



ALAN WILSON
ATTORNEY GENERAL

October 3, 2014

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

RE: State of South Carolina v. Marcus Daniel Allison
Appellate Case No. 2012-211981
(Oral argument scheduled for Monday, October 6, 2014 at 12:00 pm)

Dear Ms. Kitchings:

Pursuant to Rule 208(b)(7), SCACR, I am notifying the Court of the following supplemental citations, which are relevant to Issue 1 regarding the "hand of one is the hand of all" jury charge:

- (1) State v. Mitchell, 330 S.C. 189, 195, 498 S.E.2d 642, 645 (1998) (where defense counsel acquiesced in the judge's ruling and made no further objections, appellant cannot now complain about this issue); and
- (2) State v. Stanko, 402 S.C. 252, 264, 741 S.E.2d 708, 714 (2013) ("Errors, including erroneous jury instructions, are subject to a harmless error analysis.").

I would greatly appreciate it if you would provide this supplemental citation letter to the appropriate panel prior to the oral argument next Monday. Thank you for your attention to this matter, and please do not hesitate to contact me at (803) 734-3713 should there be any questions or concerns.

Sincerely,

Christina Catoe Bigelow
Assistant Attorney General

cc: Carmen V. Ganjehsani, Esquire (via e-mail and U.S. mail)
South Carolina Commission on Indigent Defense
Division of Appellate Defense
Post Office Box 11589
Columbia, South Carolina 29211-1589

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