



State of South Carolina
The Circuit Court of the Second Judicial Circuit

DOYET A. EARLY, III
JUDGE

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Mr. Daniel E. Shearouse
Supreme Court of South Carolina
P.O. Box 11330
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RECEIVED

OCT 22 2015

S.C. SUPREME COURT

Mrs. Rosalyn W. Frierson
S. C. Judicial Department
1220 Sumter St. Ste. 200
Columbia, S.C. 29201

Re: Bayan Aleksey, SK #5059 v. State of South Carolina: 120 Day Status Report
C/A No.: 2015-CP-38-00764
October 19, 2015

Mrs. Frierson and Mr. Shearouse,

I hope you are both well. Attached is Judge Early's 120 day status report on the above mentioned case as requested by the Supreme Court Order dated July 1, 2015. Thank you both so much for your time.

Sincerely,

A handwritten signature in cursive script that reads "Marti Dennis".

Marti Dennis
Judicial Law Clerk

STATE OF SOUTH CAROLINA)
)
COUNTY OF ORANGEBURG)
)
BAYAN ALEKSEY, SK #5059)
)
Applicant,)
)
vs.)
)
STATE OF SOUTH CAROLINA,)
)
Respondent.)
_____)

IN THE FIRST JUDICIAL CIRCUIT
IN THE COURT OF COMMON PLEAS
2015-CP-38-00764
First 120 Day Status Report

This Court has been assigned to the above-captioned capital post-conviction relief matter by order of the South Carolina Supreme Court, dated July 1, 2015. A hearing was held to determine Applicant's desires with respect to the appointment of counsel on July 28, 2015. This Court appointed Elizabeth Franklin-Best and Teresa L. Norris in an order signed on August 12, 2015. A preliminary scheduling order was signed on August 27, 2015 setting dates for: Applicant's Response to the State's Motion to Dismiss and Initial Motions Filed 8/7/15; State's Response to Motion to Stay Pending *Robertson*; Motions Hearing; and Evidentiary Hearing. A hearing was held on September 15, 2015 where arguments were made on the Applicant's Motion to Stay Pending *Robertson*, Applicant's Motion for Attorney's Fees, Applicant's Motion for Mental Evaluation, and State's Motion to Dismiss.

At this time, these Motions are Under Advisement pending the result of *Robertson v. State of South Carolina*, Appellate Case No. 2012-205909.

Dated this 19 day of Oct, 2015


The Honorable Doyet A. Early, III