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S.C. SUPREME COURT

ALAN WILSON
ATTORNEY GENERAL

November 27, 2022

The Honorable Patricia A. Howard
Clerk – South Carolina Supreme Court
Post Office Box 11330
Columbia, South Carolina 29211
By email only to supctfilings@sccourts.org

**Re: *Ronnie C. Swofford v. State of South Carolina*
Appellate Case No. 2021-001436**

Dear Ms. Howard:

The State's return to the petition for writ of certiorari in the above-referenced appeal is due to be served and filed tomorrow. Whether the PCR court was correct to grant relief to Mr. Swofford under *Austin v. State*, 305 S.C. 453, 409 S.E.2d 395 (1991), is the only issue raised in the petition. The State conceded below that Mr. Swofford was entitled to the relief granted to him by the PCR court. As such, the State does not intend to file a return to the petition. Please accept this letter in lieu of a formal return. If a more formal response is required, please let me know.

Sincerely,

s/Taylor Zane Smith
Taylor Z. Smith
Assistant Attorney General
S.C. Bar#103282

cc: Joanna K. Delany, Esquire (by email only)