

# SOUTHERN ENVIRONMENTAL LAW CENTER

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October 26, 2016

*VIA ELECTRONIC MAIL*

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

Re: Preservation Society of Charleston v. SCDHEC et al.  
Appellate Case No. 2014-000847

Dear Ms. Kitchings:

Thank you for your letter of October 23 informing counsel that one of the judges assigned to decide this matter has a law clerk whose sibling is a partner in a firm representing a party in this case.

Your letter recounts that the judge has insulated chambers staff from the conflict and is utilizing the Court of Appeals Staff Attorney's office in preparation of the case. Out of an abundance of caution and in the interest of full transparency, the Court has disclosed the connection between the judge's staff and the firm in case our clients may wish for the judge to be recused.

Appellants appreciate the precautions taken by the Court, and do not plan to request recusal. Because the Court's letter has effectively notified the firm in question of the identity of the judge in advance of the oral argument, however, we do request that the judge's identity be shared with all counsel to ensure a level informational field.

Thank you for your kind consideration in this matter.

Very truly yours,



Blan Holman