

The South Carolina Court of Appeals

The State, Respondent,

v.

Julius Curry, Appellant.

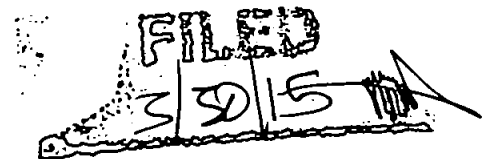
Appellate Case No. 2014-000569

ORDER

Respondent filed a motion to hold this appeal in abeyance pending the receipt of transcripts of audio recordings of phone calls Appellant made while in jail, which were published to the jury but excluded from the trial transcript. Before this court ruled on that motion, Respondent filed a motion to remand for a reconstruction of the record, arguing reconstruction was necessary because the court reporter did not record the phone calls' publication to the jury and the original recordings of the calls are no longer available from the jail's recording system. The motions are granted and this case is remanded to the Chesterfield County Court of General Sessions. Counsel for Respondent is ordered to contact counsel for Appellant and the circuit court judge, the Honorable Paul M. Burch, within ten days of this order to schedule such hearings as the circuit court judge deems appropriate. Counsel for Respondent shall provide an update to the clerk of this court no later than fifteen days from the date of this order, with a copy to counsel for Appellant. This appeal will be held in abeyance pending the trial court's resolution of this matter.


FOR THE COURT

Columbia, South Carolina



cc: Alan McCrory Wilson, Esquire
Kathrine Haggard Hudgins, Esquire
Deborah R.J. Shupe, Esquire
The Honorable Faye L. Sellers
The Honorable Paul M. Burch