

State of South Carolina
Department of Probation, Parole and Pardon Services

HENRY McMASTER
Governor



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SC Court of Appeals

May 7, 2021

The Honorable Jenny Abbott Kitchings
Clerk of the S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Stewart Buchanan v. S.C. Dep't of Probation, Parole and Pardon Services
Appellate Case No. 2019-001554

Dear Ms. Kitchings:

Pursuant to Rule 208(b)(7), SCACR, I am notifying the Court of the following supplemental citation in support of Respondent's Argument 1 (A) on Pages 4 through 7 that:

The Parole Board is not required under Miller v. Alabama, 567 U.S. 460 (2012) and Montgomery v. Louisiana, 136 S.Ct. 718 (2016) to change its processes to give special consideration to inmates who committed their offenses as juveniles or to make specific findings regarding the inmate's youth during a routine hearing in consideration of whether to grant parole to the inmate.

The citation to be noticed is:
Jones v. Mississippi, 141 S.Ct. 1307 (U.S. Supreme Court, decided April 22, 2021).

The reason for the supplemental citation is because the U.S. Supreme Court held that Miller and Montgomery do not require the sentence to make a separate factual finding of permanent incorrigibility before sentencing a defendant to life without parole.

By copy of this letter, I am notifying opposing counsel of the submission of this supplemental authority. Thank you for your attention to this matter. Please do not hesitate to



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contact me at (803) 734-9012 should there be any questions or concerns.

Sincerely,



Matthew C. Buchanan
General Counsel

cc: Hannah Freedman, Esquire
John Blume, Esquire



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