



ALAN WILSON
ATTORNEY GENERAL

RECEIVED

JAN 21 2014

SC Court of Appeals

January 21, 2014

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

Re: The State v. Brenda Bratschi
Appeal from Florence County
Appellate Case No. 2012-211980

Dear Ms. Kitchings:

Enclosed please find the original and one (1) copy of Respondent's Status Update together with a Proof of Service in the above-referenced matter.

Thank you for your assistance in this matter. Please call this office if you need any additional information.

Sincerely,

Kaycie S. Timmons
Assistant Attorney General

KST/mv

cc: David Alexander, Appellate Defender

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Florence County

D. Craig Brown, Circuit Court Judge

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JAN 21 2014

SC Court of Appeals

THE STATE,

RESPONDENT,

v.

BRENDA BRATSCHI,

APPELLANT,

Appellate Case No.: 2012-211980.

STATUS UPDATE

Respondent, the State, moved this Court to extend and/or hold in abeyance the time in which to file the Initial Brief of Respondent and Designation of Matter because a requested transcript had not been received as of December 30, 2013. On January 10, 2014 the Court granted the motion for abeyance and requested a status update in ten days. In response of the request, undersigned counsel would respectfully show the Court:

1. Counsel has reviewed the trial transcript and has prepared an initial draft in response to Appellant's brief. However, before today, counsel had not received the hearing transcript from a pre-trial hearing held April 4, 2012, which was requested August 27, 2013, *see* Attachment 1.

2. Counsel was informed by notices from the South Carolina Court Administration that the court reporter for the pre-trial hearing, Ms. Elizabeth Harris (CVR-M), received two extensions to prepare and deliver the transcript. *See Attachments 2 & 3.*

3. On January 7, 2014, having not yet received the transcript, counsel's legal assistant contacted Ms. Desiree Allen of the South Carolina Court Administration via telephone. Ms. Allen advised that there had not been another extension request and that this office would be permitted to make contact with Ms. Elizabeth Harris (CVR-M) to ascertain the status of the transcript.

4. Via email, Ms. Elizabeth Harris advised she was still working on the transcript but had run in to technical difficulties due to interference on the recording. On January 16, 2014 counsel's legal assistant requested the status of the transcript via email. Ms. Harris replied to counsel on January 17, 2014, and advised that she would be able to provide an electronic copy of the transcript on the following Tuesday, January 21, 2014, by email and would be able to mail the hard copy that same day. Attachment 4.

5. As of this morning, counsel has received an electronic copy of the transcript from Ms. Harris. Counsel expects to receive a hard copy of the transcript later this week. The transcript is 153 pages.

THEREFORE, undersigned counsel for Respondent respectfully submits this update on the transcript request.

Respectfully submitted,

ALAN WILSON
Attorney General

JOHN W. McINTOSH
Chief Deputy Attorney General

DONALD J. ZELENKA
Senior Assistant Deputy Attorney General

KAYCIE S. TIMMONS
Assistant Attorney General

BY: Kaycie S. Timmons
KAYCIE S. TIMMONS
S.C. Bar No. 100237

Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-0265

January 21, 2014.
Columbia, South Carolina.

ATTORNEY FOR RESPONDENT

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Florence County

D. Craig Brown, Circuit Court Judge

RECEIVED

JAN 21 2014

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

BRENDA BRATSCHI,

APPELLANT,

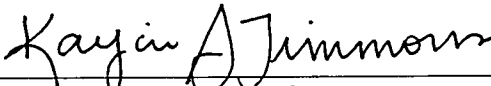
Appellate Case No.: 2012-211980.

PROOF OF SERVICE

I, Kaycie S. Timmons, certify that I have served Respondent's Status Update on counsel for Appellant, by depositing one copy of same in the United States mail, postage prepaid, to counsel for appellant, addressed as follows:

David Alexander, Appellate Defender
South Carolina Commission on Indigent Defense
Division of Appellate Defense
PO Box 11589
Columbia, SC 29211-1589

This 21st day of January, 2014.



KAYCIE S. TIMMONS
S.C. Bar No. 100237
Office of Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-0265

ATTORNEY FOR RESPONDENT



ALAN WILSON
ATTORNEY GENERAL

August 27, 2013

Elizabeth B. Harris
CVR-M
414 Autumn Circle
Columbia, SC 29206

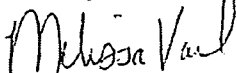
Re: State of SC v. Brenda Bratschi
2010-GS-21-00661

Dear Ms. Harris:

Please prepare the transcript of the Jackson v. Denno hearing in the above-referenced case held on April 4, 2013 before the Honorable Craig W. Brown in Florence, SC. If you will prepare this transcript and forward it to me along with your statement, I will arrange for payment.

Thank you for your cooperation and assistance.

Sincerely,


Melissa Vail
Legal Assistant to Kaycie Timmons
Assistant Attorney General

MJB/mv

cc: Desiree Allen, S.C. Court Administration



The Supreme Court of South Carolina

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 TITLE OF (V. 2010GS2100661J
 CASE (
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Notice

Upon request and for good cause shown, Elizabeth Harris, Court Reporter, is hereby granted an extension up to and including November 30, 2013 to prepare and deliver the Transcript of Record in the above case.

Desiree Allen
 Court Services Manager
 South Carolina Court Administration

Columbia, South Carolina
 11/04/2013

cc:
 Office of Attorney General
 Elizabeth Harris

Timmons /orn

Kaycie Timmons

From: Harris, Elizabeth B. <EHarris@sccourts.org>
Sent: Friday, January 17, 2014 1:51 AM
To: Kaycie Timmons
Subject: RE: Brenda Bratschi Transcript

Good morning. Melissa Vail asked me to contact you since she's out of the office on Friday.

I'll email the transcript to you Monday. I'll put the hardcopy in the mail at the same time, but it won't reach you until Wed. With a PDF, you'll at least have something to read so you can have answers for your status update on Tuesday.

Hope that works!
Elizabeth Harris

From: Melissa Vail [MVail@scag.gov]
Sent: Thursday, January 16, 2014 3:30 PM
To: Harris, Elizabeth B.
Cc: Kaycie Timmons
Subject: RE: Brenda Bratschi Transcript

Hi Elizabeth,

I hope this finds you well today! I'm sorry to have to email you again but I'll be out tomorrow and we received the order from the court in regards to Kaycie's motion for abeyance. They are requiring a status update on Tuesday so I thought I would see how you felt the transcript was proceeding at this time? If you aren't able to get back to me today, will you please reply all to Kaycie so she will have an idea of what we are looking at for next week? If you have any questions or concerns or want to discuss this with Kaycie her line is 803-734-0265.

Thank you again for your assistance with this case!

Take care,
Mel

Melissa Vail
Capital Litigation Legal Assistant
South Carolina Attorney General's Office
P.O. Box 11549
Columbia, S.C. 29211
803-734-1722
803-734-4035 fax
mvail@scag.gov