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Oct 29 2020

S.C. SUPREME COURT

10505 JUDICIAL DRIVE, SUITE 101  
FAIRFAX, VA 22030

October 29, 2020

The Honorable Daniel E. Shearhouse  
Supreme Court of South Carolina  
P.O. Box 11330  
Columbia, SC 29211

Re: David K. McElveen v. State of South Carolina  
LETTER OF REPRESENTATION; TRANSCRIPT REQUEST  
Appellate Case No.: 2020-000104

Dear Mr. Shearouse:

Please be advised that **David K. McElveen** has retained **Dayne C. Phillips, Esq.**, for legal representation on the above-referenced appeal. I am providing a copy of this letter to his current counsel, Appellate Defender Adam Ruffin, and opposing counsel, Lindsey McCallister, Esq.

Please note that I am also in the process of obtaining the necessary signatures from Mr. McElveen and his current counsel to file a Motion for Substitution of Counsel relieving Appellate Defender Adam Ruffin as counsel of record.

[Signature page to follow]

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**David K. McElveen v. State of South Carolina**

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Appellate Case No.: **2020-000104**

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I have also requested a copy of the PCR transcript in the above-captioned case. It appears the hearing was held before the **Honorable DeAndrea G. Benjamin** in **Richland County** on **July 16, 2018**.

I submitted the transcript request form to Ms. Bonnie Kelly, Circuit Court Reporter, and the S.C. Court Administration. As required by the South Carolina Appellate Court Rules, I will notify the Court upon receipt of the requested transcript.

Therefore, I am respectfully requesting that the required time limit to file the Petition for Writ of Certiorari be **held in abeyance** until receipt of that necessary transcript.

If you have any questions or need additional information, please do not hesitate to contact me.

Sincerely,

  
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**Dayne C. Phillips, Esq.**

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Enclosures (noted)

cc: **David McElveen**  
**Adam Ruffin, Esq.**  
**Lindsey McCallister, Esq.**