



RECEIVED

NOV 25 2015

S.C. SUPREME COURT

ALAN WILSON
ATTORNEY GENERAL

November 23, 2015

Honorable Daniel E. Shearouse
Clerk of Court
South Carolina Supreme Court
Post Office Box 11330
Columbia, South Carolina 29211

Re: Derrick Javard George v. State
Appellate Case No. 2014-002429

Dear Mr. Shearouse:

I am in receipt of the Petition for Writ of Certiorari in the above-captioned post-conviction relief (PCR) case. Please accept this letter in lieu of a formal return. When this matter was called to trial, Respondent consented to the belated appeal. Respondent stated that George's first PCR attorney admitted to failing to file a notice of appeal from the denial of the first PCR application. (App.p.98). The Honorable Thomas A. Russo signed an order granting a belated appeal from the denial of George's first PCR application. (App.pp.100-103). Accordingly, Respondent consents to the Petition for Writ of Certiorari regarding this issue, and will file a separate return to the Johnson Petition for Writ of Certiorari Pursuant to Austin v. State if requested by the Court.

If a formal brief is required on this issue, the Respondent requests an opportunity to brief any issue requested by the Court. If there are any questions or comments, please feel free to contact me.

With warmest regards, I remain

Very truly yours,

Jessica E. Kinard,
Assistant Attorney General

cc: LaNelle C. DuRant, Esquire