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November 2, 2010

South Carolina Commission on Indigent Defense
Attention: Lorie French, Assistant Coordinator
1330 Lady Street, Suite 401
Columbia, South Carolina 29211-1433

Re: The State v. Justin Hillerby

Dear Ms. French:

This letter is to provide updated information and confirm our conversation on Thursday, October 28, 2010, concerning my client, Mr. Justin Hillerby. As we discussed, I was retained to represent Mr. Hillerby on a charge of Homicide by Child Abuse, in Berkeley County, South Carolina. Mr. Hillerby was convicted and received a sentence of life in prison. On behalf of Mr. Hillerby, my office filed a Notice of Appeal with the South Carolina Court of Appeals. It was my understanding that Mr. Glover C. Seaton III, Esquire, was retained by Mr. Hillerby's mother, to prepare and submit the appeal on his behalf. Once I filed the Notice of Appeal, my office ordered the trial transcript from the court reporter, Mia Perron. I requested that Ms. Perron send the trial transcript and all fees to Mr. Seaton. Mr. Seaton has received the nine hundred (900) page transcript and all fees have been paid.

On Wednesday, October 27, 2010, Mr. Seaton called my office to give me an update on Mr. Hillerby's case. At this time I was informed that Mr. Seaton's office had only been retained to review the case. After talking with Mr. Seaton, I immediately called the South Carolina Commission on Indigent Defense and was referred to you. Due to lateness of the day I was informed that you had left for the day.

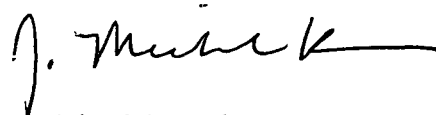
On Thursday, October 28, 2010, per our phone conversation, you requested that my office send a letter to the South Carolina Court of Appeals, requesting that Mr. Hillerby's appeal not be dismissed. You also advised that the letter should contain the above information and any additional information that would be helpful. As instructed by you, I have obtained an Affidavit of Indigency from your office.

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SC Court of Appeals

I have scheduled an appointment on November 3, 2010, with Mr. Hillerby, at Lee Correctional Institution, Bishopville, South Carolina, to have him complete and sign the affidavit. After meeting with Mr. Hillerby, I will promptly forward the affidavit, the complete case file, and the transcript to your office.

Once this information is obtained, please advise my office of any further assistance we may render. I respectfully apologize for this misunderstanding and thank you for all your advice.

Sincerely

A handwritten signature in black ink, appearing to read "J. Michael Bosnak". The signature is fluid and cursive, with a long horizontal stroke at the end.

J. Michael Bosnak

cc: The Honorable Tanya A. Gee
Clerk of Court, South Carolina Court of Appeals
The Honorable V. Claire Allen
Deputy Clerk of Court, South Carolina Court of Appeals
Glover C. Seaton III, Esquire