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SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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January 7, 2018

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

RECEIVED  
JAN 07 2019  
S.C. SUPREME COURT

Re: David Justin Penn v. The State  
**Appellate Case No. 2018-000882**

Dear Mr. Shearouse:

This letter is to request that a transportation order be issued for the following exhibits from the Berkeley County Clerk of Court in the above-referenced case:

**State's Exhibit #49 (DVD) from the trial in State v. David Penn, 2012-GS-08-0501; -502**

Previously, I requested this Court transport State's Exhibit #49-A. This Court did so; however, State's Exhibit #49-A was not operable. This Court returned the exhibit to the Berkeley County Clerk of Court. State's Exhibit #49-A was the *redacted* video of Petitioner's interrogation by police. In light of the exhibit being inoperable, I am requesting this Court transport State's Exhibit #49, which is the *unredacted* video of Petitioner's interrogation by police. I have discussed this matter with opposing counsel, Caroline Scrantom, Esquire, and she agrees with this course of action.

Please contact me if you have any questions or require additional information.

Sincerely,

Susan B. Hackett  
Appellate Defender

cc: Caroline Scrantom, Esquire