



The Supreme Court of South Carolina

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November 04, 2013

Robert Michael Dudek, Esquire
Division of Appellate Defense
1330 Lady St., Ste 401
Columbia SC 29201

Re: Benjamin Nabors v. State
Appellate Case No. 2013-001797

Dear Mr. Dudek:

As you know, your office has agreed to provide representation in this post-conviction relief case and has ordered the PCR hearing transcript in this matter. Consistent with your office policy, a specific attorney in your office will not be assigned to this matter until the transcript is received in this matter.

Enclosed is correspondence received from Mr. Nabors dated October 30, 2013. Since your office represents him in this matter, no action will be taken on this *pro se* correspondence. *Miller v. State*, 388-S.C. 347, 697 S.E.2d 527 (2010); *Jones v. State*, 348 S.C. 13, 558 S.E.2d 517 (2002); *State v. Stuckey*, 333 S.C. 56, 508 S.E.2d 564 (1998); *Foster v. State*, 298 S.C. 306, 379 S.E.2d 907 (1989). I am sure that your office will promptly appoint a specific counsel to this matter once

the transcript is received by your office. Until that is done, we will continue to list you as the Chief Appellate Defender for the Division of Appellate Defense, as his counsel in this matter.

I do note that Mr. Nabor's "appeal" of this Court's order of October 9, 2013, which has been construed as a petition for rehearing, is still pending. The parties will be advised once this Court takes action on this rehearing request.

Very truly yours,

A handwritten signature in black ink, appearing to be "D. E. S.", with a long horizontal flourish extending to the right.

CLERK

Enclosure

cc: James Rutledge Johnson, Esquire
Mr. Benjamin Nabors, #233844