

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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AUG 08 2016

Appeal from York County  
Honorable Daniel D. Hall, Circuit Court Judge  
Appellate Case Tracking No. 2016-00117

**SC Court of Appeals**

The State,

Appellant,

vs.

Robert S. Kuhlkin,

Respondent.

**CONSENT MOTION TO HOLD APPEAL IN ABEYANCE**

Appellant, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The State has appealed the oral orders of The Honorable Daniel D. Hall made in open court on May 23 and May 24, 2016. The notice of appeal was served and filed May 31, 2016. The clerk of court subsequently requested that separate notices of appeal be filed for each defendant, and the State filed an additional notice of appeal for Sherry S. Kuhlkin individually on June 16, 2016, to correct any deficiencies in the initial notice of appeal that included both defendants jointly. Copies of the Notices of Appeal are attached.

II.

The State asks this Court to hold the appeal in abeyance pending the likely resolution of the case within the next five months. The Appellant will update the Court

on a regular basis regarding the status of the resolution and will inform the Court immediately should a resolution be reached or upon a determination that a resolution cannot be reached.

WHEREFORE, Appellant prays that the Court hold this matter in abeyance pending potential resolution of this case within the next five months.

Respectfully submitted,

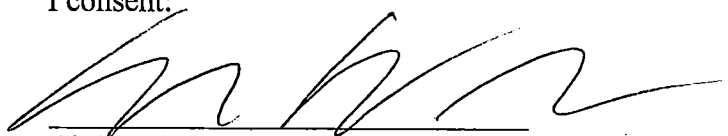


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T. Matthew Hogge  
Assistant Solicitor  
Bar #100126  
Sixteenth Circuit Solicitor's Office  
1675-1A York Hwy  
York, South Carolina 29745-7422

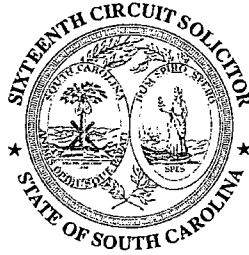
July 5, 2016

I consent:



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Christopher Wellborn  
Attorney for Respondent



KEVIN S. BRACKETT  
SOLICITOR

August 3, 2016

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SC Court of Appeals

**VIA FIRST CLASS MAIL**

Hon. Jenny Abbott Kitchings, Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, South Carolina 29211

Re: *State v. Robert S. Kuhlkin*, Appellate Case Number 2016-00117

Dear Ms. Kitchings:

Please find enclosed an original Consent Motion to Hold Appeal in Abeyance and Proof of Service in the above-referenced matter. Please file these items in accordance with your normal procedures.

Should you have any questions, please feel free to contact me at (803) 818-6621.

Sincerely,

T. Matthew Hogge  
Assistant Solicitor

enclosures as stated

cc: Christopher Wellborn (*via US Mail*)  
J. Benjamin Aplin, Senior Assistant Deputy Attorney General (*via email*)

**KEVIN S. BRACKETT**  
SOLICITOR

SIXTEENTH JUDICIAL CIRCUIT

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*KMH*  
*dad*

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SC Court of Appeals



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Hon. Jenny Abbott Kitchings, Clerk of Court  
South Carolina Court of Appeals  
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