

LAW OFFICE OF
TRICIA A. BLANCHETTE

RECEIVED

MAY 17 2019

S.C. SUPREME COURT

May 14, 2019

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

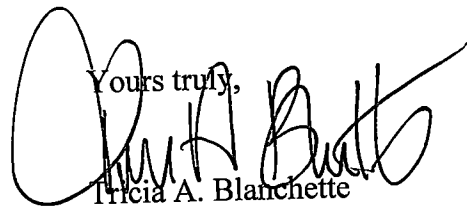
RE: Miguel Alejandro Urena v. State; Appellate Case No.: 2017-002311

Dear Sir:

On April 17, 2018, this Court issued an Order remanding the above referenced PCR appeal to the jurisdiction of the Honorable Robert E. Hood for matters regarding the accuracy of the evidentiary hearing transcript. At the direction of the Honorable Robert E. Hood, I have enclosed an Order he issued on April 22, 2019. The original was filed with the Dorchester County Clerk of Court on May 6, 2019.

Upon review of this Order, I will look from guidance from this Court regarding the state of the remand and the time for filing the Petition and Appendix. Please advise if further information is needed.

Yours truly,



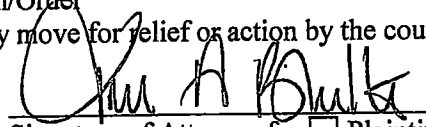
Tricia A. Blanchette
Attorney at Law

cc: Honorable Robert E. Hood
Benjamin Limbaugh, Office of the Attorney General
Desiree Allen, S.C. Court Administration (via email)
Miguel Urena

STATE OF SOUTH CAROLINA)
)
 COUNTY OF DORCHESTER)
)
MIGUEL ALEJANDRO URENA,)
 Plaintiff,)
 vs.)
)
STATE OF SOUTH CAROLINA,)
 Defendant.)

IN THE COURT OF COMMON PLEAS
 FIRST JUDICIAL CIRCUIT
 CASE NO.: 2015-CP-18-994

**MOTION AND ORDER INFORMATION
 FORM AND COVERSHEET**

Plaintiff's Attorney: Tricia A. Blanchette, Bar No. 74904 Address: PO Box 2147 Leesville, SC 29070 Phone: 803-908-3266 Fax _____ E-mail: blanchettelaw@gmail.com Other: _____	Defendant's Attorney: Benjamin Limbaugh, Bar No. _____ Address: PO Box 11549 Columbia, SC 29211 Phone: 803-734-3737 Fax _____ E-mail: _____ Other: _____
<input type="checkbox"/> MOTION HEARING REQUESTED (attach written motion and complete SECTIONS I and III) <input type="checkbox"/> FORM MOTION, NO HEARING REQUESTED (complete SECTIONS II and III) <input checked="" type="checkbox"/> PROPOSED ORDER/CONSENT ORDER (complete SECTIONS II and III)	
SECTION I: Hearing Information	
Nature of Motion: _____ Estimated Time Needed: _____ Court Reporter Needed: <input type="checkbox"/> YES / <input type="checkbox"/> NO	
SECTION II: Motion/Order Type	
<input type="checkbox"/> Written motion attached <input checked="" type="checkbox"/> Form Motion/Order I hereby move for relief or action by the court as set forth in the attached proposed order.	
 Signature of Attorney for <input type="checkbox"/> Plaintiff / <input type="checkbox"/> Defendant	April 29, 2019 Date submitted
SECTION III: Motion Fee	
<input type="checkbox"/> PAID - AMOUNT: \$ _____ <input checked="" type="checkbox"/> EXEMPT: (check reason)	
<input type="checkbox"/> Rule to Show Cause in Child or Spousal Support <input type="checkbox"/> Domestic Abuse or Abuse and Neglect <input type="checkbox"/> Indigent Status <input type="checkbox"/> State Agency v. Indigent Party <input type="checkbox"/> Sexually Violent Predator Act <input checked="" type="checkbox"/> Post-Conviction Relief <input type="checkbox"/> Motion for Stay in Bankruptcy <input type="checkbox"/> Motion for Publication <input type="checkbox"/> Motion for Execution (Rule 69, SCRPC) <input type="checkbox"/> Proposed order submitted at request of the court; or, reduced to writing from motion made in open court per judge's instructions Name of Court Reporter: _____ <input type="checkbox"/> Other: _____	
JUDGE'S SECTION <input type="checkbox"/> Motion Fee to be paid upon filing of the attached order. <input type="checkbox"/> Other: _____	JUDGE CODE _____ Date: _____
CLERK'S VERIFICATION	
Collected by: _____ Date Filed: _____ <input type="checkbox"/> MOTION FEE COLLECTED: \$ _____ <input type="checkbox"/> CONTESTED - AMOUNT DUE: \$ _____	

2019 MAY -6 PM 12
 CERTIFIED COPY



STATE OF SOUTH CAROLINA)
COUNTY OF DORCHESTER)

IN THE COURT OF COMMON PLEAS
DOCKET NO.: 2015-CP-18-994

MIGUEL ALEJANDRO URENA,)
Applicant,)

v.)

STATE OF SOUTH CAROLINA,)
Respondent,)

ORDER REGARDING
RECONSTRUCTION OF
EVIDENTIARY HEARING TRANSCRIPT

2019 MAY -6 PM 11:12
CERTIFIED COPY
DORCHESTER COUNTY

This matter comes before the Court pursuant to an Order issued by the South Carolina Supreme Court dated April 17, 2018. By way of said Order, Applicant's appeal was held in abeyance and the matter was remanded to the Honorable Robert E. Hood "to hold a hearing to determine if the portions of the recording of the evidentiary hearing deemed inaudible by the transcribing court reporter can be discerned and agreed upon by the parties, and if not, for reconstruction of the record of petitioner's testimony."

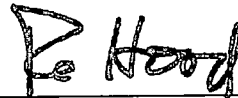
After obtaining the recording from February 27, 2017, a hearing was conducted at the Richland County Courthouse on July 23, 2018. Applicant was present and was represented by Tricia A. Blanchette, Esquire. Respondent was represented by Christian Saville, Assistant Attorney General.

As a result of listening to the recording at that hearing, this Court issued an Order finding that it was necessary to order another certified court reporter to transcribe the evidentiary hearing transcript from the audio recording. Upon completion, the transcript was to be provided to both parties, along with a copy of the audio recording. Each party was ordered to review the transcript for accuracy and inform this Court of their conclusions.

Thereafter, a transcript was completed by Pamela Green, Circuit Court Reporter, and this Court ensured that both parties received the transcript and the audio recording to

review. Upon both parties review, written correspondence was sent to Ms. Green regarding counsels' review of the audio transcription and objections / clarifications. Subsequently, the transcript was revised twice and received by counsel on or about February 22, 2019. On that same date, counsel notified this Court by letter and asked for further guidance. After conducting a phone conference, this Court has concluded that both parties are satisfied with the final revision of the transcript and no further action and/or reconstruction is needed. Therefore, this Court finds that purpose of the remand has been met and the matter shall be sent back to the South Carolina Supreme Court.

IT IS SO ORDERED this 22 day of April, 2019



Honorable Robert E. Hood
Presiding Judge, 1st Judicial Circuit



Columbia, South Carolina

STATE OF SOUTH CAROLINA)
COUNTY OF DORCHESTER)

IN THE COURT OF COMMON PLEAS
FIRST JUDICIAL CIRCUIT

Miguel Alejandro Urena,)
Applicant,)

2015-CP-18-994

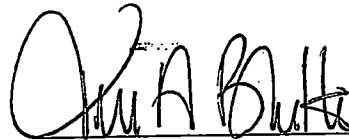
v.)

CERTIFICATE OF SERVICE

State of South Carolina,)
Respondent.)

I, Tricia A. Blanchette, Attorney for Applicant, hereby certify that I placed in the United States Mail this 29th day of April 2019, a copy of an Order Regarding Reconstruction of Evidentiary Hearing Transcript to Benjamin Limbaugh of the Attorney General's Office, at:

Office of the Attorney General
Att: Benjamin Limbaugh, Ast. AG
P.O. Box 11549
Columbia, SC 29211-1549



Tricia A. Blanchette
PO Box 2147
Leesville, SC 29070
(803) 908-3266

April 29, 2019

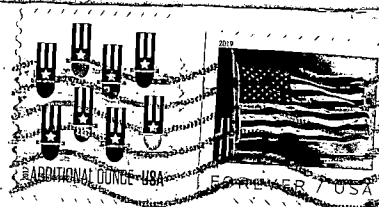
2019 MAY -6 PM 4:12
DORCHESTER COUNTY

CERTIFIED COPY

LAW OFFICE OF
TRICIA A. BLANCHETTE
PO Box 2147 • LEESVILLE, SC 29070

COLUMBIA SC 290

15 MAY 2019 PM 2 L



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

29211-133030

