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SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM NEWBERRY COUNTY
The Honorable Frank R. Addy, Jr., Circuit Court Judge

Appellate Case No. 2021-001232

THE STATE,

Respondent,

v.

CALVIN EUGENE WHITENER,

Appellant.

**DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

In addition to the matter designated by Appellant, Respondent proposes the following to be included in the Record on Appeal:

- I. True Billed Indictment No. 2015-GS-36-00083
- II. Trial transcript dated November 13-15, 2017 pgs. 25-28; 77-80; 101-107; 115-127; 172-175; 200-203; 215-217; 220-236

To facilitate the preparation of the Final Brief, Respondent requests that counsel for Appellant retain the page numbers of the trial 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

AMBREE M. MULLER
Assistant Attorney General

DAVID M. STUMBO
Solicitor, Eighth Judicial Circuit

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ATTORNEYS FOR RESPONDENT

September 7, 2022

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Appellant.

PROOF OF SERVICE

I, Anne Mueller, certify that I have served the within Initial Brief of Respondent and Designation of Matter on counsel of record for the Appellant by electronic mail to the addresses listed for each counsel in AIS, and followed by depositing one copy of the same in the United States mail, postage prepaid, addressed to:

Dayne Phillips, Esquire
Jael Gilreath, Esquire
Price Benowitz LLP
1614 Taylor St., Ste. D.
Columbia, SC 29201

I further certify that all parties required by Rule to be served have been served.
This 7th day of September, 2022.



Anne A. Mueller
Legal Assistant

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From: [Anne Mueller](#)
To: dayne@pricebenowitz.com; jgilreath@pricebenowitz.com
Cc: [Ambree Muller](#); [William Blitch \(wblitch@scag.gov\)](mailto:wblitch@scag.gov); [Anne Mueller](#)
Bcc: [Victim Services](#)
Subject: The State v. Calvin Eugene Whitener, 2021-001232
Date: Wednesday, September 7, 2022 10:17:00 AM
Attachments: [image001.png](#)
[WHITENER Calvin - 2021-001232 - Initial Brief Of Respondent and Designation Of Matter \(03093895xD2C78\).PDF](#)

Good morning Mr. Phillips and Mr. Gilreath.

Attached to this email is the State's Initial Brief Of Respondent and Designation Of Matter in the above criminal appeal. We will be filing our brief with the Court electronically later this morning. If you don't mind, please confirm your receipt of this email and brief by return email.

I thank you for your cooperation.

Sincerely,

Anne Mueller, Legal Assistant to Assistant Attorney General Ambree M. Muller

Anne A. Mueller, Legal Assistant
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