

November 9, 2020

The Honorable Daniel E. Shearouse
Clerk
South Carolina Supreme Court
P.O. Box 11330
Columbia, S.C. 29211

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Nov 09 2020

S.C. SUPREME COURT

Re: *State v. Richard Bernard Moore* #6003
No. 2001-021895

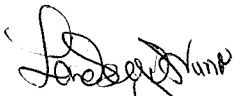
Dear Mr. Shearouse,

Counsel for Richard Moore filed motion to stay the December 4, 2020 execution date set by this Court in Mr. Moore's case pursuant to *In re Stays of Executions in Capital Cases*, 321 S.C. 544, 548, 471 S.E.2d 140, 142 (1996), on November 6, 2020. Pursuant to SCACR Rule 807(b)(7), counsel for Mr. Moore respectfully notify the Court that, after the filing with this Court, the State of Tennessee granted a reprieve Mr. Pervis Payne, who was scheduled to be executed on December 3, 2020. The reprieve was granted until April 9, 2021 "due to the challenges and disruptions caused by the COVID-19 pandemic."¹

Additionally, since original filing of the motion a week ago, South Carolina has seen 10,151 new cases of COVID-19 and 126 additional deaths.² Counsel submit this information as additional support for their arguments concerning the health risks associated with conducting an execution in the midst of a global pandemic and the impacts of COVID-19 on Mr. Moore's right to counsel.

By sending a copy of this letter, counsel notifies opposing counsel of the submission of this supplemental information. Should you need anything further, please do not hesitate to contact me.

Very truly yours,



Lindsey S. Vann

¹ Bill Lee, Gov. Lee Grants Temporary Reprieve for Pervis Payne, TN Office of the Governor (Nov. 6, 2020, 3:17 PM), <https://www.tn.gov/governor/news/2020/11/6/gov--lee-grants-temporary-reprieve-for-pervis-payne.html>.

² *South Carolina Covid Map and Case Count*, N.Y. Times (Updated Nov. 8, 2020, 1:15 AM), <https://www.nytimes.com/interactive/2020/us/south-carolina-coronavirus-cases.html>.

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Via email