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September 8, 2015

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SEP 08 2015  
SC Court of Appeals

VIA HAND DELIVERY

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

Re: In the Matter of the Care and Treatment of Daquan Johnson, Appellate  
Case No. 2014-001959

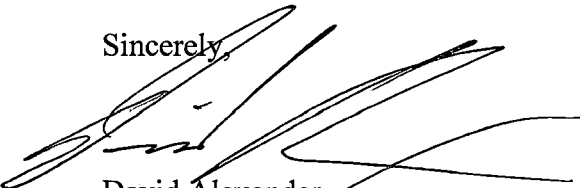
Dear Ms. Kitchings:

Please allow this letter to serve as appellant's response to the State's Motion to Hold Appeal in Abeyance. Appellant agrees with the State that the Supreme Court's action in the recently certified case of In the Matter of the Care and Treatment of Jeffrey Allen Chapman will have a direct impact on this appeal. The State is also correct that the viability of the claims in this appeal likely depend on the decision in Chapman. Appellant therefore takes no position on the State's motion and asks this Court to exercise its wise discretion in deciding whether to hold this case in abeyance.

Also, pursuant to Rule 208(b)(7) SCACR, counsel would respectfully draw the Court's attention to contrary authority that bears on Issue 5 of appellant's brief: In re Matthews, 345 S.C. 638, 645-46, 550 S.E.2d 311, 314-15 (2001).

By copy of this letter, I am notifying opposing counsel, Deborah R. J. Shupe, of this submission of additional authority.

Sincerely,



David Alexander  
Appellate Defender

c. Client  
Deborah R. J. Shupe, Esq.