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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

December 11, 2017

RECEIVED

DEC 11 2017

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. Boyce Derek Lowrance, Appellate Case No. 2017-001070
Request to Hold Case in Abeyance

Dear Ms. Kitchings:

The initial brief of appellant in the above-referenced case is due to be filed with this court today, December 11, 2017. However, counsel has discovered that our office received incorrect information from plea counsel's office that the guilty plea and reconsideration hearings were held on the same date. Review of the content of the April 17, 2017 reconsideration hearing transcript reveals that the guilty plea and sentencing hearing were held on March 29, 2017. Undersigned counsel discussed the matter with Chief Appellate Defender Robert Dudek, who agreed that the missing transcript is necessary to the appeal. We have requested this transcript today and would request that the time limits be held in abeyance pending receipt of it. A copy of our transcript request is attached.

By copy of this letter, I am informing Senior Assistant Deputy Attorney General, J. Benjamin Aplin, Esquire, of the above request.

If you have any questions or need additional information, please do not hesitate to contact me.

Sincerely,

Laura R. Baer
Appellate Defender

Enclosure

cc: J. Benjamin Aplin, Esq.
Boyce Derek Lowrance



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December 11, 2017

Ms. Teresa B. Johnson
Circuit Court Reporter
Post Office Box 2812
Greenville, SC 29602

Dear Ms. Johnson:

Please provide us with the following transcript:

The State v. Boyce Derek Lowrance

Case #: 2017-GS-39-00816

Appellate Case No. 2017-001070

County: Pickens

Date of Trial: March 29, 2017

Presiding Judge: Letitia H. Verdin

Pursuant to the SC Court Reporter's Manual, please number the lines on the paper from 1-25 and include any and all recorded motions (pretrial and post-trial). Consecutive numbering of pages must be used throughout all volumes regardless of the number of volumes involved. Additionally, please transcribe the **jury selection** and the State and defense counsel's **opening and closing arguments** and include the **jury strike sheet**. Please be sure to include **headers** and a **complete index** including a **listing of exhibits**.

If you are aware of any co-defendants, additional transcripts, or if the Attorney General's Office has already requested a transcript, please let us know.

SCCID prefers that all transcripts are sent via **certified mail**. If you would prefer the convenience of sending transcripts electronically, please use SCCID's file transfer servers found by navigating to <https://scfiledrop.sc.gov>. For further assistance or questions with this service, please contact Ryan Cole at rcole@sccid.sc.gov or by phone at 803-734-1239.

To ensure prompt payment, please sign and complete the enclosed form and include the original criminal case number (indictment number) where the space is provided.

Sincerely,

Mary Brooks
Administrative Assistant

cc: S.C. Court of Appeals
Attorney General's Office