

The Supreme Court of South Carolina

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CLERK OF COURT

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January 21, 2021

Megan Elizabeth Barnes, Esquire
900 Elmwood
Suite 200
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Joshua Snow Kendrick, Esquire
PO Box 6938
Greenville SC 29606

Re: The State v. Brad Keith Sigmon
Appellate Case No. 2002-024388

Dear Counsel:

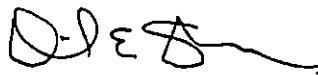
This office has received your motion for temporary stay of execution in this case. In a letter dated January 11, 2021, the Office of the Attorney General has advised that no stay is currently in effect.

Please be advised that I have a ministerial duty to issue an execution notice whenever I determine that no stay is in effect. *Roberts v. Moore*, 332 S.C. 488, 505 S.E.2d 593 (1998) ("We take this opportunity to state that it is a ministerial duty of the Clerk of this Court to issue an execution notice pursuant to [S.C. Code Ann.] §17-25-370."); *In Re Stays of Execution in Capital Cases*, 321 S.C. 544, 471 S.E.2d 140 (2020) ("Any request for a stay pending federal habeas corpus proceedings should be made to the federal court. In the event a federal court grants

a stay of execution, the Clerk of this Court shall issue an execution notice once the stay expires or is dissolved by the federal court. [emphasis added]"). Since no stay is currently in effect, enclosed is the execution notice which I have issued.

If you would now like this Court to consider your motion for temporary stay the execution pursuant to *In re Stays of Execution in Capital Cases*, I ask that you please immediately advise this Court of that fact. If not, any motion for a stay of execution will need to be served and filed on or before by January 28, 2021.

Very truly yours,

A handwritten signature in black ink, appearing to read "D. J. Zelenka", with a long horizontal flourish extending to the right.

CLERK

Enclosure

cc: Donald J. Zelenka, Esquire
Melody Jane Brown, Esquire
Alan McCrory Wilson, Esquire