

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

---

**RECEIVED**

**Jan 19 2023**

S.C. SUPREME COURT

Certiorari to the Court of Appeals  
Appeal from Lexington County  
Eugene C. Griffith, Jr., Circuit Court Judge

---

Opinion No. 5943 (S.C. Ct. App. filed August 31, 2022)  
Lower Court Case No. 2014-GS-32-03244

---

THE STATE,

RESPONDENT,

V.

NICHOLAS BENJAMIN CHHITH-BERRY,

PETITIONER

APPELLATE CASE NO. 2022-001612

---

CERTIFICATE OF SERVICE

---

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the reply to return to petition for writ of certiorari to the Court of Appeals in the above-referenced case has been served upon J. Anthony Mabry, Esquire at the primary e-mail address listed in the Attorney Information System (AIS), which is [amabry@scag.gov](mailto:amabry@scag.gov), this 19<sup>th</sup> day of January, 2023.



Susan B. Hackett  
Appellate Defender

South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
PO Box 11589  
Columbia, SC 29211-1589

ATTORNEY FOR PETITIONER

**From:** [Stock, Chris](#)  
**To:** [amabry@scag.gov](mailto:amabry@scag.gov); [SC - D"ALESSIO DONNA](#)  
**Cc:** [Hackett, Susan](#)  
**Subject:** Chhith-Berry, N. - Reply to Return to Petition for Writ of Certiorari to the Court of Appeals - 2022-001612  
**Date:** Thursday, January 19, 2023 12:15:00 PM  
**Attachments:** [Chhith-Berry, N. - Reply to Return to Petition for Writ of Certiorari to the Court of Appeals - 2022-001612 - AG Cover Letter.pdf](#)  
[Chhith-Berry, N. - Reply to Return to Petition for Writ of Certiorari to the Court of Appeals - 2022-001612.pdf](#)

---

Mr. Mabry,

Please find attached for service the Reply to Return to Petition for Writ of Certiorari to the Court of Appeals for Nicholas Benjamin Chhith-Berry's appeal which will be filed today with the Supreme Court.

Thank you.

Chris

**Chris Stock**  
Administrative Assistant  
Commission on Indigent Defense  
Appellate Division  
(803) 734-1330