

## The McKay Firm, P.A.

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February 10, 2017

**Via Hand Delivery**

The Honorable Jenny Abbott Kitchings  
The South Carolina Court of Appeals  
1220 Senate St.  
Columbia, South Carolina 29211

**RECEIVED**

FEB 10 2017

SC Court of Appeals

**RE: *Theodore Polansky v. SC Attorney General***  
*Appeal No.: 2016-001494 & 2016-001890*  
*Claim No.: 1999-003671 & 2000-3303*  
*DOA: 10/19/1999 & 5/30/2000*  
*Our File No.: 1200-0073 & 1200-0074*

Dear Mrs. Kitchings:

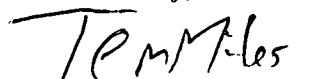
Thank you for the Court's patience in these matters. These cases, and the resulting appeals, have had a long and complex procedural history which has slowed their progress.

In regards to your letter dated February 1, 2017 requesting an update on the status of Appellate Case No. 2016-001890, I request that you please dismiss that appeal at this time. I intended to dismiss that matter previously when I dismissed Appellate Case No. 2016-001892. The failure to do so at that time was an oversight on my part.

As for Appellate Case No. 2016-001494, I request that the Court continue to hold it in abeyance pursuant to the stay entered by Judge Lockemy on September 28, 2016. The attorney for the claimant/respondent has expressed the desire to possibly seek an additional Order from the Circuit Court challenging the appeal on grounds that it was untimely. Accordingly, the possibility of an additional Order of the Circuit Court in this matter still exists.

Should you have any questions or concerns regarding this matter, please contact me at my direct dial: (803) 705-2149.

Sincerely,

  
Temus C. Miles, Jr.

cc: Preston F. McDaniel, Esquire

LAW OFFICES

McKAY, CAUTHEN,  
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