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OCT 15 2013
SC Court of Appeals

ANDREW J. SAVAGE, III
Certified Criminal Trial Advocate - NBTA

J. SCOTT BISCHOFF, II
DONALD L. MCCUNE, JR.

October 14, 2013

VIA FACSIMILE AND US MAIL

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

RE: Allen Livingston v. Harold Simmons
Appellate Case Number: 2013-001306

Dear Ms. Kitchings:

Following the untimely death of Jeff Barnwell, I have consulted with Allen Livingston. Mr. Livingston advises that he wishes to withdraw his appeal. Accordingly, I will be preparing a Motion for Withdrawal for this action.

By copy of this letter to opposing counsel J. Seth Whipper, I am requesting that he advise the Court in writing whether he has any objection.

With best wishes, I remain

Sincerely,

S/Andrew J. Savage, III

Andrew J. Savage, III

AJS,III/hch

cc: J. Seth Whipper, Esquire (via email only)
Mr. Allen Livingston (via email only)

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SC Court of Appeals

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TELEFAX COVER LETTER

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TO: SC Court of Appeals

FAX NO.: 1-803-734-1839

FROM: Heather C. Hill

DATE: Monday, October 14, 2013 5:12:46 PM

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