

The South Carolina Court of Appeals

The State, Respondent,

v.

Earl O. Graham, Appellant.

Appellate Case No. 2014-002113

ORDER

Appellant served and filed a notice of appeal from a bond revocation hearing. Because no sentence has been imposed, the pro se notice of appeal is dismissed. *See State v. Miller*, 289 S.C. 426 (1986) (providing a criminal defendant may not appeal until a sentence is imposed). The remittitur will be sent as provided by Rule 221 of the South Carolina Appellate Court Rules.

To the extent that Appellant is requesting that this court relieve his appointed counsel, the request is denied.


FOR THE COURT

Columbia, South Carolina

cc:

Salley W. Elliott, Esquire

Alan McCrory Wilson, Esquire

John Dennis Delgado, Esquire

FILED
5/28/15

The Supreme Court of South Carolina

The State, Respondent,

v.

Earl O. Graham, Appellant.

Appellate Case No. 2014-002107
Lower Court Case Nos. 2012GS4001986,
2012GS4001987, 2012GS4001988, 2012GS4001989,
2012GS4001990, 2012GS4091991

ORDER

John Delgado, Esquire, appellant's appointed counsel in these cases, has forwarded this Court a *pro se* notice of appeal that his client has served. He indicates that this appeal arises out of a bond revocation hearing.

A criminal defendant may not appeal until sentence is imposed. 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). Since no sentence has been imposed in any of these cases, the *pro se* notice of appeal is dismissed and the remittitur will be sent as provided by Rule 221 of the South Carolina Appellate Court Rules (SCACR).

Finally, to the extent that petitioner's letter dated October 7, 2014, may be a request for this Court to relieve Mr. Delgado as his counsel in this appeal and to appoint new counsel, that motion is denied. *See* Rule 264, SCACR (counsel before the lower court remains as counsel on appeal unless relieved by the appellate court);

Rule 602(e), SCACR (continuing representation).


C.J.
FOR THE COURT

Columbia, South Carolina
October 16, 2014

cc: Mr. Earl O. Graham
John Dennis Delgado, Esquire
Alan McCrory Wilson, Esquire
Solicitor, 5th Judicial Circuit



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

May 28, 2015

Mr. John Dennis Delgado, Esquire
1614 Taylor St.
Columbia SC 29201

Re: The State v. Earl O. Graham
Appellate Case No. 2014-002113

Dear Counsel:

Enclosed is the decision of the Court. The remittitur will be sent as provided by Rule 221(b) of the South Carolina Appellate Court Rules.

Very truly yours,

V. Claire Allen, Deputy

CLERK

cc: Earl O. Graham
Salley W. Elliott, Esquire
Alan McCrory Wilson, Esquire