



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense
1330 Lady Street, Suite 401
Columbia, South Carolina 29201-3332

Post Office Box 11589
Columbia, South Carolina 29211-1589
Telephone: (803) 734-1330
Facsimile: (803) 734-1345

Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

September 24, 2020

The Honorable Jenny A. Kitchings
Clerk, S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RECEIVED

Sep 24 2020

SC Court of Appeals

Re: The State v. Nicholas Benjamin Chhith-Berry
Appellate Case No. 2019-000352

Dear Ms. Kitchings:

Enclosed is a proposed order in the above case. By copy of this letter, we are also forwarding a copy of this proposed order to J. Anthony Mabry. Thank you for your assistance in this matter.

Sincerely,

s/Susan B. Hackett

Susan B. Hackett
Appellate Defender

SBH/kk

cc: J. Anthony Mabry

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County
Eugene C. Griffith, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

NICHOLAS BENJAMIN CHHITH-BERRY,

APPELLANT

APPELLATE CASE NO. 2019-000352

O R D E R

On motion of Susan B. Hackett, attorney for appellant, it is hereby ORDERED that following exhibits, be released to the Office of the Attorney General, or its designee, for transporting to the Court of Appeals of South Carolina for purposes of review by the Court for the above-captioned case: State's Exhibit #1 (911 call); State's Exhibit #2 (Family Tree Diagram); State's Exhibit #3 (Photograph); State's Exhibit #5 (In-Car Video); State's Exhibit #6 (Photograph); State's Exhibit #7 (Photograph); State's Exhibit #8 (Photograph); State's Exhibit #9 (Photograph); State's Exhibit #10 (Photograph); State's Exhibit #11 (Photograph); State's Exhibit #12 (Photograph); State's Exhibit #13 (Photograph); State's Exhibit #14 (Photograph); State's Exhibit #15 (Photograph); State's Exhibit #16 (Photograph); State's Exhibit #17 (Photograph); State's Exhibit #18 (Photograph); State's Exhibit #19 (Photograph); State's Exhibit #20 (Photograph); State's Exhibit #21 (Photograph); State's Exhibit #22 (Photograph); State's Exhibit #23 (Photograph); State's Exhibit #24 (Photograph); State's Exhibit #25 (Photograph); State's Exhibit #26 (Paper bag with Shirts); State's Exhibit #27 (Pistol Magazine); State's Exhibit #28 (Bullets); State's Exhibit #29 (Screwdriver); State's Exhibit #30 (Pistol); State's Exhibit #31 (Box); State's Exhibit #32 (Knife); State's Exhibit #33 (Swabs); State's Exhibit #34 (Serology Sample); State's Exhibit #35 (Jail Calls); State's Exhibit #36 (One jail call); State's Exhibit #37 (Redacted Jail Call); State's Exhibit #39 (Box with razors for DNA); State's Exhibit #40 (DNA Blood Standards); State's Exhibit #43 (Redacted Interview Part 1) State's Exhibit #44 (Redacted Interview Part 2); State's Exhibit #45 (Photograph); State's Exhibit #46 (Photograph); State's Exhibit #47 (Photograph); State's Exhibit #48 (Photograph); State's Exhibit #49 (Photograph); State's Exhibit #50 (Photograph); State's Exhibit #51 (Photograph); State's Exhibit #52 (Photograph); State's Exhibit #53 (Cell Phone); State's Exhibit #56 (Diagram); State's Exhibit #57

(Photograph); State's Exhibit #58 (Photograph); State's Exhibit #59 (Photograph); State's Exhibit #60 (Photograph); and Court's Exhibit #1 (Record Interview - 2 CDs).

JAMES E. LOCKEMY, CHIEF JUDGE

By _____
CLERK

Columbia, South Carolina

September 24, 2020

Copies to: The Honorable Lisa M. Comer
Susan B. Hackett, Esquire
J. Anthony Mabry, Esquire