



ALAN WILSON  
ATTORNEY GENERAL

November 6, 2012

RECEIVED

NOV 07 2012

SC Court of Appeals

The Honorable V. Claire Allen  
Deputy Clerk, South Carolina Court of Appeals  
1015 Sumter Street  
Columbia, SC 29201

Re: In Re: The Care and Treatment of Thomas Simmons  
Appellate Case No. 2011-195906

Dear Ms. Allen:

In response to your correspondence of October 31, 2012, the status of matters raised in Respondent's Motion to Hold in Abeyance is:

1. All briefs are filed in Appellant's direct appeal from his 2008 commitment, but no argument is scheduled yet.
2. The Attorney General's Office and the Department of Mental Health filed their Return to Appellant's Petition in the Original Jurisdiction and a Petition for Writ of Habeas Corpus in the South Carolina Supreme Court, and we are waiting on the Supreme Court's ruling.

I will advise the Court when the matters pending in the Supreme Court are resolved.

Sincerely,

Deborah R.J. Shupe  
Assistant Deputy Attorney General

DRJS/sbe

cc: Brana J. Williams, Esquire  
LaNelle S. DuRant, Assistant Appellate Defender