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Dec 16 2022

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Certiorari to York County

Honorable Paul M. Burch, Circuit Court Judge

THE STATE,

PETITIONER,

V.

JOHN ERNEST PERRY,

RESPONDENT.

APPELLATE CASE NO. 2021-000947

MOTION TO AMEND THE BRIEF OF RESPONDENT

Counsel for John Ernest Perry respectfully requests leave in which to file an amended brief of respondent in this case. In support of this request, counsel shows:

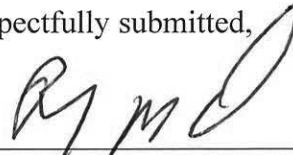
1. The brief of respondent was timely served and filed with this Court yesterday, Thursday, December 15, 2022.
2. In this brief of respondent, counsel inadvertently cited to the record on appeal cites at the top of the appendix page, rather than citing to the state's filed appendix cites which appear at the bottom of the page.
3. Contemporaneous with this motion to amend, counsel is filing the amended brief of respondent with corrected citations to the Appendix, and counsel respectfully requests this Court to grant leave and accept the amended brief as filed.

4. Counsel makes this request in good faith and not for purpose of delay.

5. Counsel has spoken with opposing counsel, William M. Blich, Jr., regarding this motion to amend and he informed undersigned counsel today that he does not object to the filing of this amended brief of respondent nor does he oppose it.

WHEREFORE, undersigned counsel would respectfully request leave to file this amended brief of respondent.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R M D', written over a horizontal line.

Robert M. Dudek
Chief Appellate Defender

This 16th day of December, 2022.