



ORIGINAL

Division of Appellate Defense
1330 Lady Street, Suite 401
Columbia, South Carolina 29201-3332
Post Office Box 11589
Columbia, South Carolina 29211-1589
Telephone: (803) 734-1330
Facsimile: (803) 734-1397

Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

December 17, 2013

Honorable Jenny Abbott Kitchings
Clerk, S.C. Court of Appeals
1015 Sumter Street
Columbia, SC 29201

RECORDED
DEC 17 2013
SC Court of Appeals

Re: State v. Sean Philip Smith, Appellate Case No. 2012-212664

Dear Ms. Kitchings:

I am writing to the Court with an update concerning the above-referenced matter. On October 1, 2013, this Court granted the petition to reconstruct the record of Mr. Smith's hearing concerning his motion to reconsider his sentence held on July 23, 2012 before the Honorable Edgar W. Dickson. Specifically, the Court ordered the matter remanded to the Honorable Edgar W. Dickson for the scheduling of "such hearings as the circuit judge deems appropriate to accomplish the reconstruction." Thereafter, the parties agreed to a new hearing on the reconsideration motion rather than a reconstruction hearing. On November 13, 2013, I sent a petition for consent order to the Court to remand for a new hearing on the reconsideration motion.

Today, I spoke to Tommy Scott, Esquire, the assistant solicitor in the matter. He informed me that Judge Dickson will be in Orangeburg County during the weeks of January 13, 2014 and March 10, 2014.

I look forward to hearing from the Court concerning the petition for consent order. If you require additional information, please do not hesitate to contact me.

Sincerely,

Susan B. Hackett
Appellate Defender

SBH/

cc: Salley Elliott, Esquire
Tommy Scott, Esquire