



# The Supreme Court of South Carolina

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June 18, 2014

Mr. Eric Todd Burgess, #349367  
Allendale Correctional Institution  
P. O. Box 1151, Hwy 47  
Fairfax SC 29827

Re: Eric Todd Burgess v. State  
Appellate Case No. 2014-000351  
Lower Court Case No. 2012CP2303901

Dear Mr. Burgess:

This responds to your motion entitled "After Newly Discovered Evidence Motion to Fully Vacate Sentencing Ineffective Assistance of Counsel, Violations of Due Process" dated January 3, 2014. While you sent this motion to the South Carolina Court of Appeals, the Court of Appeals has forwarded this motion to this office since the above case is currently pending before this Court.

Since you are represented by the Division of Appellate Defense in this matter, no action will be taken on this *pro se* motion. *Miller v. State*, 388 S.C. 347, 697 S.E.2d 527 (2010); *Jones v. State*, 348 S.C. 13, 558 S.E.2d 517 (2002); *State v. Stuckey*, 333 S.C. 56, 508 S.E.2d 564 (1998); *Foster v. State*, 298 S.C. 306, 379 S.E.2d 907 (1989).<sup>1</sup>

You may contact the Division of Appellate Defense by mail at Post Office Box

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<sup>1</sup> With this motion, you also filed a motion regarding 2007-GS-39-00665. That motion is being processed separately.

11589, Columbia, SC 29211, or by phone at (803) 734-1343.

Very truly yours,

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke extending to the right.

CLERK

cc: Karen Christine Ratigan, Esquire  
Robert Michael Dudek, Esquire