

LAW OFFICE OF



TARA DAWN SHURLING, PA

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January 2, 2020

SENT BY E-MAIL ON January 3, 2020

WITH HARD COPY SENT BY U.S. MAIL ON January 2, 2020

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina, 29211

RECEIVED

JAN 06 2020

SC Court of Appeals

Re: Aaron McKenzie Capers v. State of South Carolina

Dear Ms. Kitchings,

The direct appeal in the above captioned direct appeal has been stayed and the matter is currently on remand to the lower court for a hearing on a Motion for a New Trial and a Motion to Reconsider Sentencing. At one point it appeared that I would be arguing these motions on behalf of Mr. Capers, however, he and his parents ultimately decided to retain me for the direct appeal only. Appellant's mother, Sharon Capers, who was his defense attorney at trial, will be arguing these motions before the Honorable Markley Dennis, presiding trial judge. I have been kept in the loop on communications concerning the scheduling of the hearing on these motions and the last I saw a hearing was scheduled on both motions for Monday, January 6, 2020. I have not been notified of any change in that schedule.

I have advised Attorney Capers to notify me if the hearing is concluded on January 6, 2020 and have asked that she let me know when Judge Dennis issues a ruling on those two motions. I will order a transcript of the hearing on these motions as soon as I am advised that the hearing took place as scheduled and was completed on that date. I will copy the Court with that transcript request. By copy of this letter, I am asking that Attorney Capers advise me if Judge Dennis has requested that either side present the Court with proposed orders on these motions. I would also ask that I be served with a clocked copy of any written Order entered on these motions. Likewise, I am requesting that I be advised if Judge Dennis indicates that it is his intent to simply rule from the bench and forego any written orders on these motions. I have seen it done both ways, in General Sessions Court post-trial matters, so I am asking that I be clearly advised whether a written order is expected from the Court.



When I hear from Attorney Capers concerning the above, I will update the status of this case for the Court and will provide the Court with a copy of my request for a transcript of the hearing(s).

I hope you and your family have had a wonderful Christmas and I wish you a very blessed 2020. I thank you very much for your assistance and remain,

Sincerely,

A handwritten signature in black ink that reads "Tara Dawn Shurling". The signature is fluid and cursive, with a large initial 'T' and 'S'.

Tara Dawn Shurling
Attorney and Counselor at Law

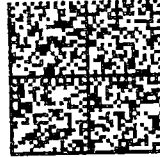
TDS/am

Cc: The Honorable Markley Dennis
Anne M. Williams, Managing Assistant Solicitor
Sharon Capers, Esquire
Christopher Capers
Aaron Capers

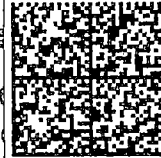


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SC Court of Appeals

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 Clerk, SC Court of Appeals
 P.O. Box 11629
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