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July 8, 2015

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**Hand Delivered**

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

RE: BLH by parents/general guardians Kenneth and Angela Hensley, and on behalf of all others similarly situated v. South Carolina Department of Social Services  
Appellate Case No. 2014-002254  
Our File Number: 103.8851

Dear Ms. Kitchings:

The purpose of this letter is to confirm the status of this case and to make certain that there are no pending deadlines. The Appellant South Carolina Department of Social Services filed and served its Amended Notice of Appeal on June 8, 2015. However, I noted that the South Carolina Appellate Court Public Index shows the "case status" as "Held in Abeyance." I assume that the appeal remains held in abeyance because of the Respondent's Motion to Dismiss Appeal which was filed November 4, 2014.

I would note that the Motion to Dismiss Appeal applies to the original appeal and has not been renewed or supplemented with the filing of Amended Notice of Appeal which now includes on appeal the latest order issued by Judge Brian Gibbons. That Order was issued as a result of the Court of Appeals' remand order filed December 2, 2014. I did not know whether the Court wishes to receive supplemental briefing on the motion given the new order and the Amended Notice of Appeal.

Moreover, if I am mistaken that the appeal is currently "held in abeyance," I do not want to inadvertently miss the deadline for the filing of the Appellant's Initial Brief, which would normally be due today. If indeed the case is not currently in abeyance, I would respectfully request that the Court treat this letter as a thirty day extension request for the filing of the Initial Brief. No filing fee is required because the moving party is a state agency.

The Honorable Jenny Abbott Kitchings  
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Thank you for your assistance with this. I look forward to any clarification that you can provide.

Sincerely,

DAVIDSON & LINDEMANN, P.A.



Andrew F. Lindemann

AFL/

cc: Charles J. Hodge, Esquire  
T. Ryan Langley, Esquire  
James Fletcher Thompson, Esquire