



The South Carolina Court of Appeals

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February 17, 2015

The Honorable Jeanette W. McBride
PO Box 2766
Columbia SC 29202-2766

PARTIAL REMITTITUR

Re: Charles Thomas Brooks, III v. SCCID
Lower Court Case No. 2012CP4007200
Appellate Case No. 2014-002477

Dear Clerk of Court:

The above referenced matter as regards the appellant's appeal of the Order Staying Action as to Trial Only is hereby remitted to the lower court or tribunal. Appellant's appeal of the Order Disqualifying Irma R. Brooks and Charles T. Brooks, III, as Attorneys of Record shall proceed. A copy of the judgment of this Court is enclosed.

Very truly yours,

V. Claire Allen, Deputy

CLERK

Enclosure

cc: Irma Pringle Brooks, Esquire
G. Murrell Smith, Jr., Esquire

The South Carolina Court of Appeals

Charles Thomas Brooks, III, Appellant,

v.

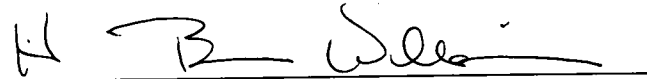
South Carolina Commission on Indigent Defense and
Office of Indigent Defense, Respondents.

Appellate Case No. 2014-002477

ORDER

Respondent has filed a motion to dismiss Appellant's appeal of the Order Staying Action as to Trial Only. After careful consideration of the motion and appealability memoranda submitted by the parties, Respondent's motion is granted. Appellant's appeal of the Order Staying Action as to Trial Only is dismissed. *See Edwards v. SunCom*, 369 S.C. 91, 93, 631 S.E.2d 529, 530 (2006) (holding an order granting a stay is not immediately appealable).

Appellant's appeal of the Order Disqualifying Irma R. Brooks and Charles T. Brooks, III, as Attorneys of Record shall proceed. *See Hagood v. Sommerville*, 362 S.C. 191, 197-98, 607 S.E.2d 707, 710 (2005) (holding an order granting a motion to disqualify a party's attorney affects a substantial right and must be immediately appealed).



FOR THE COURT

Columbia, South Carolina

cc: Irma Pringle Brooks, Esquire
G. Murrell Smith, Jr., Esquire

FILED
1/28/15