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S.C. SUPREME COURT

ALAN WILSON
ATTORNEY GENERAL

May 19, 2022

The Honorable Patricia A. Howard
Clerk, South Carolina Supreme Court
Post Office Box 11330
Columbia, South Carolina 29211

RE: State v. Sidney Moorer – Appellate Case No. 2020-001434

Dear Ms. Howard:

Earlier this week, this Court held an oral argument in the above-referenced criminal appeal. Pursuant to Rule 208(b)(7) of the South Carolina Appellate Court Rules, the State seeks to provide the Court with supplemental citations to several cases referenced by the State during the oral argument based on the belief the citations will be relevant and helpful to the Court in resolving the appeal. Specifically, the State believes the following citations may be relevant to the issue raised on appeal: See State v. Dawson, 402 S.C. 160, 165, 740 S.E.2d 501, 503 (2013) (recognizing a penalty is incurred for a criminal offense at the time the offense is committed); Dorsey v. United States, 567 U.S. 260, 272 (2012) (“[P]enalties are ‘incurred’ under the older statute when an offender becomes subject to them, i.e., commits the underlying conduct that makes the offender liable.”).

Sincerely,

Mark R. Farthing
Senior Assistant Attorney General
S.C. Bar No. 76901

MRF/

cc: Susan B. Hackett, Esquire (via email service)