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Jun 13 2023

SC Court of Appeals

From: [gerard b](#)
To: [Court Of Appeals Filings](#)
Subject: Response to Defense
Date: Tuesday, June 13, 2023 9:53:12 PM

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Dear Ms. Allen

We have received a letter from the Respondent stating that we have yet to correspond with them since your letter dated April 12, 2023.

Mr. Merck claims that in your letter of April 12, you have “specifically stated that the Appellant, Mr. Baghdassarian, was instructed to copy” the defense “with all correspondence.”

We apologize for any misunderstanding, but we must confirm to all parties that we are not in possession of your letter of April 12, 2023, and believe it must have been lost. We contacted the court of appeals in April for that purpose to be informed about the content of a letter we suspected had been sent and to send us another copy if necessary. We have been told that all we needed to do is send a brief within 30 days of the receipt of the requested transcripts. Until now we have not received any copy of that letter. We have not been able to read it nor do we know all of its content. We therefore will be contacting Mr. Merck asap and informing him that the transcripts were ordered on April 23rd and that we received them on the business day of Monday the 5th of June 2023.

Therefore, we should have till Wednesday, July 5th, to present our brief to the court.

Is there anything else do we need to correspond to with the defense’s lawyer?

Do we have to send him a copy of the brief?

We kindly ask you to ignore his plea to incur his costs on us since the latter was lost, it is not in our possession, nor have we read its content. There should be a witness to testify that we contacted the court in April 2023 for that purpose.

Thank you very much for your understanding.

Appellant

Jirair Baghdassarian.