

STATE OF SOUTH CAROLINA  
In The Court Of Appeals

**RECEIVED**  
JUL 15 2013  
SC COURT OF APPEALS

APPEAL FROM OCONEE COUNTY  
Hon. Alexander S. Macaulay, Circuit Court Judge

Appellate Case No. 2013-000515

THE STATE, ..... APPELLANT.

v.

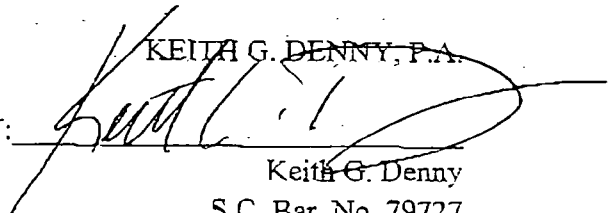
CODY ROY GORDON ..... RESPONDENT.

**DESIGNATION OF MATTER**

Respondent proposes that the following matter be included in the Record on Appeal:

1. Entire January 22, 2013 Transcript from Appeal from Magistrate's Court (17 pages)
2. February 15, 2013, Form 4 – Judgment in a Civil Case (2 pages)
3. February 15, 2013, Order of the Circuit Court reversing Respondent's conviction (3 pages).
4. October 9, 2012, Return of the Criminal Appeal including Court's Exhibits #1 and #2 (10 pages).
5. State's Exhibit #3 – DVD – Incident Site Video
6. State's Exhibit #6 – DataMaster Room Video

The undersigned hereby certifies this Designation contains no matter which is irrelevant to this appeal.

BY:  KEITH G. DENNY, P.A.

Keith G. Denny  
S.C. Bar. No. 79727  
P.O. Box 101 / 30 Short Street  
Walhalla, South Carolina  
Phone: 864-638-2930  
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ATTORNEY FOR RESPONDENT

Walhalla, South Carolina  
July 15, 2013

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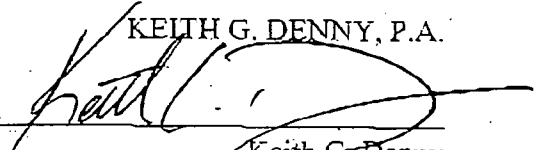
CODY ROY GORDON ..... RESPONDENT.

**PROOF OF SERVICE**

I, Keith G. Denny, hereby certify that on this day, the 15<sup>th</sup> day of July, 2013, I have served the Appellant with the **INITIAL BRIEF OF THE RESPONDENT** and **DESIGNATION OF MATTER** by depositing two copies of the same in the United States mail, postage prepaid and addressed to:

J. Benjamin Aplin  
Office of the Attorney General  
P.O. Box 111549  
Columbia, South Carolina 29211-1549

All parties required to be served have been served as of today, July 15, 2013.

BY:  KEITH G. DENNY, P.A.  
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Walhalla, South Carolina  
July 15, 2013

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**Keith G. Denny, P.A.**

# Fax

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SC Court of Appeals

**To:** South Carolina Court of Appeals  
ATTN: Christina

**From:** Keith Denny, Attorney

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**Fax:** 803-734-1496

**Pages:** 23 (including cover)

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**Phone:** 803-734-1890

**Date:** 15-JUL-2013

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**Re:** State v. Cody Roy Gordon; 2013-000515 **cc:**

**Urgent**     **For Review**     **Please Comment**     **Please Reply**     **Please Recycle**

● **Comments:**

Dear Clerk of Court,

Please find the attached Initial Brief of the Respondent in the appeal of State of South Carolina v. Cody Roy Gordon (2013-000515). The original will be mailed to you today.

Please feel free to contact me if you have any questions.

Sincerely,

  
Keith G. Denny

Attorney For Respondent

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This fax message and all attachments transmitted with it may contain legally privileged and/or confidential information intended solely for the use of the intended recipient. If the reader/receiver of this facsimile is not the intended recipient, you are hereby notified that any reading, dissemination, distribution, copying, forwarding or other use of this message or its attachments is strictly prohibited. If you have received this facsimile in error, please notify the sender at 864-638-2930 immediately and delete this message and all attachments. Thank you.