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January 21, 2014

S.C. Supreme Court

The Honorable Daniel E. Shearouse
Clerk
South Carolina Supreme Court
P.O. Box 11330
Columbia, S.C. 29211

Re: *Kenneth Simmons v. State of South Carolina*, 05-CP-18-1368

Dear Mr. Shearouse:

Pursuant to *In re Stays of Execution in Capital Cases*, 321 S.C. 544, 471 S.E.2d 140 (1996), I am writing to report on the status of the above-referenced capital post-conviction relief case. The PCR court issued an order granting *Atkins* relief on October 16, 2013. Respondent moved to alter or amend the judgment, and Applicant filed a response in opposition. The parties submitted proposed orders addressing Respondent's motion on December 31, 2013.

If you have any questions or require any additional information, please do not hesitate to contact me.

Sincerely yours,

Emily C. Paavola