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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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Robert M. Dudek, Chief Appellate Defender
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RECEIVED

February 16, 2017

FEB 17 2017

SC Court of Appeals

Ms. Desiree Allen
S.C. Court Administration
1220 Senate Street
Columbia, South Carolina 29201

Re: State v. Michael A. Spann, Appellate Case No. 2015-002317

Dear Ms. Allen:

On October 14, 2016, I requested the transcript of the trial of The State v. Michael A. Spann, on November 14-15, 2012, from Ms. Margaret T. Sullivan. I received a notice that on December 15, 2016, Ms. Sullivan had received an extension of time to deliver the transcript. The new due date was January 15, 2017. I received a notice that on January 17, 2017, Ms. **Frances Ray** had received an extension of time to deliver the transcript. The new due date was February 15, 2017. **As of this writing, I have not received the transcript.**

I called Court Administration on Monday or Tuesday of this week and left a message for Jennifer Smith expressing confusion regarding why Ms. Ray had received an extension of time when the transcript request was addressed to Ms. Sullivan. I did not receive a response from Ms. Smith. Today, my assistant, Sean M. Flynn, spoke to you by phone. Mr. Flynn informed me that you advised him (1) that Ms. Ray is typing the transcript, (2) that you were not aware of a transfer between Ms. Ray and Ms. Sullivan, which prompted you to send the extension letter dated 1/17/2017. This information has increased my confusion on the matter.

I appreciate your confirming in writing (1) the status of the above-referenced transcript, including when it is due to be delivered, (2) the court reporter who is preparing it, and (3) if Ms. Sullivan is not preparing it, an explanation as to how a different court reporter was selected to prepare it.

Sincerely,

Susan B. Hackett
Appellate Defender

cc: Hon. W. Jeffrey Young
Hon. Jenny A. Kitchings
J. Benjamin Aplin, Esquire
William Jason Corbett, Esquire

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, S.C. Court of Appeals
Post Office Box 11629
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29211-162929

