

Hopkins, Debbie

From: Teresa Norris <teresa@blumelaw.com>
Sent: Wednesday, July 20, 2016 2:36 PM
To: Keesley, William P. Law Clerk (Anna Marsh)
Cc: Diana Holt; Zelenka, Don; Melody Brown; Hopkins, Debbie; Al Simon; Caroline Scrantom; Ed Salter; Anthony Mabry; Huggins, Mona Denise
Subject: Re: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Thank you. 803 360 8064

Teresa Norris

Sent from my iPhone

On Jul 20, 2016, at 2:29 PM, Keesley, William P. Law Clerk (Anna Marsh) <wkeesleylc@sccourts.org> wrote:

Judge Keesley said that it was fine for Ms. Norris to participate by phone. For everyone else, the hearing will be in the 4th floor courtroom. I have confirmed with SCDC and Mr. Finklea is scheduled to be transported.

Ms. Norris, please provide a phone number where you can be reached.

Thanks,

Anna Barber Marsh
Law Clerk to the Honorable William P. Keesley
P.O. Box 10
Edgefield, South Carolina 29824
Phone: 803.785.8481
Fax: 803.785.8499

From: Keesley, William P. Law Clerk (Anna Marsh)
Sent: Wednesday, July 20, 2016 10:32 AM
To: 'Teresa Norris'; Diana Holt; Zelenka, Don
Cc: Melody Brown; Hopkins, Debbie; Al Simon; Caroline Scrantom; Ed Salter; Anthony Mabry; Huggins, Mona Denise
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

I will speak with Judge Keesley and let you know as soon as I have an answer.

Thanks,

Anna Barber Marsh
Law Clerk to the Honorable William P. Keesley
P.O. Box 10
Edgefield, South Carolina 29824
Phone: 803.785.8481
Fax: 803.785.8499

From: Teresa Norris [<mailto:teresa@blumelaw.com>]
Sent: Wednesday, July 20, 2016 6:55 AM
To: Diana Holt; Keesley, William P. Law Clerk (Anna Marsh); Zelenka, Don

Cc: Melody Brown; Hopkins, Debbie; Al Simon; Caroline Scrantom; Ed Salter; Anthony Mabry; Huggins, Mona Denise

Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Dear Judge Keesley,

If I need to be there in person, I am, of course, happy to do that. I will just be coming from Charleston rather than locally. So, I would appreciate it greatly if I could participate by phone.

But really the only information I can provide as to status is that Roof's federal jury selection/trial are scheduled to begin November 7. Judge Nicholson informed us in a hearing in the state case (where I am appointed) this week that a revised scheduling order will be issued. Rather than jury selection in December and motions/trial to proceed beginning January 17, the state jury selection (anticipated to be 3-4 weeks alone) is now scheduled to begin January 17 followed immediately by motions hearing and the trial/sentencing. If the federal proceedings are not concluded by January 17, the state trial will likely get bumped further back. While only estimates, some of the estimates I have heard for how long the federal proceedings could take indicate that the anticipated revised state schedule may well be impacted again.

Teresa L. Norris
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900 Elmwood Avenue, Suite 200
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O (803) 765-1044
F (803) 765-1143
teresa@blumelaw.com

From: Diana Holt [<mailto:DianaHolt@dianaholtllc.com>]

Sent: Tuesday, July 19, 2016 1:48 PM

To: Keesley, William P. Law Clerk (Anna Marsh) <wkeesleylc@sccourts.org>; Zelenka, Don <dzelenka@scag.gov>; Teresa Norris <teresa@blumelaw.com>

Cc: Melody Brown <MBrown@scag.gov>; Hopkins, Debbie <DJHopkins@sccourts.org>; Al Simon <asimon@scag.gov>; Caroline Scrantom <CScrantom@scag.gov>; Ed Salter <ESalter@scag.gov>; Anthony Mabry <amabry@scag.gov>; Huggins, Mona Denise <MHuggins@lex-co.com>

Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Ms. Norris will be in Charleston working on the Roof case. She would like to participate by phone if that is ok with the Court. If not, she will make it up here for the hearing, no worries. Please advise.

Thank you. Best~ dh

Diana Holt <image001.jpg>
DianaHolt@DianaHoltLLC.com
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Post Office Box 6454
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803.782.1663 (Office)
803.787.0374 (Facsimile)
803.351.8100 (Mobile)
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From: Keesley, William P. Law Clerk (Anna Marsh) [<mailto:wkeesleylc@sccourts.org>]
Sent: Tuesday, June 28, 2016 10:06 AM
To: Diana Holt <DianaHolt@dianaholtllc.com>; Zelenka, Don <dzelenka@scag.gov>; Teresa Norris <teresa@blumelaw.com>; Dayne Phillips <dayne@thejeffcoatfirm.com>
Cc: Melody Brown <MBrown@scag.gov>; Hopkins, Debbie <DJHopkins@sccourts.org>; Al Simon <asimon@scag.gov>; Caroline Scrantom <CScrantom@scag.gov>; Ed Salter <ESalter@scag.gov>; Anthony Mabry <amabry@scag.gov>; Huggins, Mona Denise <MHuggins@lex-co.com>
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

I will set this for Thursday, July 21st at 2:00 p.m. in Lexington before Judge Keesley. I will also go ahead and draft the transport order for Mr. Finklea to be signed by Judge Keesley.

Thanks,

Anna Barber Marsh
Law Clerk to the Honorable William P. Keesley
P.O. Box 10
Edgefield, South Carolina 29824
Phone: 803.785.8481
Fax: 803.785.8499

From: Diana Holt [<mailto:DianaHolt@dianaholtllc.com>]
Sent: Monday, June 27, 2016 6:08 PM
To: Keesley, William P. Law Clerk (Anna Marsh); Zelenka, Don; Teresa Norris; Dayne Phillips
Cc: Melody Brown; Hopkins, Debbie; Al Simon; Caroline Scrantom; Ed Salter; Anthony Mabry; Huggins, Mona Denise
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

I am. Thank you. Best~ dh

Diana Holt <image001.jpg>
DianaHolt@DianaHoltLLC.com
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Columbia, South Carolina 29260-6454
803.782.1663 (Office)
803.787.0374 (Facsimile)

803.351.8100 (Mobile)
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From: Keesley, William P. Law Clerk (Anna Marsh) [<mailto:wkeesleylc@sccourts.org>]
Sent: Monday, June 27, 2016 4:14 PM
To: Zelenka, Don <dzelenka@scag.gov>; Diana Holt <DianaHolt@dianaholtllc.com>; Teresa Norris <teresa@blumelaw.com>; Dayne Phillips <dayne@thejeffcoatfirm.com>
Cc: Melody Brown <MBrown@scag.gov>; Hopkins, Debbie <DJHopkins@sccourts.org>; Al Simon <asimon@scag.gov>; Caroline Scrantom <CScrantom@scag.gov>; Ed Salter <ESalter@scag.gov>; Anthony Mabry <amabry@scag.gov>; Huggins, Mona Denise <MHuggins@lex-co.com>
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Because we cannot be guaranteed a court reporter during Chambers weeks, I thought it would be best to see if the attorneys are available on Thursday, July 21st at either 2:00 p.m. or 2:30 p.m. in Lexington.

Thanks,

Anna Barber Marsh
Law Clerk to the Honorable William P. Keesley
P.O. Box 10
Edgefield, South Carolina 29824
Phone: 803.785.8481
Fax: 803.785.8499

From: Zelenka, Don
Sent: Monday, June 27, 2016 3:45 PM
To: Keesley, William P. Law Clerk (Anna Marsh); 'Diana Holt'; Teresa Norris; Dayne Phillips
Cc: Melody Brown; Hopkins, Debbie; Al Simon; Caroline Scrantom; Ed Salter; Anthony Mabry; Huggins, Mona Denise
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

To all –

I am available on July 7 at anytime.

Donald J. Zelenka
Senior Assistant Deputy Attorney General
South Carolina Office of the Attorney General
P. O. Box 11549
Columbia, S.C. 29211
803-734-3601
FAX – 803-734-4035
dzelenka@scag.gov

From: Keesley, William P. Law Clerk (Anna Marsh) [<mailto:wkeesleylc@sccourts.org>]
Sent: Monday, June 27, 2016 3:34 PM
To: 'Diana Holt'; Teresa Norris; Dayne Phillips
Cc: Don Zelenka; Melody Brown; Hopkins, Debbie; Al Simon; Caroline Scrantom; Ed Salter; Anthony

Mabry; Huggins, Mona Denise

Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Judge Keesley is available next week during Chambers, preferably on Thursday afternoon at either 2:00 p.m. or 2:30 p.m.. Please let me know if the attorneys are available.

Again, my apologies on not asking if Mr. Finklea needed to be transported.

Thanks,

Anna Barber Marsh
Law Clerk to the Honorable William P. Keesley
P.O. Box 10
Edgefield, South Carolina 29824
Phone: 803.785.8481
Fax: 803.785.8499

From: Keesley, William P.

Sent: Monday, June 27, 2016 3:31 PM

To: David Tatarsky (C030858); 'Diana Holt'; Keesley, William P. Law Clerk (Anna Marsh); Teresa Norris; Dayne Phillips

Cc: Zelenka, Don; Melody Brown; Hopkins, Debbie; Al Simon; Caroline Scramtom; Ed Salter; Anthony Mabry; Huggins, Mona Denise

Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

The hearing for tomorrow is canceled. My law clerk will be in touch with the attorneys this afternoon to try to reschedule. I apologize that the transport order was not done. Thank you. [wpk]

From: David Tatarsky (C030858) [<mailto:Tatarsky.David@doc.sc.gov>]

Sent: Monday, June 27, 2016 3:28 PM

To: Keesley, William P.; 'Diana Holt'; Keesley, William P. Law Clerk (Anna Marsh); Teresa Norris; Dayne Phillips

Cc: Zelenka, Don; Melody Brown; Hopkins, Debbie; Al Simon; Caroline Scramtom; Ed Salter; Anthony Mabry; Huggins, Mona Denise

Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Judge:

I think the chances are very slim. A death row transport includes multiple vehicles, plus officers from Lieber and the Division of Security. If it is not too much of an inconvenience to you and everyone else, rescheduling would be much better.

David M. Tatarsky, General Counsel
S.C. Dept. of Corrections
P.O. Box 21787
Columbia, SC 29221-1787

803.896.2380

803.896.1766 (fax)

From: Keesley, William P. [<mailto:WKeesleyj@sccourts.org>]
Sent: Monday, June 27, 2016 3:23 PM
To: David Tatarsky (C030858) <Tatarsky.David@doc.sc.gov>; 'Diana Holt' <DianaHolt@dianaholtllc.com>; Keesley, William P. Law Clerk (Anna Marsh) <wkeesleylc@sccourts.org>; Teresa Norris <teresa@blumelaw.com>; Dayne Phillips <dayne@thejeffcoatfirm.com>
Cc: Zelenka, Don <dzelenka@scag.gov>; Melody Brown <MBrown@scag.gov>; Hopkins, Debbie <DJHopkins@sccourts.org>; Al Simon <asimon@scag.gov>; Caroline Scramtom <CScramtom@scag.gov>; Ed Salter <ESalter@scag.gov>; Anthony Mabry <amabry@scag.gov>; Huggins, Mona Denise <MHuggins@lex-co.com>
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Mr. Tatarsky,

When my law clerk told me about this situation shortly after 3:00, I told her that there would not be enough time to require someone to be transported from death row. She sent out an email advising the attorneys of that information. It appears that we dropped the ball, so unless you think there is a realistic chance to get Mr. Finklea transported, we will reschedule. I am sorry for the mistake. Thank you. [wpk]

From: David Tatarsky (C030858) [<mailto:Tatarsky.David@doc.sc.gov>]
Sent: Monday, June 27, 2016 3:09 PM
To: 'Diana Holt'; Keesley, William P. Law Clerk (Anna Marsh); Teresa Norris; Dayne Phillips
Cc: Zelenka, Don; Melody Brown; Hopkins, Debbie; Al Simon; Caroline Scramtom; Ed Salter; Anthony Mabry; Huggins, Mona Denise; Keesley, William P.
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

All:

I cannot promise that we can perform this transport without checking with my people. Death row transports require additional vehicles and personnel. I will be glad to check and see if it is possible upon such short notice.

David M. Tatarsky, General Counsel
S.C. Dept. of Corrections
P.O. Box 21787
Columbia, SC 29221-1787

803.896.2380

803.896.1766 (fax)

From: Diana Holt [<mailto:DianaHolt@dianaholtllc.com>]
Sent: Monday, June 27, 2016 3:04 PM
To: Keesley, William P. Law Clerk (Anna Marsh) <wkeesleylc@sccourts.org>; Teresa Norris

<teresa@blumelaw.com>; Dayne Phillips <dayne@thejeffcoatfirm.com>; David Tatarsky (C030858) <Tatarsky.David@doc.sc.gov>

Cc: Zelenka, Don <dzelenka@scag.gov>; Melody Brown <MBrown@scag.gov>; Hopkins, Debbie <DJHopkins@sccourts.org>; Al Simon <asimon@scag.gov>; Caroline Scramtom <CScramtom@scag.gov>; Ed Salter <ESalter@scag.gov>; Anthony Mabry <amabry@scag.gov>; Huggins, Mona Denise <MHuggins@lex-co.com>; Keesley, William P. <WKeesleyj@sccourts.org>

Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Sorry. Failed to copy SCDC legal.

Diana Holt <image001.jpg>

DianaHolt@DianaHoltLLC.com

Diana Holt, LLC

Post Office Box 6454

Columbia, South Carolina 29260-6454

803.782.1663 (Office)

803.787.0374 (Facsimile)

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www.dianaholtllc.com

From: Diana Holt

Sent: Monday, June 27, 2016 3:02 PM

To: 'Keesley, William P. Law Clerk (Anna Marsh)' <wkeesleyj@sccourts.org>; Teresa Norris <teresa@blumelaw.com>

Cc: Zelenka, Don <dzelenka@scag.gov>; Melody Brown <MBrown@scag.gov>; Hopkins, Debbie <DJHopkins@sccourts.org>; Al Simon <asimon@scag.gov>; Caroline Scramtom <CScramtom@scag.gov>; Ed Salter <ESalter@scag.gov>; Anthony Mabry <amabry@scag.gov>; Huggins, Mona Denise <MHuggins@lex-co.com>; Keesley, William P. <WKeesleyj@sccourts.org>

Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Dear Ms. Marsh~ Has SCDC been notified to transport Mr. Finklea, if you know? I'll copy legal on this. They may want to hear from the Court. Mr. Finklea wants/needs to be present this time. Thanks so much. Best~ dh

Diana Holt <image001.jpg>

DianaHolt@DianaHoltLLC.com

Diana Holt, LLC

Post Office Box 6454

Columbia, South Carolina 29260-6454

803.782.1663 (Office)

803.787.0374 (Facsimile)

803.351.8100 (Mobile)

www.dianaholtllc.com

From: Keesley, William P. Law Clerk (Anna Marsh) [<mailto:wkeesleyj@sccourts.org>]

Sent: Thursday, June 16, 2016 2:48 PM

To: Diana Holt <DianaHolt@dianaholtllc.com>; Teresa Norris <teresa@blumelaw.com>

Cc: Zelenka, Don <dzelenka@scag.gov>; Diana Holt <dianaholt@utexas.edu>; Melody Brown <MBrown@scag.gov>; Hopkins, Debbie <DJHopkins@sccourts.org>; Al Simon <asimon@scag.gov>; Caroline Scramtom <CScramtom@scag.gov>; Ed Salter <ESalter@scag.gov>; Anthony Mabry

<amabry@scag.gov>; Huggins, Mona Denise <MHuggins@lex-co.com>; Keesley, William P.
<WKeesleyj@sccourts.org>

Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

If Tuesday, June 28th still suits the attorneys, we can hold the status conference on the record with Judge Keesley in Lexington. Please let me know if **June 28th at 10:00 a.m.** works for you.

Thanks,

Anna Barber Marsh
Law Clerk to the Honorable William P. Keesley
P.O. Box 10
Edgefield, South Carolina 29824
Phone: 803.785.8481
Fax: 803.785.8499

From: Diana Holt [<mailto:DianaHolt@dianaholtllc.com>]

Sent: Monday, June 13, 2016 3:46 PM

To: Teresa Norris

Cc: Keesley, William P. Law Clerk (Anna Marsh); Zelenka, Don; Diana Holt; Melody Brown; Hopkins, Debbie; Al Simon; Caroline Scrantom; Ed Salter; Anthony Mabry; Huggins, Mona Denise; Keesley, William P.

Subject: Re: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

If the 28th suits all, I would appreciate that date. If I overlooked anyone blocking that date, I can do the 30th if necessary.

Thank you. Best-dh

Sent from right here.

Diana Holt
DianaHolt@DianaHoltLLC.com
803.782.1663 (office)
803.787.0374 (fax)
803.351.8100 (mobile)
www.dianaholtllc.com.

On Jun 13, 2016, at 3:36 PM, Teresa Norris <teresa@blumelaw.com> wrote:

With the exception of June 29, I am available that week.

Teresa L. Norris
Blume Norris & Franklin-Best, LLC
900 Elmwood Avenue, Suite 200
Columbia, SC 29201
O (803) 765-1044
F (803) 765-1143

teresa@blumelaw.com

From: Keesley, William P. Law Clerk (Anna Marsh) [<mailto:wkeesleylc@sccourts.org>]
Sent: Monday, June 13, 2016 2:44 PM
To: Zelenka, Don <dzelenka@scag.gov>; Teresa Norris <teresa@blumelaw.com>; Diana Holt <dianaholt@utexas.edu>
Cc: Melody Brown <MBrown@scag.gov>; Hopkins, Debbie <DJHopkins@sccourts.org>; Al Simon <asimon@scag.gov>; Caroline Scrantom <CScrantom@scag.gov>; Ed Salter <ESalter@scag.gov>; Anthony Mabry <amabry@scag.gov>; Melody Brown <MBrown@scag.gov>; Huggins, Mona Denise <MHuggins@lex-co.com>; Keesley, William P. <WKeesleyj@sccourts.org>
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date .

Judge Keesley is available during the week of June 27th for a status conference. Are the attorneys available during that week?

Thanks,

Anna Barber Marsh
Law Clerk to the Honorable William P. Keesley
P.O. Box 10
Edgefield, South Carolina 29824
Phone: 803.785.8481
Fax: 803.785.8499

From: Zelenka, Don
Sent: Monday, June 13, 2016 10:50 AM
To: Teresa Norris; Keesley, William P. Law Clerk (Anna Marsh); Diana Holt
Cc: Melody Brown; Hopkins, Debbie; Al Simon; Caroline Scrantom; Ed Salter; Anthony Mabry; Melody Brown; Huggins, Mona Denise; Keesley, William P.
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

To all –

It appears that we are in need of another status conference to resolve the hearing date since it appears that Ms. Norris is invoking her protection under the Roof Order to preclude the November 2016 hearing.

Sincerely,

Don Zelenka

Donald J. Zelenka
Senior Assistant Deputy Attorney General
South Carolina Office of the Attorney General
P. O. Box 11549
Columbia, S.C. 29211
803-734-3601
FAX – 803-734-4035
dzelenka@scag.gov

From: Teresa Norris [<mailto:teresa@blumelaw.com>]
Sent: Friday, June 10, 2016 3:49 PM
To: Keesley, William P. Law Clerk (Anna Marsh); Don Zelenka; Diana Holt
Cc: Melody Brown; Hopkins, Debbie; Al Simon; Brendan McDonald; Caroline Scrantom; Ed Salter; Anthony Mabry; Kaycie; Melody Brown; Huggins, Mona Denise; Keesley, William P.
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

As the order provides protection “extending until 90 days after” the Roof proceedings are concluded, I believe the Roof continuance also impacts Finklea and the Finklea hearing will also need to be reset.

Teresa L. Norris
Blume Norris & Franklin-Best, LLC
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Columbia, SC 29201
O (803) 765-1044
F (803) 765-1143
teresa@blumelaw.com

From: Keesley, William P. Law Clerk (Anna Marsh) [<mailto:wkeesleylc@sccourts.org>]
Sent: Friday, June 10, 2016 3:05 PM
To: Zelenka, Don <dzelenka@scag.gov>; Diana Holt <dianaholt@utexas.edu>; Teresa Norris <teresa@blumelaw.com>
Cc: Melody Brown <MBrown@scag.gov>; Hopkins, Debbie <DJHopkins@sccourts.org>; Al Simon <asimon@scag.gov>; Brendan McDonald <bmcDonald@scag.gov>; Caroline Scrantom <CScrantom@scag.gov>; Ed Salter <ESalter@scag.gov>; Anthony Mabry <amabry@scag.gov>; Kaycie <KTimmons@scag.gov>; Melody Brown <MBrown@scag.gov>; Huggins, Mona Denise <MHuggins@lex-co.com>; Keesley, William P. <WKeesleyj@sccourts.org>
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Good afternoon:

This case was set for a day certain to begin on November 16, 2016, and was scheduled for that specific date as Ms. Norris is involved in the Dylann Roof case in Charleston.

Judge Keesley wants to know if the continuance of Mr. Roof's case to January is going to affect this case.

Thanks,

Anna Barber Marsh
Law Clerk to the Honorable William P. Keesley
P.O. Box 10
Edgefield, South Carolina 29824
Phone: 803.785.8481
Fax: 803.785.8499

From: Keesley, William P.
Sent: Monday, November 23, 2015 11:16 AM
To: Zelenka, Don; Diana Holt; Teresa Norris
Cc: Keesley, William P. Law Clerk (Anna Marsh); Melody Brown; Hopkins, Debbie; Al Simon; Brendan McDonald; Caroline Scramtom; Ed Salter; Anthony Mabry; Kaycie; Melody Brown; Rick Hubbard
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Attached is a copy of an order that sets this case for a date certain beginning November 14, 2016. I am mailing the order to Lexington to be filed. Thank you. [wpk]

From: Zelenka, Don
Sent: Wednesday, October 28, 2015 3:17 PM
To: Keesley, William P.; Diana Holt; Teresa Norris
Cc: Keesley, William P. Law Clerk (Anna Marsh); Melody Brown; Hopkins, Debbie; Al Simon; Brendan McDonald; Caroline Scramtom; Ed Salter; Anthony Mabry; Kaycie; Melody Brown; Rick Hubbard
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Judge Keesley et al –

Just a follow-up concerning the earlier status conference request from . I learned this week that Teresa Norris has received an order of protection from December 1, 2015 until 90 days after the completion of the Dylann Roof trial currently set for July 2016. I am attaching a copy of the order that I received from Ms. Norris in two other pending death penalty PCR matters this week – Mar-Reece Hughes and Donald Jones. Unless this case can be heard the month of November 2015, it appears that the matter pending since 2010 may not be able to be heard until September 2016.

This status matter was continued until the judicial assignment schedule was set for January through June, 2016. It appears that a status conference is necessary to resolve what next steps need to be taken to resolve this pending matter.

Sincerely,

Don Zelenka
Donald J. Zelenka
Senior Assistant Deputy Attorney General
South Carolina Office of the Attorney General

P. O. Box 11549
Columbia, S.C. 29211
803-734-3601
dzelenka@scag.gov

From: Keesley, William P. [<mailto:WKeesleyj@sccourts.org>]
Sent: Thursday, September 17, 2015 3:03 PM
To: Don Zelenka; Diana Holt; Teresa Norris
Cc: Keesley, William P. Law Clerk (Anna Marsh); Melody Brown; Hopkins, Debbie; Al Simon; Brendan McDonald; Caroline Scrantom; Ed Salter; Anthony Mabry; Susannah; Melody Brown; Creighton Waters
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Let's postpone the status conference until a later date and cancel any transport order. Thank you. [wpk]

From: Zelenka, Don
Sent: Thursday, September 17, 2015 2:39 PM
To: Keesley, William P.; Diana Holt; Teresa Norris
Cc: Keesley, William P. Law Clerk (Anna Marsh); Melody Brown; Hopkins, Debbie; Al Simon; Brendan McDonald; Caroline Scrantom; Ed Salter; Anthony Mabry; Susannah; Melody Brown; Creighton Waters
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Judge Keesley , et al.–

I would agree that since the scheduling is the crux of the meeting that it be delayed until a later date, particularly knowing your additional preference to have the Applicant present at these matters. Upon your concurrence and confirmation, I will then cancel transportation for Mr. Finklea.

My current personal conflict dates are where I will likely be unavailable are October 5-9, 13, 16-19, and the morning of October 28. However, of course, someone else from the office may be available for the purpose of the status conference if necessary on those dates.

Sincerely,

Don Zelenka

Donald J. Zelenka
Senior Assistant Deputy Attorney General
South Carolina Office of the Attorney General
P. O. Box 11549
Columbia, S.C. 29211
803-734-3601
dzelenka@scag.gov

From: Keesley, William P. [mailto:WKeesleyj@sccourts.org]
Sent: Thursday, September 17, 2015 10:51 AM
To: Diana Holt; Don Zelenka; Teresa Norris
Cc: Keesley, William P. Law Clerk (Anna Marsh); Melody Brown; Hopkins, Debbie; Al Simon; Brendan McDonald; Caroline Scrantom; Ed Salter; Anthony Mabry; Susannah; Melody Brown; Creighton Waters
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

When we discussed scheduling this status conference, I indicated an assumption that the schedule for January through June, 2016 would be out by mid-September. As you know, the schedule has not been released. They may release it tomorrow, but I have no indication whether they will or will not. So, do you want to move this meeting to October? I do not want to waste anyone's time. Thank you. [wpk]

From: Diana Holt [mailto:dianaholt@utexas.edu]
Sent: Wednesday, September 16, 2015 4:11 PM
To: Keesley, William P.; Zelenka, Don; Teresa Norris
Cc: Keesley, William P. Law Clerk (Anna Marsh); Melody Brown; Hopkins, Debbie; Al Simon; Brendan McDonald; Caroline Scrantom; Ed Salter; Anthony Mabry; Kaycie Timmons; Melody Brown; Creighton Waters
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Dear Judge Keesley and all:

Mr. Finklea is suffering an on-going intestinal, among other things, medical condition which would make his being transported to the hearing quite difficult for him and, likely, the transport team. He consents to not being present for this brief status conference. Thank you.

All my best~ dh

Diana Holt <image001.jpg>
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From: Keesley, William P. [mailto:WKeesleyj@sccourts.org]
Sent: Thursday, August 13, 2015 11:04 AM
To: Zelenka, Don; Teresa Norris
Cc: Keesley, William P. Law Clerk (Anna Marsh); Melody Brown; Diana Holt; Hopkins, Debbie; Al Simon; Brendan McDonald; Caroline Scrantom; Ed Salter; Anthony Mabry; Kaycie Timmons; Melody Brown; Creighton Waters
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Assuming that I can get a court reporter, is it okay to have this hearing at 10:30 on Monday, September 21? If that day and time does not suit, please give me the days that would be better for your schedules. Thank you. [wpk]

From: Zelenka, Don

Sent: Wednesday, August 12, 2015 3:21 PM

To: Teresa Norris; Keesley, William P.

Cc: Keesley, William P. Law Clerk (Anna Marsh); Melody Brown; Diana Holt; Hopkins, Debbie; Al Simon; Brendan McDonald; Caroline Scrantom; Zelenka, Don; Ed Salter; Anthony Mabry; Kaycie Timmons; Melody Brown; Creighton Waters

Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Judge Keesley, et al. -

The Attorney General's Office will be available the week of September 21 for this conference to again set a hearing date. I am also attaching a copy of the August 25, 2014 status conference to refresh everyone's recollection about this matter.

By copy of this email I am advising the Clerk Office of the Supreme Court of this status pursuant to In Re Stays for their information.

Sincerely,

Don Zelenka

Donald J. Zelenka
Senior Assistant Deputy Attorney General
South Carolina Office of the Attorney General
P. O. Box 11549
Columbis, S.C. 29211
803-734-3601
dzelenka@scag.gov

From: Teresa Norris [<mailto:teresa@blumelaw.com>]

Sent: Wednesday, August 12, 2015 2:28 PM

To: Keesley, William P.; Don Zelenka

Cc: Keesley, William P. Law Clerk (Anna Marsh); Melody Brown; Diana Holt

Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Ms. Holt and I are available that week.

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From: Keesley, William P. [<mailto:WKeesleyj@sccourts.org>]
Sent: Wednesday, August 12, 2015 12:53 PM
To: Zelenka, Don
Cc: Keesley, William P. Law Clerk (Anna Marsh); Melody Brown; Teresa Norris; Diana Holt
Subject: RE: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Can we have the status conference during the chambers week of September 21, or do you need something sooner? I believe that the 2016 schedule will be out by then, and we probably will need to have that information. My new law clerk is Anna Marsh, and I ask that the attorneys communicate with her about the status conference. Thank you. [wpk]

From: Zelenka, Don
Sent: Tuesday, August 04, 2015 5:46 PM
To: Keesley, William P.
Cc: Keesley, William P. Law Clerk (Anna Wade); Melody Brown; Teresa Norris (teresa@blumelaw.com); Diana Holt
Subject: Ron Finklea v. State 2010-CP-32-5076 - Request for Status Conference to Set Hearing Date

Judge Keesley –

This is to request a status conference primarily to set an evidentiary hearing date for the pending PCR action. In February 2015, through a series of emails, one of Mr. Finklea's counsel, counsel Diana Holt, made a request to extend the hearing date which was earlier tentatively set for August 2015 for a period of ninety days. In a status letter to the Clerk of the Supreme Court on March 31, 2015, counsel Teresa Norris advised them that you had indicated the case would be set in possibly late 2015. We currently have a cases set terms December 28, 2015 and October 19, 2015. I am also having a potential hearings on two other matters during the week of October 5 with counsel Norris before Judge Burch.

By copy of this email, I am advising Mr. Finklea's counsel Holt and Norris of this communication.

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