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SC Court of Appeals

ALAN WILSON
ATTORNEY GENERAL

February 11, 2016

VIA Hand Delivery

The Honorable Jenny Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: State v. Alan Dale Smith
Appellate Case No.: **2013-002524**

Dear Ms. Kitchings,

The Panel of the Court of Appeals considering the above referenced case asked the State to obtain a copy of a demonstrative used during trial to explain the testimony of SLED Agent Bart Cave. The State has attempted to locate the demonstrative and has been unable to locate it. After consulting with the Fifth Circuit Solicitor's Office as well as the assistant solicitor directly responsible for handling Agent Cave's testimony, the demonstrative does not appear to have been retained. Agent Bart Cave also indicated he does not have a copy of the demonstrative as it was prepared by the Solicitor's Office. Finally, the undersigned asked opposing counsel, Kathrine Hudgins, to determine whether either defense counsel received a copy of the demonstrative. After speaking with defense counsel, Ms. Hudgins informed me they never received a copy of the demonstrative and do not have it in their possession. Unfortunately, it appears the demonstrative no longer exists and I am unable to provide a copy to the Court.

If you have any questions or concerns please do not hesitate to contact me.

Sincerely,

William M. Blich, Jr.
Assistant Attorney General
Bar No. 15608

cc: Kathrine H. Hudgins, Esquire



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The Honorable Jenny A. Kitchings
SC Court of Appeals
1220 Sumter St.
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