



The Supreme Court of South Carolina

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CLERK OF COURT

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October 05, 2012

Travis W. Moore, Esquire
Post Office Box 1210
Greenwood, SC 29648-1210

Re: Deborah Sanders v. State, 2004-CP-24-00446
Appellate Case No. 2012-213078

Dear Counsel:

Please be advised that your client has served and filed a petition to appeal. This petition has been construed as a notice of appeal in this matter. A copy of this filing is enclosed. I remind you that under Rule 71.1, SCRCP, that you remain her counsel of record in this matter.

For this matter to proceed, you will need to provide this Court with the following within fifteen (15) days of the date of this letter:

- (1) A statement as to the date that you received written notice of entry of the order of Judge Johnson dated August 8, 2005, and entered with the lower court on August 25, 2005.
- (2) Since the order of the circuit court determined that this action is barred as being successive and/or as being untimely under the statute of limitations, Rule 243(c) of the South Carolina Appellate Court Rules requires a written explanation as to why this determination was improper. This explanation must contain sufficient facts, argument and citation to legal authority to show that there is an arguable basis

for asserting that the determination by the lower court was improper.

In the event you determine that you do not have a good faith explanation to provide pursuant to Rule 243(c), you must provide this Court with a letter stating that as an officer of the Court you are unable to set forth any arguable basis for asserting the determination by the PCR judge was improper. The letter should also advise petitioner that he has twenty (20) days from the date of the letter to file a pro se explanation as to why the petitioner believes that this determination by the circuit court was improper. *Dennison v. State*, 371 S.C. 221, 639 S.E.2d 35 (2006). The letter filed with this Court should include proof of service showing that a copy of the letter has been sent to the petitioner.

- (2) A proof of service showing that the notice of appeal has been served on opposing counsel.

All parties to this matter are advised that all filings must comply with the requirements of Rule 267 of the South Carolina Appellate Court Rules (SCACR). The SCACR are available online at www.sccourts.org/courtreg. Additionally, any filings submitted by counsel admitted in South Carolina must include counsel's bar number.

The attention of the parties is directed to the order relating to the inclusion of personal data identifiers and other sensitive information in documents filed with the Supreme Court of South Carolina and the South Carolina Court of Appeals. The order can be found at www.sccourts.org/courtOrders/HTMLFiles/2007-08-13-02.htm. Please note that the responsibility for insuring that information is redacted or sealed as required by this order rests with counsel and the parties. This office will *not* review filings for redaction or to determine if materials should be sealed.

Very truly yours,



CLERK

cc: Office of the Attorney General
Ms. Deborah J. Sanders