

The South Carolina Court of Appeals

Deborah Mihal, and American Civil Liberties Union
Foundation of South Carolina, Appellants,

v.

Governor Henry McMaster, in his official capacity, and
Marcia S. Adams, Executive Director of the South
Carolina Department of Administration, in her official
capacity, Respondents.

Appellate Case No. 2021-000379

ORDER

Appellants have filed a notice of appeal from the circuit court's order denying Appellants' motion for a temporary restraining order and/or preliminary injunction. Appellants have also filed a petition for supersedeas, requesting that this court supersede the circuit court's order and enjoin Respondent Governor Henry D. McMaster's March 5, 2021 executive order, which directed state agencies to "immediately expedite the transition back to normal operations" and submit a plan to "expeditiously return all non-essential employees and staff to the workplace on a full-time basis." Executive Order 2021-12 (March 5, 2021). Respondents have filed returns to the petition, and Appellants filed a reply.¹ After careful consideration of the underlying order and the parties' filings, the petition for supersedeas is denied.


FOR THE COURT

FILED
Apr 22 2021

¹ Appellants' reply indicates Appellant Deborah Mihal was granted an accommodation under a new telework policy, but Appellants note the temporary authorization states "it can be modified or removed at any moment."

Columbia, South Carolina

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