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SC Court of Appeals



SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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March 7, 2022

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. I am happy to report that opposing counsel, Senior Assistant Deputy Attorney General Melody Brown and I were able to reach an agreement as to a proposed stipulation in regard to the content of the missing testimony to hopefully be submitted instead of conducting a reconstruction hearing. Today, I sent a copy by e-mail of the proposed stipulation to the trial judge, the Honorable R. Ferrell Cothran seeking his approval. If Judge Cothran 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 to obtain approval from Judge Cothran. 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