



ALAN WILSON  
ATTORNEY GENERAL

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MAR 12 2018

**SC Court of Appeals**

March 12, 2017

**VIA Hand Delivery**

The Honorable Jenny Kitchings  
Clerk, South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

**Re: State v. Preston Mozeak**  
Appellate Case No.: **2015-002530**

Dear Ms. Kitchings,

This case is scheduled for oral argument on March 13, 2017, at 10:00 a.m. in Courtroom I. Pursuant to Rule 208(b)(7) SCACR, Appellant respectfully wishes to call to the Court's attention the additional authority of State v. Pradubsri, 420 S.C. 629, 803 S.E.2d 724 (Ct. App. 2017), reh'g denied (Aug. 18, 2017), and Black's Law Dictionary (10<sup>th</sup> ed. 2014), fact-finding. Pradubsri was decided after Respondent submitted its brief in this case, and addresses the propriety of a jury charge which instructs the jury to "determine the effect, the value, weight and the truth of the evidence." Black's law dictionary defines "fact-finding" as "[t]he process of considering the evidence presented to determine the truth about a disputed point of fact." By copy of this letter, I am notifying opposing counsel of the submission of this supplemental authority. Counsel has additionally been notified by email of the intent to submit this authority.

Sincerely,

Josh Edwards  
Assistant Attorney General  
Bar No. 101188

cc: Laura R. Baer, Esquire