

# The Supreme Court of South Carolina

The State, Respondent,

v.

Ricky Lee Blackwell, Appellant.

Appellate Case No. 2014-000610

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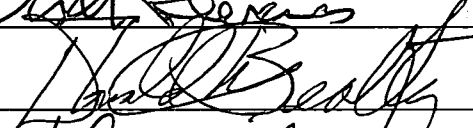
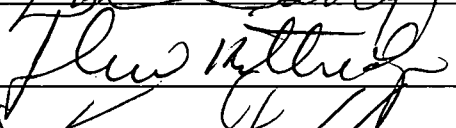
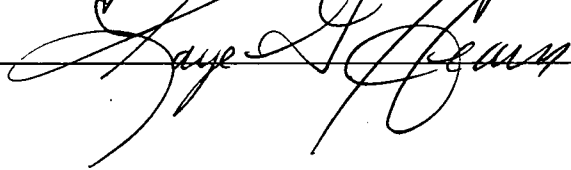
## ORDER

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The State moves the Court to seal appellant's initial brief, or in the alternative, strike the brief and designation of matter to be included in the record on appeal. The State also moves the Court to prohibit inclusion of privileged medical records of a witness not accepted in the record below in the briefs and the record on appeal. Appellant does not object to the State's motion to seal the initial briefs, but objects to the remainder of the relief the State requests. The State has also filed a motion for access to an order issued under seal in this matter. Appellant does not consent to the motion.

We deny the State's request to strike. However, we grant the State's motion to seal appellant's initial briefs as well as the State's initial brief. Both parties shall also file a redacted copy of their initial briefs that omits the references to the records at issue and which will not be sealed.

We also deny the State's request to strike the records from the designation of matter to be included in the record on appeal and to prohibit appellant from including them in the record on appeal. However, appellant shall file the order and records at issue, along with an unredacted copy of the transcript, in a separate record on appeal under seal. A redacted copy of the transcript, in which references to the records at issue have been removed, should be included in the unsealed record on appeal. Finally, we deny the State's request for a copy of or access to the sealed order for purposes of responding to appellant's return to the State's motion.

  
C.J.  
  
J.  
  
J.  
  
J.  
  
J.

Columbia, South Carolina

May 20, 2015

- cc:  
Robert Michael Dudek, Esquire  
Barry Joe Barnette, Esquire  
Alan McCrory Wilson, Esquire  
Melody Jane Brown, Esquire  
David Alexander, Esquire  
The Honorable Roger L. Couch