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SC Court of Appeals



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November 2, 2021

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

RE: State v. James Ginther  
Appellate Case No: 2019-000672

Dear Ms. Kitchings:

This is an update on the status of the reconstruction hearing ordered by this Court on June 4, 2020. On August 23, 2021, I sent a proposed stipulation in regard to the content of the missing testimony to hopefully be submitted instead of conducting a reconstruction hearing to Senior Assistant Deputy Attorney General Melody Brown, opposing counsel. On September 17, 2021, I received some requested revisions from opposing counsel. I reviewed the requested revisions and wrote a letter to my client with regard to the requested revisions. I am waiting to hear back from my client. If both sides can agree to a proposed stipulation, I will send a draft to the trial judge for his approval. If the trial judge approves the stipulation, I will ask this Court to accept the stipulation so that the direct appeal can proceed without the need for a reconstruction hearing. I respectfully request an additional 30 days hear back from y client about the requested revisions from opposing counsel. I am hopeful that we are close to an agreement. If you need any further information, please do not hesitate to contact me.

Sincerely,

s/ Kathrine H. Hudgins  
Kathrine H. Hudgins  
Appellate Defender

cc: Senior Assistant Deputy Attorney General Melody Brown

KHH/cws