

ORIGINAL



**SCCID**

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense  
1330 Lady Street, Suite 401  
Columbia, South Carolina 29201-3332  
Post Office Box 11589  
Columbia, South Carolina 29211-1589  
Telephone: (803) 734-1330  
Facsimile: (803) 734-1397

Robert M. Dudek, Chief Appellate Defender  
Wanda H. Carter, Deputy Chief Appellate Defender

**RECEIVED**

JUN 25 2014

**SC Court of Appeals**

June 25, 2014

Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

Re: State v. Terrance Seabrook, Appellate Case No. 2012-212388

Dear Ms. Kitchings:

The Court granted Appellant's motion to remand the above referenced case to the circuit court for reconstruction of the record. In the order, the Court directed me to contact counsel for Respondent and the Honorable Carmen T. Mullen within ten days of the date of the order, and to provide an update to the Court within fifteen days. Please accept this letter as an update.

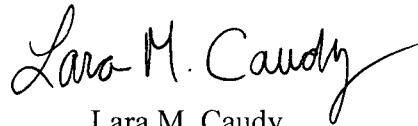
I contacted Judge Mullen by letter on June 13, 2014. A copy of this letter is enclosed for your convenience. I also spoke with counsel for Respondent, Salley W. Elliott, on June 13, 2014. Ms. Elliott advised me that the Solicitor's Office will be representing the state at the reconstruction hearing. Consequently, I sent a letter to Circuit Solicitor Isaac McDuffie Stone on June 17, 2014 requesting that Mr. Stone advise me as soon as an assistant solicitor is assigned to the case so that I may contact him or her regarding scheduling of the reconstruction hearing and any other hearings Judge Mullen deems necessary. I have also enclosed this letter for your convenience.

Furthermore, on June 13, 2014, Ms. Elliott forwarded me a letter she received from Solicitor Stone indicating that the assistant solicitor who prosecuted this case also thought a Jackson v. Denno hearing was held on February 27, 2012. This information confirmed information I had previously received from defense counsel, Larry Weidner, and my client, Mr. Seabrook. As a result, my office contacted Amanda Haffenden, the court reporter for the Honorable Roger M. Young during the February 27, 2012 term of court, for a third time on June 16, 2014 requesting she recheck her records. Unfortunately, Ms. Haffenden again indicated that she does not have any records of this hearing.

Additionally, please accept this letter as notice that my office received the transcript of a hearing on a motion for a continuance held in this case on February 28, 2012 before Judge Young from Ms. Haffenden on June 16, 2014.

If you require additional information, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink that reads "Lara M. Caudy". The signature is written in a cursive style with a long, sweeping tail on the letter "y".

Lara M. Caudy  
Appellate Defender

LMC/pcm

cc: Salley W. Elliott, Esquire (w/o enclosures)  
Larry Wayne Weidner, II, Esquire (w/o enclosures)  
Isaac McDuffie Stone, III, Esquire (w/o enclosures)  
Terrance Seabrook (w/ enclosures)



# SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense  
1330 Lady Street, Suite 401  
Columbia, South Carolina 29201-3332  
Post Office Box 11589  
Columbia, South Carolina 29211-1589  
Telephone: (803) 734-1330  
Facsimile: (803) 734-1397

Robert M. Dudek, Chief Appellate Defender  
Wanda H. Carter, Deputy Chief Appellate Defender

June 13, 2014

The Honorable Carmen T. Mullen  
P.O. Drawer 1128  
Beaufort, SC 29901

Re: State v. Terrance Seabrook, Case No. 2010-GS-07-2321

Dear Judge Mullen:

I represent Terrance Seabrook in the direct appeal of his conviction for armed robbery. He was tried before you on March 19-21, 2012. Unfortunately, a complete copy of his trial transcript is unavailable. Consequently, I moved the Court of Appeals to remand the case for reconstruction of the trial. Enclosed is an order from the Court of Appeals remanding this matter to the Beaufort County Court of General Sessions for reconstruction of the record and directing me to contact you to schedule hearings as you deem fit. I have also enclosed a copy of the partial transcript, which includes closing arguments, jury instructions, verdict, and sentencing.

Based on discussions with Senior Assistant Deputy Attorney General Salley Elliott, it is my understanding the Solicitor's Office will ultimately be handling the reconstruction hearing. I am copying all interested parties on this correspondence.

I look forward to hearing from you regarding scheduling of the reconstruction hearing and any other hearings you deem necessary. If you have any questions or concerns regarding this case, please do not hesitate to contact me.

Sincerely,

Lara M. Caudy  
Appellate Defender

Enclosures: Remand Order  
Partial Transcript

cc: The Honorable Jerri Ann Roseneau, Beaufort County Clerk of Court (w/o enclosures)  
Salley W. Elliott, Esquire (w/o enclosures)  
Isaac McDuffie Stone, III, Esquire (w/o enclosures)  
Larry Wayne Weidner, II, Esquire (w/o enclosures)



# SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense  
1330 Lady Street, Suite 401  
Columbia, South Carolina 29201-3332  
Post Office Box 11589  
Columbia, South Carolina 29211-1589  
Telephone: (803) 734-1330  
Facsimile: (803) 734-1397

Robert M. Dudek, Chief Appellate Defender  
Wanda H. Carter, Deputy Chief Appellate Defender

June 17, 2014

Mr. Isaac McDuffie Stone, III  
Solicitor, Fourteenth Judicial Circuit  
P.O. Box 1880  
Bluffton, South Carolina 29910

Re: State v. Terrance Seabrook  
Case No. 2010-GS-07-2321

Dear-Solicitor Stone:

I represent Terrance Seabrook in the direct appeal of his conviction for armed robbery. He was tried before the Honorable Carmen T. Mullen in Beaufort County on March 19-21, 2012. As I am sure you are aware, the Court of Appeals remanded this case to the Beaufort County Court of General Sessions to reconstruct significant portions of the trial transcript.

After speaking with Senior Assistant Deputy Attorney General Salley Elliott, it is my understanding the Solicitor's Office will be representing the state at the reconstruction hearing. Will you please notify me when an assistant solicitor is assigned to the case so that I can contact him or her regarding scheduling of the reconstruction hearing and any other hearings Judge Mullen deems necessary.

Thank you in advance for your assistance with this matter. I look forward to hearing from you soon.

Sincerely,

Lara M. Caudy  
Appellate Defender

LMC/pcm

cc: Salley W. Elliott, Esquire  
Larry Wayne Weidner, II, Esquire