



RECEIVED
May 12 2021
SC Court of Appeals

ALAN WILSON
ATTORNEY GENERAL

May 12, 2021

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

RE: State v. Meleke D. Stewart – Appellate Case No. 2018-001916

Dear Ms. Kitchings:

The above-referenced criminal appeal is set for oral argument on May 13, 2021, at 10:00 a.m. during the upcoming term of Court. Pursuant to Rule 208(b)(7) of the South Carolina Appellate Court Rules, the State seeks to provide the Court with supplemental citations prior to oral argument based on the belief the citation will be relevant and helpful to the Court in addressing the issues raised in the above-referenced criminal appeal. Specifically, the State believes the following citation may be relevant to the Fourth Amendment issue: State v. Moore, 429 S.C. 465, 839 S.E.2d 882 (2020), in which the Supreme Court of South Carolina recognized the name and phone number of a cell phone recovered from its SIM card is not information in which a person possesses a reasonable expectation of privacy and, even if such information was protected by the Fourth Amendment, suppression of the defendant's cell phone data was inappropriate given the independent source, inevitable discovery, and good faith exceptions to the exclusionary rule rendered suppression of the data collected from the defendant's cell phone inappropriate.

Sincerely,

William F. Schumacher, IV
Assistant Attorney General
S.C. Bar No. 100231

WFS/

cc: Tommy A. Thomas, Esquire (via email to thomaslaw@me.com)

From: [Anne Mueller](#)
To: ["thomaslaw@me.com"](mailto:thomaslaw@me.com)
Cc: [Victim Services](#); [Bill Schumacher](#); [William Blicht \(wblitch@scag.gov\)](mailto:wblitch@scag.gov); [Caroline Collins](#); [Anne Mueller](#)
Subject: State v. Meleke D. Stewart, 2018-001916
Date: Wednesday, May 12, 2021 10:59:00 AM
Attachments: [Stewart Meleke - 2018-001916 - Supplemental Authority Letter \(02576929xD2C78\).PDF](#)

Good morning, Mr. Thomas.

Attached to this email is a letter to the Court citing supplemental authority in the above matter. This letter will be filed with the Court electronically later today.

If you don't mind, please confirm your receipt of this email and the attachment by return email.

Thank you for your cooperation.

Anne Mueller, Legal Assistant



Anne A. Mueller
Legal Assistant, Criminal Appeals Division
Office of the Attorney General
State of South Carolina
(803) 734-3922

RECEIVED
May 12 2021
SC Court of Appeals