

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM NEWBERRY COUNTY  
Court of General Sessions

Frank R. Addy, Jr., Circuit Court Judge

RECEIVED

OCT 06 2022

SC Court of Appeals

Appellate Case No. 2021-001232

Trial Court Case No. 2015-GS-36-0083

The State of South Carolina,

Respondent,

v.

Calvin Eugene Whitener,

Appellant.

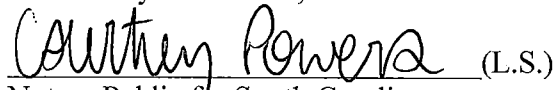
CERTIFICATE OF SERVICE

The undersigned Counsel certifies that a true copy of the Record on Appeal has been served upon **Ambree Muller, Esquire**, by emailing and depositing a true and correct copy of the same via first-class mail, postage prepaid, at S.C. Attorney General's Office, PO Box 11549, Columbia, SC 29211, on **October 6, 2022**.



Dayne Phillips  
PRICE BENOWITZ LLP  
1614 Taylor Street, Ste. D.  
Columbia, SC 29201  
(803) 807-0234  
Attorney for Appellant

SUBSCRIBED AND SWORN TO before me  
this 6th day of October, 2022.

 (L.S.)

Notary Public for South Carolina

My Commission Expires: May 2, 2027.

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SC Court of Appeals

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**October 6, 2022**

The Honorable Jenny A. Kitchings  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

Re: State of South Carolina v. Calvin E. Whitener  
RECORD ON APPEAL  
Appellate Case No.: 2021-001232

Dear Ms. Kitchings:

I have enclosed the original, unbound Record on Appeal along with a Certificate of Service for filing today in the above-referenced case. I have also enclosed one additional bound copy as requested.

Thank you for your assistance with filing these documents.

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**State of South Carolina v. Calvin E. Whitener**

RECORD ON APPEAL

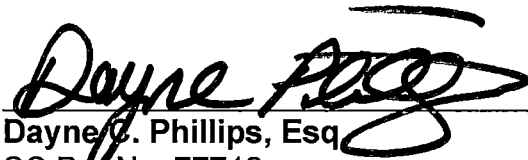
Appellate Case No.: **2021-001232**

October 6, 2022

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

Sincerely,

A handwritten signature in black ink, appearing to read "Dayne Phillips", written over a horizontal line.

**Dayne C. Phillips, Esq.**

SC Bar No. 77712

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cc: **Calvin E. Whitener**  
**Ambree Muller, Esq.**