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ATTORNEY GENERAL

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MAR 26 2015
SC Court of Appeals

March 26, 2015

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

RE: State v. Marion Benjamin Powell
Appellate Case No: 2013-002537

Dear Ms. Kitchings,

I hope you are able to help me with a dilemma. On March 10, 2015, I filed a Motion to Strike and Require Filing of Amended Initial Brief of Appellant, in which I requested that the Court hold its deadline for filing and serving the initial brief of Respondent in abeyance. As of today's date, I have not received a ruling indicating whether the time has been held in abeyance. The brief is due on Monday, March 30, 2015, and is currently on its second extension. However, I am hesitant to file the brief until I know whether the Court is going to require Appellant to file an amended brief. I do not want to use my last extension, but I also do not want to submit a brief that may need to be amended later in response to the Court's decision on the motion. If possible, please advise whether the time is held in abeyance. Thank you.

Sincerely,

Jennifer Ellis Roberts
Assistant Attorney General

JER/ab

cc: Chris Moore, Esquire
Robert M. Dudek, Esquire
Victim Services