

EXHIBIT

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MOTION FOR RECONSTRUCTION

STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND

THE STATE OF SOUTH CAROLINA

VS.

HAMID DEMMIRIO,

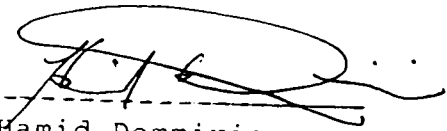
DEFENDANT

MOTION FOR TRANSCRIPT
RECONSTRUCTION

On July 18, 1988, I went before the Hon. Ralph King Anderson in Richland County on a charge of Murder & Armed Robbery. This was a Negotiated Plea hearing and I received a life sentence. I was not awarded a Direct Appeal, and this is my first Post Conviction Relief application. I am seeking to obtain a copy of the transcript; however, every effort has been futile as I am told that No transcript is available due to the limited retention rule 607 dated August 6, 2003.

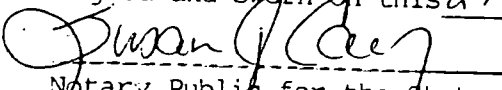
I therefore, seek to have the transcript reconstructed as best as possible by conversing of an Evidentiary Hearing for the expressed purpose of Reconstructing the Transcript from the collected recollections of the then trial court, solicitor, defense counsel, court reporter, etc..

Respectfully,



Hamid Demmirio

Signed and Sworn on this 24th day of Oct. 2005



Notary Public for the State
of South Carolina

3-10-06
My Commission
Expires

Melissa J. Kimbrough

ATTORNEY AT LAW

December 20, 2005

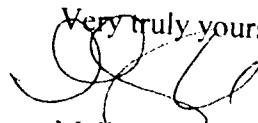
Mr. Hammid Demmirio, #115800
Broad River Correctional Inst., Cong. 128
4460 Broad River Rd.
Columbia, S.C. 29210

Dear Mr. Demimirio:

I am writing as a follow-up to your phone call on today's date. As we discussed, I will need some basis for asking the Court to reconstruct the record seventeen years after your guilty plea. Simply filing a motion to this effect, without a factual basis, would serve no purpose. However, if you would give me a list of those things you want the court consider as a basis for granting your motion, I will gladly file the motion.

I will await your response on this matter.

Very truly yours,



Melissa J. Kimbrough

/mk