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March 11, 2024

The Honorable Patricia Howard
Clerk, South Carolina Supreme Court
P.O Box 1330
Columbia, South Carolina 29211

RECEIVED

Mar 11 2024

S.C. SUPREME COURT

Re: The State v. Phillip W. Lowery
Appellate Case No. 2022-000806

Dear Ms. Howard:

The above-referenced case is scheduled for oral argument on March 26, 2024. Pursuant to Rule 208(b)(7), SCACR, I am submitting supplemental authority that is relative to the Court's standard of review. Respondent would cite State v. Brewer, 438 S.C. 37 n. 1, 882 S.E.2d 156, 160 n. 1 (2022) and State v. Frazier, 437 S.C. 625, 879 S.E.2d 762 (2022) as pertinent and significant authority as to the appropriate standard of review on cases of mixed law and fact.

Sincerely,


Gary H. Johnson
Appellate Defender

JKD/kpw

cc: Ambree M. Miller, Esquire (*via email*)