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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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Robert M. Dudek, Chief Appellate Defender  
Wanda H. Carter, Deputy Chief Appellate Defender

April 28, 2016

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

RECEIVED

APR 28 2016

SC Court of Appeals

Re: State v. Michael A. Spann - Appellate Case No. 2015-002317

Dear Ms. Kitchings:

Our office represents Michael A. Spann in his direct appeal. According to what we have learned, it appears Mr. Spann was tried in his absence on November 14-15, 2012 before the Honorable W. Jeffrey Young. His sentence was opened and read on November 3, 2015 by the Honorable R. Knox McMahon. We requested and received the transcript of the opening and reading of the sentence. However, we have been unable to obtain a complete transcript of the trial. We originally requested this transcript from Ms. Pamela Cartee. Ms. Cartee requested Ms. Harriett Bennett to prepare the transcript. Ms. Bennett informed me by telephone and letter that she was not able to complete the transcript. In fact, the only portions she has transcribed are jury selection and portions of two witnesses' testimony. Ms Bennett provided this office with this portion of the November 14, 2012 transcript on March 31, 2016. Please find a copy of my correspondence with Ms. Bennett enclosed. The case has been assigned to Ms. Susan Hackett and a motion for reconstruction is forthcoming.

Should you need further information, please do not hesitate to contact our office.

Sincerely,

Paula Murdoch  
Administrative Coordinator

cc: Susan Hackett, Esquire  
Attorney General's Office

Enclosure: Court Reporter Harriett Bennett's letter

HARRIET P. BENNETT  
46 Regency Oaks Drive  
Summerville, S.C. 29485

March 28, 2016

Ms. Paula Murdoch  
Administrative Coordinator  
Division of Appellate Defense  
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Columbia, S. C. 29211-1589

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APR 28 2016  
SC Court of Appeals

IN RE: State v. Michael A. Spann  
Sumter County Court of G.S.  
2010 GS 43 0034

Dear Ms. Murdock:

As you requested, I am attaching the portion of the above trial that can be produced. As I told you in my letter of March 17th, the record submitted by the reporter who took the case, Pam Cartee, cannot be produced from her hard drive

If you have any further questions, please contact Ms. Desiree Allen at Court Administration.

I am sorry I am unable to help you with this.

Sincerely,



copy to Court Admin.

