

ALAN WILSON
ATTORNEY GENERAL

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OCT 26 2018

S.C. SUPREME COURT

October 23, 2018

Honorable Daniel E. Shearouse
Clerk, South Carolina Supreme Court
Post Office Box 11330
Columbia, South Carolina 29211

Re: **Ricardo Gomez Hernandez, #348548 v. State of South Carolina**
Appellate Case No. 2018-000328
Lower Court Case No. 2012-CP-42-0056

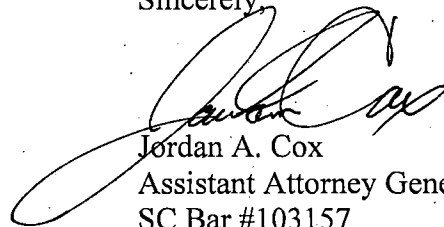
Dear Mr. Shearouse:

I am in receipt of the Petition for Writ of Certiorari and the Petition for Writ of Certiorari Pursuant to Austin v. State in the above-captioned case. The PCR court granted Petitioner a belated review of direct appeal issues pursuant to Austin v. State, 305 S.C. 453, 409 S.E.2d 395 (1991). The State is not challenging the granting of the belated review on appeal. Therefore, the State does not intend to file a Return to the Petition for Writ of Certiorari. Please accept this letter in lieu of a formal Return. If a more formal response is required, please advise and I will be happy to oblige.

However, enclosed for filing please find an original and six copies of the **Return to Petition for Writ of Certiorari Pursuant to Austin v. State** in the above-captioned case.

Thank you for your assistance in this matter.

Sincerely,



Jordan A. Cox
Assistant Attorney General
SC Bar #103157

cc: Tommy A. Thomas, Esquire