

STATE OF SOUTH CAROLINA
In The Court of Appeals

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MAY 1 9 2013

APPEAL FROM OCONEE COUNTY
Alexander S. Macaulay, Circuit Court Judge

SC Court of Appeals

Appellate Case No. 2013-000515

THE STATE, APPELLANT

v.

CODY ROY GORDON, RESPONDENT.

DESIGNATION OF MATTER

Appellant proposes that the following matter be included in the Record on Appeal:

- (1) Entire January 22, 2013, Transcript of Appeal from Magistrate's Court (17 pages).
- (2) February 15, 2013, Form 4 - Judgment in a Civil Case (2 pages).
- (3) February 15, 2013, Order of the Circuit Court reversing Respondent's conviction (3 pages).
- (4) October 9, 2012, Return of the Criminal Appeal including Court's Exhibits #1 and #2 (10 pages).
- (5) Uniform Traffic Ticket # F-346464 (1 page).
- (6) State's Exhibit #3 - DVD of roadside video (Single DVD lasting 26:31 minutes).
- (7) September 12, 2012, Jury Verdict form (1 page).

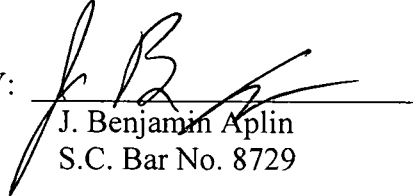
To facilitate the preparation of the Final Brief, Appellant will retain the page numbers of the circuit court transcript in the Record on Appeal, in addition to the new page numbers.

The undersigned hereby certifies this Designation contains no matter which is irrelevant to this appeal.

ALAN WILSON
Attorney General

J. BENJAMIN APLIN
Assistant Attorney General

BY:



J. Benjamin Aplin
S.C. Bar No. 8729

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Columbia, SC 29211-1549
(803) 734-3727

ATTORNEYS FOR APPELLANT

Columbia, South Carolina
May 15, 2013

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THE STATE,APPELLANT

v.


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PROOF OF SERVICE

I, Angela Bennett, Executive Legal Assistant, hereby certify that I have served the within *Initial Brief of Appellant* and *Designation of Matter*, both dated May 15, 2013, on Appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to his attorney of record:

Keith G. Denny, Esquire
P.O. Box 101
Walhalla, South Carolina 29691

I further certified that all parties required by Rule to be served have been served.
This 15th, day of May, 2013.



Angela Bennett
Executive Legal Assistant

Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211-1549
(803) 734-3727



ALAN WILSON
ATTORNEY GENERAL

May 15, 2013

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Keith G. Denny, Esquire
P.O. Box 101
Walhalla, South Carolina 29691

SC Court of Appeals

The State v. Cody Roy Gordon
Appellate Case No. 2013-000515

Dear Mr. Denny:

I am enclosing two (2) copies of the Initial Brief of Appellant and Designation of Matter in the above-referenced case.

Sincerely,

J. Benjamin Aplin
Assistant Attorney General
S.C. Bar No. 8729

JBA/ab
Enclosures

cc: Honorable Jenny A. Kitchings (original enclosed)
Victim Services