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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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**Oct 17 2025**

**SC Court of Appeals**

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Wanda H. Carter, Interim Chief Appellate Defender

October 17, 2025

Jenny Kitchings  
Clerk, S.C. Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

Re: The State v. Thomas E. McDowell, Appellate Case No. 2024-000226

Dear Ms. Kitchings:

Yesterday, October 16, my office inadvertently filed a "Motion to Transfer" in this case with this Court. That motion was intended for the Supreme Court. I apologize for this mistake. Please consider that filing as notice and a copy of the motion. The motion has now been filed with the Supreme Court, albeit retitled as "Motion to Certify" instead. If necessary, please consider this a request to withdraw the motion filed with this Court.

If you have any questions or require any additional information, please do not hesitate to contact me.

Sincerely,

Jordan Wayburn  
Attorney for Appellant

cc: R. Brandon Larrabee (via email only)