



State of South Carolina
The Circuit Court of the Tenth Judicial Circuit

R. Lawton McIntosh
Judge

May 8, 2013

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SC Court of Appeals

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Honorable Jenny Abbott Kitchings, Clerk
SOUTH CAROLINA COURT OF APPEALS
Post Office Box 11629
Columbia, South Carolina 29211

re: Blue Ridge Electric Cooperative, Inc. vs.
Kathleen Gresham (Jennings)
CA No. 2008-CP-23-5245
SC Court of Appeals

Dear Ms. Kitchings:

Please allow me to update you on the status of the attempt to reconstruct the record in the captioned matter. On Monday, April 29, 2013, I conducted a hearing attended by Ms. Jennings and her witness, and by Larry Brandt, Esquire, Steven W. Hamm, Esquire, and their witnesses.

Prior to the hearing and again on the date of the hearing, Blue Ridge Electric Cooperative announced that they were abandoning their appeal on any monies due on their account with Ms. Jennings. Therefore, the issues on appeal would be whether or not a trespass occurred, as well as such issues raised by Ms. Jennings.

I received the testimony of Ms. Jennings' witness (which he confirmed, while testifying, was contained in the record that was prepared), as well as Ms. Jennings' testimony. Also, Mr. Brandt presented a witness on behalf of Blue Ridge.

Thereafter, I allowed the parties to argue as to whether or not there was an adequate transcript to be used as a record on appeal and also addressed certain allegations raised before and during the hearing.

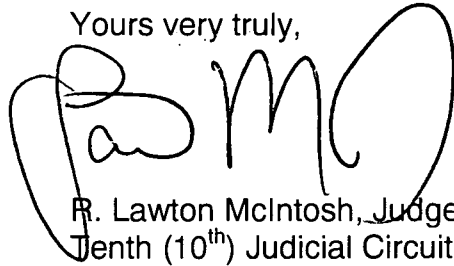
I have requested the transcript of the hearing be prepared, which I will forward to the Clerk's office and the parties and/or counsel upon receipt. I will update the Court upon receipt of the same.

Honorable Jenny Abbott Kitchings, Clerk
re: Blue Ridge v. Jennings
May 8, 2013 || page two

If you require additional or further information, please do not hesitate to call. By copy of this letter, I am notifying Ms. Jennings, Mr. Brandt and Mr. Hamm of this communication.

With kindest regards, I remain

Yours very truly,

A handwritten signature in black ink, appearing to read 'R. Lawton McIntosh'. The signature is stylized with large, sweeping loops and is positioned above the printed name and title.

R. Lawton McIntosh, Judge
Tenth (10th) Judicial Circuit

RLMc:sfs

cc: Larry Brandt, Esquire
Steven W. Hamm, Esquire
Kathleen Jennings