

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
General Sessions Court
The Honorable J. Derham Cole, Circuit Court Judge

Appellate Case No. 2019—001570

State of South Carolina.....Respondent,

vs.

Devin Zachary Elijah Ruttle.....Appellant.

DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

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

- Appellant’s Motion for and Memorandum in Support of New Trial;
- Immunity Hearing Transcript (Tr. 1, 2, 4-86), Transcript of Record, September 10-13, 2018, for *State of South Carolina v. Lorenzo Guillermo Daniel Calderon and Devin Zachary Elijah Ruttle*, Indictment Nos. 2017GS425449 and 2018GS424411, In the Court of General Sessions of Spartanburg County, South Carolina (Tr. 1, 4, 8, 13-85, 201-227, 378-455; 491-625); New Trial Hearing Transcript (Tr. 1-127) with Exhibits and Documentation Submitted to Court on May 25, 2021;
- September 5, 2018 Order Denying Immunity;
- September 16, 2019 Order Denying Motion to Reconsider Sentence;
- April 7, 2022 Order Denying Motion for New Trial;
- Affidavit of Travis Mimms;
- Affidavits of Rick Vieth;

- Emails between Appellant's Counsel, Trial Counsel for the State, and Judge Cole on July 21, 2020, May 4, 5, and 7, 2021, May 11 and 12, 2021, and May 25, 2021 with attachments;
- Spartanburg Circuit Court Form 235 Juror Information Response Packet for September 10, 2018 term of General Sessions Court;
- Form 235 Juror Information Section for Nysha Jefferies;
- Spartanburg County Clerk of Court's Juror Venire/Worksheet for September 10, 2018;
- Photograph from Facebook account of Nysha Jefferies with inscription wishing Janie Jefferies, her mother, a happy birthday on February 17;
- Photograph posted on September 23, 2011 to Facebook account of "Janieindependent Jefferies" with inscription indicating photograph is of her "oldest daughter";
- Photograph posted on May 10, 2020 to Facebook account of Janie Jefferies with inscription wishing a happy Mother's Day to "my beautiful daughter Nysha Jefferies";
- Photograph posted on Facebook account of Nysha Jefferies on December 10, 2020, the anniversary of Charles Rosemond, Sr.'s death;
- Sentencing Sheet for Devin Ruttle;
- Notice of Appeal.

I hereby certify that the Designation contains no matter which is irrelevant to this appeal.

Respectfully submitted,

BRUMBACK & LANGLEY, LLC

s/Christopher T. Brumback
Christopher T. Brumback / S.C. Bar No. 75410
Spencer D. Langley / S.C. Bar No. 77898
531 South Main Street, Suite 307
Greenville, SC 29601
(864) 414-9097
(866) 728-1205 (Fax)