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May 20, 2016

ORIGINAL

The Honorable Jenny Abbott Kitchings
S.C. Court of Appeals
PO Box 11629
Columbia, SC 29211

RECEIVED

MAY 20 2016

SC Court of Appeals

Re: The State v. Joe Ross Worley

Dear Ms. Kitchings:

Please allow this correspondence to serve as a response to Respondent's May 6, 2016 letter and to clarify Appellant's position regarding how best to attempt to reconstruct the missing portions of the immunity hearing. As an initial matter, Appellant agrees with Respondent's contention that the lower court is the proper tribunal to determine the steps necessary to reconstruct the record.

At a minimum, it will be necessary to examine, under oath, the Appellant, the defense attorneys, and the solicitors about the missing testimony. Appellant has no objection to the use of the various parties' contemporaneous notes of the hearing to also aid the lower court in its attempted reconstruction.

Counsel for Appellant has no desire to duplicate past efforts. In the event that this Court would prefer a formal response, Appellant would ask permission to submit such a reply upon request. If you have any questions or concerns regarding this case, please do not hesitate to contact me.

Sincerely,

John H. Strom
Appellate Defender

JHS/css

cc: J. Benjamin Aplin, Esquire
Mr. Joe Ross Worley