



# The Supreme Court of South Carolina

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TELEPHONE: (803) 734-1080  
FAX: (803) 734-1499  
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January 02, 2015

Mr. Reginald A. Nance, #275742  
Tyger River Correctional Institution  
Lower Yard  
100 Prison Road  
Enoree SC 29335-9308

Re: Reginald A. Nance v. State  
Appellate Case No. 2014-002302

Dear Mr. Nance:

This responds to your request that R. Mills Ariail, Jr., Esquire, remove himself from this case. Please be advised that the Division of Appellate Defense is now representing you in this matter, and that Mr. Ariail has been automatically relieved as your counsel under Rule 602(e) of the South Carolina Appellate Court Rules. Therefore, there is no need to remove Mr. Ariail as your counsel.

You may contact the Division of Appellate Defense by mail at 1330 Lady Street, Suite 401, Columbia, SC 29201, or by phone at 803-734-1330.

If you desire to proceed without counsel in this matter, it will be necessary for you to make a motion to have Appellate Defense relieved so that you can represent yourself in this matter.

Finally, any motion to alter or amend under Rule 59 of the South Carolina Rules of Civil Procedure would have to be filed in the circuit court rather than in this Court. I note that the circuit court rejected your earlier *pro se* motion to alter or amend

because you were represented by counsel before the circuit court.<sup>1</sup> See *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).

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  
Division of Appellate Defense

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<sup>1</sup> In the notice of appeal, Mr. Ariail indicated that he received written notice of entry of the order on appeal on October 20, 2014. Therefore, it would appear that your *pro se* motion to alter or amend was not timely since it was not sent to the clerk of the circuit court until November 3, 2014.