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Apr 07 2026

SC Court of Appeals



ALAN WILSON
ATTORNEY GENERAL

April 7, 2026

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

RE: State v. April Jarqvia Lilliston – Appellate Case No. 2025-001673

Dear Ms. Kitchings:

Yesterday, the appellant, April Jarqvia Lilliston, moved for her appeal to be dismissed without prejudice because her post-plea motion seeking reconsideration of her sentence, which was timely filed on the same date as the notice of appeal, has not yet been ruled upon and remains pending in the Berkeley County Court of General Sessions. Please be advised the State agrees with Lilliston that dismissal without prejudice is warranted under the circumstances involved and asks that Lilliston's motion be granted. See Hudson v. Hudson, 290 S.C. 215, 216, 349 S.E.2d 341, 342 (1986) (instructing an appeal "shall be dismissed without prejudice" upon receipt of notice a timely post-trial motion was filed in the lower court and has not yet been finally resolved). Thank you very much, and, if you have any questions or concerns or if a more formal return is needed, please do not hesitate to contact me.

Sincerely,

Mark R. Farthing
Senior Assistant Deputy Attorney General
S.C. Bar Number 76901

MRF/

cc: Joanna K. Delany, Esq. (via electronic mail)
Assistant Solicitor Rachel H. Janowski (via electronic mail)
Assistant Solicitor F. Alexander Myers (via electronic mail)
Victim Advocacy Division