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SC Court of Appeals



ALAN WILSON  
ATTORNEY GENERAL

September 9, 2024

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

Re: In the Matter of the Care and Treatment of Phillip Byron Nix  
Appellate Case no. 2024-001440

Dear Ms. Kitchings:

This letter is to confirm our office received the Appellant's Notice of Appeal in the above-reference case, and to advise you I will be representing the State in this appeal. Please forward all future correspondence regarding this matter directly to me.

A motion for a new trial was filed in the circuit court on August 22, 2024, and the State filed a return to that motion on September 3, 2024. The motion is still pending in the circuit court. Therefore, this appeal should either be dismissed as premature, or held in abeyance until the circuit court rules on the new trial motion.

Do not hesitate to contact me if you need additional information from this office.

Sincerely,

Deborah R.J. Shupe  
Senior Assistant Deputy Attorney General

DRJS/ahb

Cc: Kindle Johnson, Esquire  
Robert M. Dudek