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SC Court of Appeals

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Wanda H. Carter, Chief Appellate Defender

October 16, 2026

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

Re: The State v. Messiah Kasheef Anderson
Appellate Case No. 2025-000314

Dear Ms. Kitchings:

This letter is in response to the Court's Order dated October 13, 2026 (see attached), allowing the above-referenced appeal to go forward. Appellate Defense is unable to represent Mr. Anderson in this case because of a conflict of interest. David Alexander from our office represented Mr. Green at the hearing on August 24, 2026, that is the subject of the State's appeal in Mr. Anderson's case. The State's certificate of service on the notice of appeal in Mr. Anderson's case does not indicate that it served either Mr. Green or Mr. Alexander with the Notice of Appeal. Our information is that Mr. Rigney was retained by Mr. Anderson and not appointed.

If the Court has any further questions or needs any additional information regarding this matter, please do not hesitate to contact me.

Sincerely,

Wanda H. Carter
Chief Appellate Defender

c. Melody Jane Brown, Esq.
David E. Rigney, Esq.
David Alexander, Esq.

The South Carolina Court of Appeals

The State, Appellant,

v.

Messiah Kasheef Anderson, Respondent.

Appellate Case No. 2026-001889

ORDER

On August 25, 2026, the State filed a notice of appeal from a circuit court's oral ruling that the testimony of Jimmie Green, a potential witness in the criminal case against Respondent, is not admissible at trial. Upon receipt of the notice, this court requested appealability memoranda from the parties. On September 8, 2026, the State filed a memorandum, arguing the order on appeal is immediately appealable because the circuit court's suppression of Green's testimony significantly impairs its prosecution of Respondent. Respondent did not file a memorandum. After careful consideration, we allow the appeal to proceed. However, this order merely allows the appeal to proceed at this time and does not finally determine whether the underlying ruling is subject to immediate review. Therefore, the parties should address appealability in their briefs.

J.

FOR THE COURT

Columbia, South Carolina

FILED
Oct 13 2026

cc:
Alan McCrory Wilson, Esquire
Melody Jane Brown, Esquire
Isaac McDuffie Stone, III, Esquire
David E. Rigney, Esquire
Wanda H. Carter, Esquire