



The Supreme Court of South Carolina
OFFICE OF COMMISSION COUNSEL

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Court Reporter

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November 3, 2009

CONFIDENTIAL

Ms. Paula Benson, Esquire
Staff Attorney
Senate Judiciary Committee
Judicial Merit Selection Commission
1101 Pendleton Street, Room 201
Columbia, South Carolina 29201

RE: Affidavit of Kathy Snelling

Dear Ms. Benson,

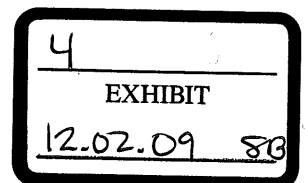
Please find enclosed my affidavit regarding the Simpson v. Simpson tapes.

Please advise if you have questions or require further information.

Sincerely,


Kathy A. Snelling, CVR

KAS/
enclosure



JUDICIAL MERIT SELECTION COMMISSION

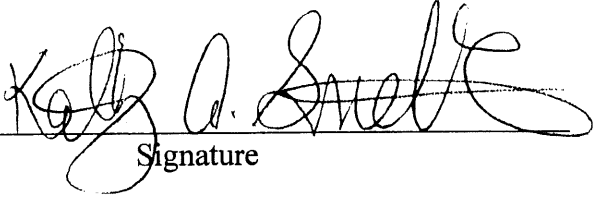
In the Matter of: Judge Frances P. "Charlie"
Segars-Andrews,
Candidate for Family Court, Ninth Circuit, Seat 1

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**AFFIDAVIT OF
KATHY SNELLING**

After being duly sworn, the deponent would state the following:

1. My name is Kathy Snelling, and I am currently employed by The South Carolina Supreme Court, Office of the Commission Counsel, as their official Court Reporter.
2. In February 2006, I was employed as a Family Court official Court Reporter for the Fifth Judicial Circuit.
3. On February 14 and 16, 2006, I was the court reporter in the Simpson v. Simpson divorce hearing before Judge Segars-Andrews in Manning, South Carolina.
4. As to the status of the court reporter's tape recording from the hearing, the tape recording is no longer available due to the following:
 - a. Rule 607(i) of the South Carolina Appellate Court Rules states that "In any proceeding which has been transcribed, the court reporter shall retain the primary and backup tapes which have been transcribed for a period of at least thirty (30) days after the original transcript is sent to the requesting party, to allow any party to challenge the accuracy of the transcription. If no challenge is received by the court reporter within the thirty (30) day period, the tapes may be reused or destroyed."
 - b. In accordance with Rule 607(i), once the thirty (30) day period had lapsed, I recycled the tapes.
5. As to whether I noticed any computer noises coming from the judge's computer during the hearing, I do not have any recollection of being distracted by a noise. It is my belief that I would recall this type of distraction because it would interfere with my being able to take an accurate verbatim record.

Further, the deponent sayeth not.



Signature

Sworn to me this 3rd day of November, 2009

Susan B. Hackett L.S.
Notary Public of South Carolina

My commission expires: 9/22/2013