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SC Court of Appeals

ALAN WILSON
ATTORNEY GENERAL

July 30, 2026

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

RE: State v. Kevin Richard Alexander, Jr. – Appellate Case No. 2025-001272

Dear Ms. Kitchings:

The above-referenced criminal appeal is currently pending before this Court. On July 23, 2026, Appellant filed a motion seeking for the matter to be remanded to the circuit court for reconstruction of missing portions of the trial record. The State respectfully asks this Court to please accept this letter in lieu of a formal return to Appellant's motion.

Through his motion, Appellant contends a remand for reconstruction of the trial record is necessary in his case because: (1) the words "unintelligible" and "inaudible" now appear a total of thirty-two times in the revised June 17, 18, and 20, 2025, transcripts that have been prepared, which are collectively comprised of approximately 385 pages; and (2) the transcript from June 16, 2025, is not currently available for transcription due to issues with the related recording. Appellant further noted Kevin Dehlinger, the Director of Operations for the company that has been assigned to prepare the transcript, had indicated Court Administration was searching for a transcribable recording from June 16, 2025.

Upon receiving Appellant's motion, the State reached out to Court Administration and Mr. Dehlinger to check on the status of the search for a transcribable recording of the June 16, 2025, proceedings. In response, Mr. Dehlinger confirmed a transcribable recording has now been received by his company, the transcript is currently in production, and it is expected to be completed by August 4, 2026.

Based on Mr. Dehlinger's update, Appellant sent a letter to this Court on July 27, 2026. Through it, Appellant asks this Court to delay ruling on his motion seeking a remand until he is able to confirm whether an adequate transcript of the June 16, 2025, proceedings can be prepared.

Since the transcript from the June 16, 2025, proceedings is currently in production and is expected to be completed soon, the State respectfully asks this Court to deny Appellant's motion

as premature at this time *without* prejudice to Appellant's ability to seek a remand in the event one is deemed to be necessary in the future. Meanwhile, if this Court is not inclined to deny the motion without prejudice, the State respectfully joins in Appellant's request for the matter to be held in abeyance until the transcript from the June 16, 2025, proceedings can be completed and asks this Court to grant that request.

Thank you very much, and, if you should have any questions or concerns or if a more formal return is desired, please do not hesitate to contact me

Sincerely,



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

MRF/

cc: Dayne C. Phillips, Esq.