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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

ORIGINAL

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Robert M. Dudek, Chief Appellate Defender
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June 24, 2015

RECEIVED

JUN 24 2015

SC Court of Appeals

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

Re: State v. Alexander B. Wilson, Appellate Case No. 2014-002659

Dear Ms. Kitchings:

The initial brief of appellant and designation of matter in the above case is due to be served and filed on July 8, 2015. However, we have discovered that we need an additional transcript. When our office was appointed to represent Mr. Wilson, we contacted his trial attorney, Charles T. Brooks, III, regarding the dates for the trial and any hearings. We were informed by Mr. Brooks' assistant, Jo Ball, that the trial dates were December 1-4 and that there were "[n]o other hearings." We ordered the transcript from the trial and received it. Please find a copy of the email correspondence enclosed for your convenience. We have redacted the email addresses.

When we requested trial exhibits from the Clerk of Court, we learned of a hearing on September 4, 2014. Please find enclosed the exhibit receipt that we received from the Clerk, which alerted us to this hearing. The exhibits included multiple competency evaluations, which suggested the hearing concerned Mr. Wilson's competency. I called Mr. Brooks' office today and confirmed that a hearing occurred on September 4, 2014 concerning Mr. Wilson's competency. We had no knowledge of this hearing prior to today's date; thus, we were unable to order the transcript previously.

Therefore, we have requested this transcript today and request that the time limits be held in abeyance pending receipt of it. A copy of our transcript request is attached. If you have any questions or need additional information, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink that reads "Susan B. Hackett". The signature is written in a cursive style with a large, looped "S" and a distinct "Hackett" ending.

Susan B. Hackett
Appellate Defender

Enclosures: Email correspondence (redacted)
Exhibit Receipt

cc: Donald J. Zelenka, Esquire (w/ enclosures)
Alexander Wilson (w/ enclosures)

Kimberly McCall

From: Jo Ball [
Sent: Tuesday, December 30, 2014 8:33 AM
To: Kimberly McCall
Subject: Re: State v. Alexander B. Wilson

Trial dates were Dec 1-4. No other hearings.

On Mon, Dec 29, 2014 at 11:53 AM, Kimberly McCall wrote:

Thanks Jo,

Mr. Wilson is approved for us to represent him on appeal, but I need to get some additional information from you before requesting the transcript in his case. Sentencing occurred on December 4, 2014....can you let me know all trial dates? Also, can you please let me know if there were any pre-trial or post-trial hearings (Jackson v. Denno, identification hearing, other motion hearings - we do not need to know about bond or preliminary hearings) that occurred outside of the trial dates?

Thanks,

Kimberly McCall

From: Jo Ball [mailto:
Sent: Tuesday, December 23, 2014 9:05 AM
To: Kimberly McCall
Subject: Re: State v. Alexander B. Wilson

He was appointed. attached is the ORDER of Sub

On Mon, Dec 22, 2014 at 2:06 PM, Kimberly McCall < wrote:

Hi Jo,

Was Mr. Brooks appointed to represent Mr. Alexander B. Wilson at trial? If he was, can you send me his appointment order? (Just in case he wasn't, I've gone ahead and attached an affidavit of indigency to be completed by the client.)

Thanks so much and Happy Holidays to you!! ☺

Receipt for Exhibits

Case # 2011-05-43-0698 Judge George C. James, Jr

Plaintiff State Plt's Atty E. Chip Finney

Defendant Alexander Wilson Def's Atty Charles T. Brink

Date Trial Started 9.4.14 Date Trial Ended 9.4.14

Received of Margaret Chiles, Court Reporter for the above case, these exhibits:

- 1. Competence to Stand Trial Evaluation 3/8/11
- 2. Criminal Responsibility / Capacity to Conform 3/8/11
- 3. Competence to Stand Trial Evaluation 7/20/11
- 4. Criminal Responsibility / Capacity to Conform 12/30/13 1/14/14
- 5. Competence to Stand Trial Re-Evaluation 12/20/11 1/14/14

- 6. _____
- 7. _____
- 8. _____
- 9. _____

10. 1 Master Psychiatric Services, PC
 11. Thomas V. Martin M.D.

- 12. _____
- 13. _____
- 14. _____
- 15. _____
- 16. _____
- 17. _____
- 18. _____
- 19. _____
- 20. _____

These are the only Exhibits in our files Barbara

This 4th day of September, 20 14 Page 1 of 1

Sumter County Clerk of Court

By: Sam Hayward