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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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Jun 07 2024

SC Court of Appeals

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

June 7, 2024

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

Re: State v. Brian Keith Nesbitt, Appellate Case No. 2023-001831

Dear Ms. Kitchings:

The brief of appellant and designation of matter to be included in the record on appeal in the above titled case are due to be served and filed with this Court on June 13, 2024. However, while perusing the appellate documents, I discovered that a record of a pre-trial Blair competency hearing held on September 14, 2023, in the case was missing from the file. An order for the missing transcript has been placed on today's date. A copy of our transcript request is attached.

Therefore, I am asking for the filing time limits to be held in abeyance pending receipt of the pre-trial hearing transcript. Only one prior extension has been requested in this case on appeal. I am available should any questions arise in connection with this matter or if any additional information is needed.

Sincerely,

Wanda H. Carter
Deputy Chief Appellate Defender

WHC/sl

cc: Mark R. Farthing, Esq.



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June 07, 2024

Ms. Cheryl A. Smith
Circuit Court Reporter
P.O. Box 80032
Simpsonville, SC 29680

Dear Ms. Smith:

Please provide us with the following transcript:

The State v. Brian K. Nesbitt
Appellate Case No. 2023-001831
County: Greenville
Presiding Judge: Perry H. Gravely

Case #: 2020GS2301866
Date of Trial: Sept. 14, 2023

Pursuant to the SC Court Reporter's Manual, please number the lines on the paper from 1-25 and include any and all recorded motions (pretrial and post-trial). Consecutive numbering of pages must be used throughout all volumes regardless of the number of volumes involved. Additionally, please transcribe the **jury selection** and the State and defense counsel's **opening and closing arguments** and include the **jury strike sheet**. Please be sure to include **headers** and a **complete index** including a **listing of exhibits**. **Please, do not include keyword indexing.**

If you are aware of any co-defendants, additional transcripts, or if the Attorney General's Office has already requested a transcript, please let us know.

Please send transcripts electronically, you must use the SC Department of Technology's file transfer service at <https://scfiledrop.sc.gov>. New users click the register button to sign up for the service. For assistance with registration or passwords, contact the SC Department of Technology Service Center at 803-896-0001, option 2.

To ensure prompt payment, please sign and complete the enclosed form and include the original criminal case number (indictment number) where the space is provided.

Sincerely,

s/ Della White
Administrative Coordinator

cc: S. C. Court of Appeals
Attorney General's Office
S. C. Court Administration