



ALAN WILSON
ATTORNEY GENERAL

January 24, 2013

Via Hand Delivery

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
Columbia, S. C. 29211

Re: In Re The Matter of the Treatment and Care of Calvin I. Yawn
Appellate Case No. 2012-210426

Dear Ms. Kitchings:

The Appellant's Designation of Matter in the above referenced appeal includes trial court Exhibits D-1 through D-8. In the course of reviewing the trial court record for purposes of preparing the Initial Brief of Respondent and Designation of Matter, I realized the only designated exhibit actually entered as evidence is Exhibit D-7. I consulted with Appellant's counsel today, and she agrees Exhibits D-1 through D-6 and D-8, were not admitted as evidence and should not be included in the appellate record.

With counsel's consent, I am sending this letter to advise the Court of the parties agreement that those Exhibits will not be included in the Record on Appeal. If you have any questions, or need any further documentation regarding this agreement, please do not hesitate to contact either me or Appellant's counsel.

Sincerely,

Deborah R.J. Shupe
Senior Assistant Deputy Attorney General

cc: LaNelle C. DuRant, Assistant Appellate Defender

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