

The South Carolina Court of Appeals

The State, Respondent,

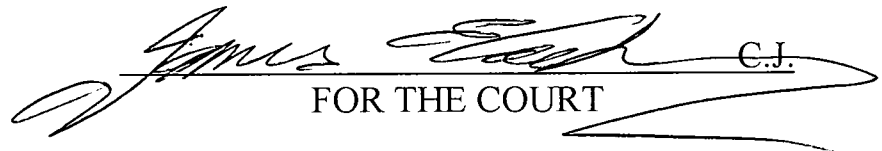
v.

Terrance Stewart, Appellant.

Appellate Case No. 2016-000729

ORDER

We dismissed this appeal on June 14, 2016, holding the circuit court's order denying Appellant's motion to dismiss on the ground of double jeopardy was not immediately appealable. Appellant has now filed a motion to reinstate this appeal and hold it in abeyance pending the South Carolina Supreme Court's resolution of *State v. Rearick*, Case No. 2014-001692. Because *Rearick* concerns the same question of appealability, this appeal shall be held in abeyance pending our Supreme Court's decision in *Rearick*. This court will consider the motion to reinstate after the Supreme Court's decision in *Rearick* is filed. Appellant shall provide this Court with status updates every sixty days.

 C.J.
FOR THE COURT

Columbia, South Carolina

FILED

August 11, 2016

cc:

Clarence Rauch Wise, Esquire
Alan McCrory Wilson, Esquire
Margaret Graham Boykin, Esquire
John Benjamin Aplin, Esquire