



# SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

ORIGINAL

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

December 21, 2017

RECEIVED

DEC 21 2017

S.C. SUPREME COURT

The Honorable Daniel E. Shearouse  
Clerk, S.C. Supreme Court  
PO Box 11330  
Columbia, SC 29211

Re: Michael Austin Spencer v. State of South Carolina  
Appellate Case No. 2017-001594

Dear Mr. Shearouse:

The petition for writ of certiorari and accompanying appendix in the above titled case are due to be served and filed with the Court on December 27, 2017. However, while assembling the materials for the appendix, I discovered that two PCR hearings were held in the case: one on June 14, 2016, and another on September 19, 2016. A record of the latter hearing has been transcribed, but a transcript of the first PCR hearing is missing from the case file. 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. If you have any questions or need additional information, please do not hesitate to contact me.

Sincerely,

Wanda H. Carter  
Deputy Chief Appellate Defender

WHC/sum

cc: Valerie Giovani



SOUTH CAROLINA COMMISSION ON INDEPENDENT DEFENSE

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Wanda H. Carter, Deputy Chief Appellate Defender

December 21, 2017

Ms. Linda D. Moffitt  
Circuit Court Reporter  
800 Belcher Road  
Spartanburg, SC 29316

Dear Ms. Moffitt:

Please provide us with the following transcript:

Michael Austin Spencer v. The State  
Appellate Case No. 2017-001594

Case #: 2014-CP-42-4608

County: Spartanburg

Date of PCR: June 14, 2016

Hearing:

Presiding Judge: R. Ferrell Cothran

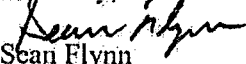
Pursuant to the SC Court Reporter's Manual, please number the lines on the paper from 1-25 and include any and all recorded motions (pretrial and post-trial). Consecutive numbering of pages must be used throughout all volumes regardless of the number of volumes involved. Additionally, please transcribe 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://sefiledrop.sc.gov>. For further assistance or questions with this service, please contact Ryan Cole at [rcole@sccid.sc.gov](mailto: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,

  
Sean Flynn  
Administrative Assistant

cc: S.C. Supreme Court  
Attorney General's Office