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AUG 19 2014

SC Court of Appeals

August 19, 2014

Honorable Jenny Abbott Kitchings
Clerk, S.C. Court of Appeals
1015 Sumter Street
Columbia, SC 29201

Re: State v. Sean Philip Smith, Appellate Case No. 2012-212664

Dear Ms. Kitchings:

On December 20, 2013, this Court granted the petition to remand Mr. Smith's case to the Honorable Edgar W. Dickson for a new hearing on the motion for reconsideration of his sentence. In compliance with this Court's order, I provided the Court with updates on January 16, 2014, February 18, 2014, March 14, 2014, April 14, 2014, May 21, 2014, June 20, 2014, and July 21, 2014. Today, I am writing to update the Court on the status of the matter again.

On August 13, 2014, I received an email from Judge Dickson's law clerk that he was denying the motion for reconsideration. The email requested the prosecutor, Tommy Scott, prepare an order. We are waiting on this order. Therefore, we ask that the matter remain in abeyance pending receipt of the written order.

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

Sincerely,

Susan B. Hackett
Appellate Defender

SBH/

cc: Honorable Edgar W. Dickson
Salley Elliott, Esquire
Tommy Scott, Esquire
Nick Thomas, Esquire
Sean Phillip Smith, #347944