



ALAN WILSON
ATTORNEY GENERAL

December 9, 2013

VIA HAND-DELIVERY AND EMAIL

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

RE: State v. Theodore Manning – Appellate Case No. 2010-176707

Dear Ms. Kitchings:

The above-referenced criminal appeal is currently pending before this Court, and scheduled for oral argument December 10, 2013. Pursuant to Rule 208(b)(7), SCACR, and Rule 242, SCACR, the State seeks to provide the Court with a supplemental citation based on the belief the citation may be relevant and helpful to the Court in addressing the issues raised in the appeal. The State believes the following citations are relevant to the issues related to The Protection of Persons and Property Act: State v. Isaac, 405 S.C. 177, 747 S.E.2d 677 (2013) (overruling State v. Duncan, and finding the denial of immunity is not immediately appealable); State v. Curry, Op. No. 27335 (S.C. Sup. Ct. Filed December 4, 2013) (finding evidence to support the trial court's denial of the motion for immunity, and upon denying immunity, finding the jury should not have been charged the provision of the Act). Opposing counsel has been notified of this supplemental citation by email and mail.

Sincerely,

William M. Blich Jr.
Assistant Attorney General
Bar No. 15608

cc: Fielding Pringle, Esquire
Luke Shealey, Esquire

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