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PARALEGAL: MYKE SUYAT

May 28, 2015
Via Fax and First Class Mail

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JUN 0'2 2015
SC Court of Appeals

South Carolina Court of Appeals
P.O. Box 11629
Colombia, SC 29211
Telephone: (803) 734-1890
Fax: (803) 734-1839

Re: The State, Respondent v. Joshua Ellsworth, Appellant
Appellate Case No. 2015-000239

Dear Clerk:

This letter is to advise the Court on the status of the affidavit from Mr. Ellsworth regarding the withdrawal of his appeal. We requested an extension of time to get the affidavit because Mr. Ellsworth is incarcerated. We sent Mr. Ellsworth an affidavit for his review and signature, and we confirmed that it was received at Kirkland Reception and Evaluation Center on May 12th. We spoke with Mr. Ellsworth on May 15th who confirmed that he received it and signed the affidavit. Mr. Ellsworth provided the signed affidavit for outgoing mail, but we have not received it yet.

We respectfully request an additional two weeks to locate the affidavit and if necessary obtain a new affidavit from Mr. Ellsworth to provide it to the Court. If the Court grants this request, the affidavit will be provided by June 11, 2015, barring any issues with the mail.

Thank you kindly for your assistance. Please contact our office with any questions or concerns.

Sincerely,


JAMES BUSTAMANTE, Esq.
DAVID MARK FOSTER, Esq.

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cc: Office of the Court Administrator
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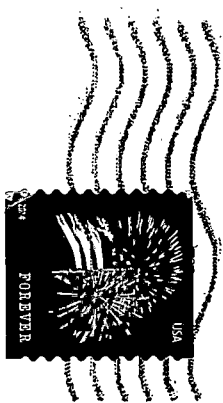
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