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RECEIVED

March 7, 2017

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings  
Clerk, S.C. Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

Re: State v. Donald Lamon Young, Appellate Case No. 2014-002655

Dear Ms. Kitchings:

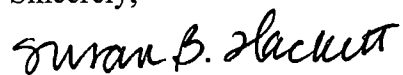
In compliance with this Court's letter of March 6, 2017, I am writing to provide you with an update on the remand for reconstruction of the record in the above-referenced case. Pursuant to the directive of the Honorable J. Mark Hayes, II, the parties convened in Greenville County on February 10, 2017, for a hearing. The parties presented witnesses and introduced exhibits to support their contentions. Thereafter, Judge Hayes took the matter under advisement. At 3:01 p.m., Judge Hayes emailed the parties explaining he had ruled on the matter. He concluded the record could not be reconstructed in a manner sufficient to allow meaningful appellate review. He directed me to prepare a proposed order.

On February 16, 2017, at 5:04 p.m., I emailed a proposed order to Judge Hayes, copying the state. On February 17, 2017, at 4:13 p.m., Judge Hayes asked that a hard copy of the order be mailed to him. Our office mailed the proposed order to Judge Hayes on February 17, 2017; however, due to the lateness of the hour, it may not have been picked up by the postal service until February 18, 2017. Judge Hayes signed an order resolving the matter on February 23, 2017. He mailed the signed order to me for filing.

On February 28, 2017, I sent the original signed order to the Honorable Paul B. Wickensimer, Clerk of Court for Greenville County, copying the state. I asked for a clocked copy of the order to be returned to me. As of today's writing, I have not received a clocked copy of the order. I had calendared to follow-up with the Greenville County Clerk of Court on March 14, 2017; however, in light of this Court's letter, I called the Clerk's Office today. I spoke to Jeri. After speaking to Mr. Wickensimer's secretary and her supervisor, Jeri advised that her office has not received the order yet. However, she assured me that she will continue to keep an eye out for the order and call me the minute it arrives. Also, I am keeping the "follow-up" notation on my calendar for March 14, 2017, so that I may follow-up then if I have not heard anything in the interim.

If this Court desires copies of any of the correspondence described above, I will be happy to provide it. Additionally, if you have any questions about this matter, please feel free to contact me.

Sincerely,



Susan B. Hackett  
Appellate Defender

cc: The Honorable J. Mark Hayes, II  
Elizabeth Gary, Esquire  
J. Benjamin Aplin, Esquire  
Donald L. Young