



ALAN WILSON  
ATTORNEY GENERAL

October 2, 2013

The Honorable Daniel E. Shearouse  
Clerk, South Carolina Supreme Court  
Post Office Box 11330  
Columbia, South Carolina 29211

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

RECEIVED  
OCT 04 2013  
SC Court of Appeals

RE: The State v. Lamar Graves  
Appellate Case No: 2013-001873

Dear Mr. Shearouse and Ms. Kitchings:

I am writing in response to an inquiry from Brendan M. Delaney, Esquire, about the appeal from the Rule 29 motion SCrimP. In view of the position of the South Carolina Office of Appellate Defense, I note State v. Clinkscales, 318 S.C. 513, 458 S.E.2d 548 (1995) in which our Supreme Court indicates a defendant is not entitled to counsel on a motion for new trial on the ground of after discovered evidence.

Respectfully,

Salley W. Elliott  
Senior Assistant Deputy Attorney General

SWE/ab

cc: Brendan M. Delaney, Esquire