

# The South Carolina Court of Appeals

The State, Respondent,

v.

Kristopher R. Crawford, Appellant.

Appellate Case No. 2012-212239

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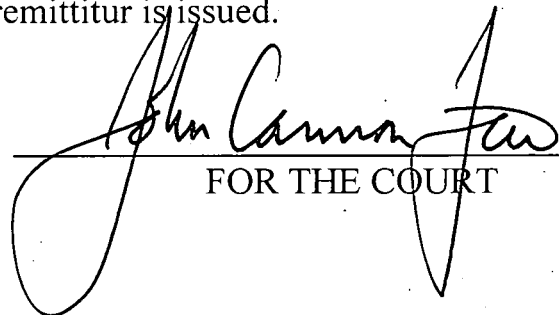
## ORDER

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Appellant appeals a circuit court order denying his motion to dismiss, disqualify, or exclude witnesses. Respondent has filed a motion to seal the record and a motion to dismiss for lack of appealability.

Because Appellant is a criminal defendant and has not yet been sentenced, this order is not immediately appealable. *See State v. Miller*, 289 S.C. 426, 427, 346 S.E.2d 705, 706 (1986) (noting a criminal defendant may not appeal pursuant to section 14-3-330 until after his sentence has been imposed). Accordingly, Respondent's motion to dismiss this appeal is granted.

As to Respondent's motion to seal the record, in light of our decision to dismiss the appeal, the record will be treated in the same manner as its contents were treated by the circuit court. This court will retain a sealed copy of the appealed order. Further, any pleadings filed with this court will be retained, unsealed. All documents attached to the pleadings or otherwise filed with this court will be returned to the parties when the remittitur is issued.

  
C.J.  
FOR THE COURT

Columbia, South Carolina

cc:

Celeste Tiller Jones

D. Malloy McEachin, Jr.

Heather Savitz Weiss

S. Creighton Waters

G. Murrell Smith, Jr.