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November 17, 2014

Ms. V. Claire Allen  
Deputy Clerk  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29201

Re: The State v. Christopher E. Russell, Appellate Case No. 2013-000381

Dear Ms. Allen:

I write to you in response to your November 13, 2014 letter regarding the scheduling of oral arguments for the above-referenced case. I can be available for oral argument on February 2, 3 or 5. Unfortunately, I cannot appear at oral argument on February 10, 11 or 12 because of a work conflict.

As I mentioned in my previous letter, I am currently working as a Court Attorney for the New York State Court of Appeals in Albany, New York. I am required to be at the courthouse in Albany during each monthly session. The February 2015 session runs from February 10-20. Consequently, I have a conflict with some of the dates listed in your letter.

I hope that the Court is able to schedule this matter for oral argument during a week that I am able to attend. I understand that this may not be possible. If the Court schedules the matter for oral argument during the second week of February, please notify me and Mr. Dudek and we will attempt to make alternate arrangements so that counsel for Mr. Russell is able to appear. Please call me at (919) 271-4213 if you would like to discuss this matter further.

Very truly yours,



David B. Morgen, Esq.

cc: Mr. Robert M. Dudek, Esq.  
Mr. Mark R. Farthing, Esq.

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**SC Court of Appeals**

Dairy B. Morgan, ESQ.  
7 Christina Ct.  
Saratoga Springs, NY 12866

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ATTN: J. Claire Allen, Deputy  
Clerk

PO Box 11629

Columbia, SC 29211



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