

STATE OF SOUTH CAROLINA
COUNTY OF SUMTER

Bobby Wayne Stone, SK 5051
Applicant,

v.

The State of South Carolina,
Respondent.

IN THE COURT OF COMMON PLEAS
THIRD JUDICIAL CIRCUIT

Case Number: 2018-CP-43-01025

EIGHTH STATUS UPDATE

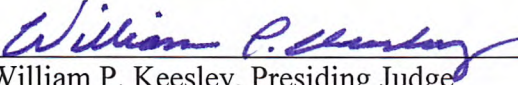
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Jan 13 2023

S.C. SUPREME COURT

A status conference was held on January 13, 2023. The report of the mental health examiner for the South Carolina Department of Disabilities and Special Needs (DDSN) has been issued, and it found that the applicant suffers from an intellectual disability. The applicant's expert has not yet written a report, but is expected to reach the same conclusion as DDSN. The State intends to retain an expert within the next few weeks. The applicant may object claiming that DDSN is the State's expert. Depositions are going to be scheduled by the State for the applicant's expert (after the report is prepared), as well as an investigator. The applicant intends to contest the deposition of the investigator on the grounds of work product. The applicant will file a motion for summary judgment at some point. The State believes that a hearing on the merits could be had within 2023. The court intends to expedite the conclusion of its assignment of May 9, 2019 by the Chief Justice of the Supreme Court of South Carolina.

RESPECTFULLY SUBMITTED this 13th day of January, 2023


William P. Keesley, Presiding Judge
by Special Assignment