

*Law Offices of
Jack B. Swerling*

*Jack B. Swerling, Esq.
Alissa L. Wilson, Esq.*

*1720 Main Street, Suite 301
Columbia, South Carolina 29201
Telephone 803-765-2626
Fax 803-799-4059*

May 5, 2022

VIA EMAIL: ctappfilings@sccourts.org
The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals

RE: The State v. Charles Barham
Appellate Case No. 2019-001981

Dear Ms. Kitchings:

Pursuant to the Order of the Court of Appeals, we are providing an update on the status of the Rule 29(b) Motion.

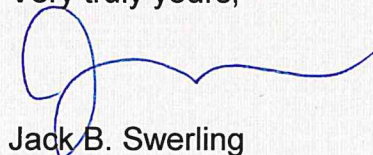
On November 18, 2021, the Rule 29(b) Motion was filed in accordance with the Order. The hearing in this matter was scheduled for Thursday, April 28, 2022. Prior to the hearing, counsel discovered that Mr. Green, the main witness, had retained appellate counsel.

My associate, Alissa Wilson, contacted Appellate Defense to determine if Mr. Green's attorney would allow our office to speak with Mr. Green prior to the hearing. At the time, Appellate Defense had just received the case and requested that until the case was assigned to an attorney and the file reviewed, they would object to anyone speaking with Mr. Green and/or transporting him for any testimony in a hearing.

At this time, David Alexander at Appellate Defense has been assigned the case and upon information and belief, Mr. Alexander is reviewing the file and plans to speak to Mr. Green as soon as possible. The court continued the hearing to allow time for Mr. Alexander to do so.

If you have any questions, please do not hesitate to contact me.

Very truly yours,



Jack B. Swerling

RECEIVED

May 05 2022

SC Court of Appeals

cc: The Honorable Alison Renee Lee, Circuit [via email — aleej@sccourts.org]
Dan Goldberg, Deputy Solicitor [via email — goldberg.dan@richlandcountysc.gov]
John B. Conrad, Senior Assistant Attorney General [via email — johnconrad@scag.gov]
Katherine Carruth Goode, Esquire [via email — kcg@carruthgoode.net]