

*April P. Herron
Circuit Court Reporter
Thirteenth Judicial Circuit
P.O. Box 17675
Greenville, SC 29606*

January 14, 2016 (via email and US Postal)

Mr. Stephen John Henry
Attorney at Law
406 Pettigru Street
Greenville, SC 29601

RE: State v. Perry Eichor
2014-GS-23-4229; 4230

Dear Mr. Henry:

This letter is in receipt of your letter regarding the transcript of record in the above-entitled case not including certain Court's Exhibits. Specifically, as per your letter, two or three questions of the court, including to be recharged. In reviewing those Court's Exhibits, there was not a request to be recharged. There were requests for certain definitions of part of the charge. Notes were received from the jury, Judge Stilwell addressed those notes/questions with the attorneys in chambers and sent a printout of the definitions they wanted. That in-chamber discussion was not on the record, nor was I present for those discussions. And nothing was put on the record regarding those notes or discussions that were had in chambers.

After receiving your letter I reviewed the transcript and realized that I did not indicate in the transcript that there were Court's Exhibits. That was an oversight on my part. Oftentimes, when Judge Stilwell responds to jury questions, he sends the note back to the jury and I don't get those until the end of the trial, after the jury has reached a verdict and all the exhibits are then returned to me. Which is what happened in this case. At that time, I mark the notes as Court's Exhibits as I could not do that prior because I wasn't given the note to mark before it was sent back to the jury. Judge Stilwell and the attorneys meet in chambers and come to an agreement as to what he says to the jury and sends the note back to the jury and I don't get them until the jury has reached a verdict. At that time I mark them as Court's Exhibits. I reviewed the transcript, I made the correction and included those Court's Exhibits so that the record would indicate those and provided you a transcript that includes those Court's Exhibits. I made an attempt to deliver the corrected transcript to your office January 8, 2016 and your office was closed. I then delivered it to your office on January 11, 2016.

I also understand through Desiree Allen that you sent me a letter January 8, 2016 inquiring about the progress of the transcript. As of today, I have not received that letter. However, the transcript has been delivered to your office. And would have been delivered on January 8, 2016 had your office been opened. I hope this clears up any confusion regarding those Court's Exhibits.

Sincerely,

April P. Herron

cc: Desiree Allen