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SC Court of Appeals



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May 8, 2025

The Honorable Jenny Abbott Kitchings
Clerk, S.C. Court of Appeals
Post Office Box 11629
Columbia, S.C. 29211

Re: The State v. Driscoll Riggins, Appellate Case No. 2023-000868

Dear Ms. Kitchings:

The above-referenced case is scheduled for oral argument on Tuesday, May 13, 2025, before a panel of the Court of Appeals. Pursuant to Rule 208(b)(7), SCACR, I am submitting supplemental authority that is pertinent and significant authority for the application of a duty to retreat and the appropriate remedy related to immunity hearings under S.C. Code §16-11-440 (Arguments I and II of Appellant's Final Brief). Appellant would cite to this Court's opinion in State v. Dennis, 444 S.C. 353, 907 S.E.2d 142 (Ct. App. 2024), reh'g denied (Oct. 30, 2024), cert. granted (Apr. 22, 2025), as additional authority touching on the duty to retreat element and appropriate remedy under the statute.

If you have questions or require more information, please contact me.

Sincerely,

A handwritten signature in blue ink, appearing to read "Gary H. Johnson", with a long horizontal flourish extending to the right.

Gary H. Johnson
Appellate Defender

cc: Andrew D. Powell, Esquire