

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

Apr 21 2023

Appeal from Lexington County
Walton J. McLeod, IV, Circuit Court Judge

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

ANDRES F. POSSO,

APPELLANT

Appellate Case No. 2022-001396

PETITION TO SUBMIT
AMENDED DESIGNATION PAGE

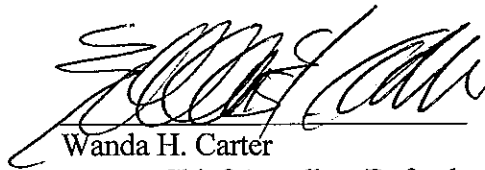
Pursuant to Rule 240, SCACR, the undersigned counsel would petition to relax Rule 209, SCARC, for leave to submit an Amended Designation of Matter page to the Brief of Appellant filed in the above titled case on appeal. In support of this petition, counsel would present the following facts.

1.) The Brief of Appellant and Designation of Matter to be included in the Record on Appeal were filed with this Court on March 10, 2023.

2.) The undersigned counsel has recently discovered that two documents were inadvertently excluded from the list of designated materials that are relevant to the sentencing issue raised on appeal and should be included in the records to be filed in the case. The two documents are: 1.) Defendant's Motion to Reopen Sentence and 2.) Order Denying Defendant's Motion to Reopen Sentence.

The Amended Designation of Matter page is attached to this petition. In addition, opposing counsel has no objections to this petition.

WHEREFORE, the undersigned counsel would request that this Court grant this petition to submit the attached Amended Designation of Matter to be Included in the Records filed in the case.

A handwritten signature in black ink, appearing to read 'Wanda H. Carter', is written over a horizontal line.

Wanda H. Carter
Deputy Chief Appellate Defender
ATTORNEY FOR APPELLANT

April 21, 2023

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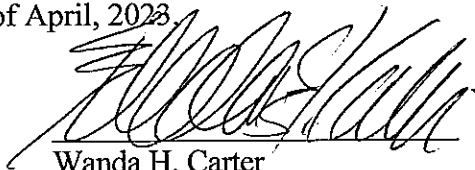
V.

ANDRES F. POSSO,

APPELLANT

CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Petition to Submit Amended Designation Page has been served upon Joshua A. Edwards, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 21st day of April, 2023.



Wanda H. Carter
Deputy Chief Appellate Defender

ATTORNEY FOR APPELLANT

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IN THE COURT OF APPEALS

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SC Court of Appeals

Appeal from Lexington County

Honorable Walton J. McLeod, IV, Circuit Court Judge

THE STATE,

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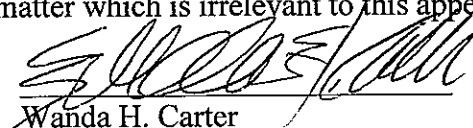
APPELLATE CASE NO. 2022-001396

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

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

- (1) Transcript dated May 12, 2022
- (2) Indictments
- (3) Sentence Sheets
- (4) Bond Order by Judge Addy dated May 20, 2020
- (5) 203(B) Explanation
- (6) Defendant's Motion to Reopen Sentence
- (7) Order Denying Defendant's Motion to Reopen Sentence

I certify that this designation contains no matter which is irrelevant to this appeal.


Wanda H. Carter

Deputy Chief Appellate Defender
South Carolina Commission on Indigent
Defense Division of Appellate Defense
PO Box 11589
Columbia, SC 29211-1589
(803) 734-1330
ATTORNEY FOR APPELLANT

This 21st day of April, 2023