire  
J. Hugh Ryan, III, Esquire  
William S. McGuire, Esquire  
Office of the Attorney General