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Jan 26 2023

SC Court of Appeals



SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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Robert M. Dudek, Chief Appellate Defender  
Wanda H. Carter, Deputy Chief Appellate Defender

January 26, 2023

The Honorable Jenny A. Kitchings  
Clerk, S.C. Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

Re: The State v. Claybon Lewis Atwater, Jr.  
Appellate Case No. 2021-001320

Dear Ms. Kitchings:

Enclosed is a proposed order in the above case. By copy of this letter, we are also forwarding a copy of this proposed order to Joshua A. Edwards, Esquire. Thank you for your assistance in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Joanna K. Delany", is written over a printed name and title.

Joanna K. Delany  
Appellate Defender

JKD/kw

cc: Joshua A. Edwards, Esquire

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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Appeal from Horry County

Honorable Steven H. John, Circuit Court Judge

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THE STATE,

RESPONDENT,

V.

CLAYBON LEWIS ATWATER, JR.

APPELLANT

APPELLATE CASE NO. 2021-001320

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O R D E R

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On motion of Joanna K. Delany, attorney for appellant, it is hereby ORDERED that State's Exhibit #1 (DVD- Floyd Bodycam), State's Exhibit #21 (1 Photo), State's Exhibit #28 (DVD- Shick Bodycam), State's Exhibit #36 (State's 31 with redactions), and State's Exhibit #37 (State's 30 with redactions), be released to the Office of the Attorney General, or its designee, for transporting to the Court of Appeals of South Carolina for purposes of review by the Court for the above-captioned case.

By \_\_\_\_\_  
CLERK

Columbia, South Carolina

January 26, 2023

Copies to: The Honorable Renee N. Elvis  
Joanna K. Delany, Esquire  
Joshua A. Edwards, Esquire

**From:** [Warren, Kaylynn](#)  
**To:** ["Josh Edwards"](#)  
**Cc:** [Delany, Joanna](#); ["Leigh Ann Stone"](#)  
**Subject:** RE: 2021-001320 The State v. Claybon Lewis Atwater, Jr.  
**Date:** Thursday, January 26, 2023 12:36:00 PM  
**Attachments:** [2021-001320 The State v. Claybon Lewis Atwater, Jr. Cover Letter and Proposed Transportation Order.pdf](#)

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Good Afternoon,

Please find attached for service in the above-referenced case the corresponding Proposed Transportation Order which will be filed contemporaneously with the Record on Appeal.

Respectfully,  
Kaylynn

**Kaylynn Warren**

Administrative Assistant  
South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
(803) 734-1330

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**From:** Warren, Kaylynn  
**Sent:** Thursday, January 26, 2023 12:26 PM  
**To:** Josh Edwards <JEdwards@scag.gov>  
**Cc:** Delany, Joanna <jdelany@sccid.sc.gov>; Leigh Ann Stone <LeighAnnStone@scag.gov>  
**Subject:** 2021-001320 The State v. Claybon Lewis Atwater, Jr.

Good Afternoon,

Please find attached for service in the above-referenced case the Record on Appeal which will be filed today, January 26, 2023, with the Court of Appeals via email filing.

Respectfully,  
Kaylynn

**Kaylynn Warren**

Administrative Assistant  
South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
(803) 734-1330