



RECEIVED

JAN 28 2019

S.C. SUPREME COURT

ALAN WILSON  
ATTORNEY GENERAL

January 30, 2019

The Honorable Daniel E. Shearouse  
Clerk of Court  
Supreme Court of South Carolina  
1231 Gervais Street  
Columbia, SC 29201  
**Via hand delivery**

Re: State v. Spears, 2017-001933

Dear Mr. Shearouse:

Oral argument is scheduled for Wednesday, January 30, 2019, at 9:30 a.m. Pursuant to Rule 208(b)(7), SCACR, I would refer to the following as additional authority:

State v Cottrell, 421 S.C. 622, 641, 809 S.E.2d 423, 433-34 (2018) (finding defendant was not seized when the victim, a law enforcement officer, began interacting with defendant or told him he wanted to pat down defendant, only when the officer placed his hands on the defendant).

State v. Sarah Denise Cardwell, Op. No. 27860 (S.C.Sup.Ct. filed January 23, 2019) (detailing the standard of review when reviewing a trial court's ruling of a Fourth Amendment search and seizure case).

I am also forwarding a copy of this letter by e-mail attachment to opposing counsel.

Sincerely,

David Spencer  
Senior Assistant Attorney General

cc: LaNelle Cantey DuRant, Esquire  
ldurant@sccid.sc.gov