



ALAN WILSON
ATTORNEY GENERAL

October 7, 2013

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

RE: State v. Sebastian James Hepburn
Appellate Case No: 2012-213403

Dear Ms. Kitchings:

Please accept this letter as the State's Return to Appellant's Petition for on order remanding this appeal to reconstruct the record. After review of the motion and attachments the State has no basis upon which to oppose the request for remand for reconstruction of the missing portions of the trial transcript. However, the State strenuously opposes an order setting aside Appellant's conviction and ordering a new trial at this time because no attempt has yet been made to reconstruct the record.

Sincerely,

Salley W. Elliott
Senior Assistant Deputy Attorney General

SWE/ab

cc: Kathrine H. Hudgins, Esquire
Ms. Trisha Allen

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SC Court of Appeals