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October 22, 2012

**VIA U.S. MAIL AND FACSIMILE (803-734-1839)**

The Honorable Jenny Abbott Kitchings  
Clerk of the South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

RECEIVED

OCT 23 2012

Re: City of Charleston v. Jacob A. Stone

SC Court of Appeals

Dear Ms. Kitchings:

I am writing to confirm that the time for filing the City's Initial Brief of Respondent in this case has been stayed due to the City's filing of a Motion to Dismiss on October 10, 2012, and is not today despite correspondence from the Court dated October 18, 2012.

Amie Clifford, with the South Carolina Commission on Prosecution Coordination, contacted your office for me about this and spoke to Monica Amick-Cassidy. Ms. Amick-Cassidy told Ms. Clifford that if we had filed a motion to dismiss, the time for filing our brief would be stayed even if the correspondence about the brief was dated after the filing of the motion to dismiss (since the October 18 correspondence did not mention the motion to dismiss).

Please let me know as soon as possible if Ms. Clifford misunderstood Ms. Amick-Cassidy. Otherwise, I will await the ruling of the Court on the Motion to Dismiss. If you have any questions, please do not hesitate to contact me.

Sincerely,

Mark J. Bourdon

cc: Monica Amick-Cassidy, Chief Docketing Clerk  
Thomas J. Rode, Counsel for Appellant