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Smith Robinson Holler DuBose and Morgan, LLC

COLUMBIA 2530 Devine Street, Columbia, SC 29205
P: 803.254.5445 F: 803.254.5007

SUMTER 126 N. Main Street, Sumter, SC 29151
P: 803.778.2471 F: 803.778.1643

CAMDEN 935 Broad Street, Camden, SC 29020
P: 803.432.1992 F: 803.432.0784

Reply To: Daniel C. Plyler
Columbia Office

February 1, 2021

Via Email: josh@kendrickleonard.com

Joshua Snow Kendrick, Esquire
P.O. Box 6938
Greenville, South Carolina 29606

RE: Brad Keith Sigmon, SK # 6008

Dear Joshua:

After reviewing your client's method of execution election form, SCDC has determined the refusal to sign to be a waiver under S.C. Code Ann. § 24-3-530. That statute states, in pertinent part, "[t]he election for death by electrocution or lethal injection must be made in writing fourteen days before the execution date or it is waived." S.C. Code Ann. § 24-3-530(A). Since Mr. Sigmon did not make an election, the statute mandates that he has waived that election. Pursuant to the statute, "[i]f the person waives his right of election, then the penalty must be administered by lethal injection." *Id.*

SCDC has also authorized me to provide you with the following information, which is relevant to the currently scheduled February 12, 2021 execution. SCDC has confirmed that it will not be able to obtain the required drugs prior to February 12, 2021. It is the understanding of SCDC that the Attorney General's Office will be advising the Courts of these facts.

I am happy to address in questions you may have, so please do not hesitate to contact me.

Very truly yours,

SMITH | ROBINSON



Daniel C. Plyler

cc: Melody Brown, Esquire
mbrown@scag.gov

RECEIVED

Feb 01 2021

S.C. SUPREME COURT