

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECORDED
JUL 17 2013
SC Court of Appeals

Appeal from Charleston County

Deadra L. Jefferson, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

WALTER DOUGLAS BARCLAY,

APPELLANT

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

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

A. Pretrial motions:

1. Defendant's motion to suppress blood test results due to state's failure to obtain a warrant;
2. Defendant's motion to suppress evidence relating to Jim Beam bottle;
3. Defendant's motion to dismiss charges due to state's failure to comply with recording requirement of S.C. Code § 56-5-2953.

B. October 20, 2011 pretrial hearing transcript:

1. Pages 16-44;
2. Pages 62-87;
3. Pages 135-136.

C. October 21, 2011 pretrial hearing transcript:

1. Pages 7-122;
2. Pages 131-152;
3. Pages 227-231.

D. October 24 through November 1, 2011 trial transcript:

State's case:

1. Pages 55-151;
2. Pages 164-199;
3. Pages 210-266;
4. Pages 270-339;
5. Pages 347-414;
6. Pages 419-438;
7. Pages 454-514;
8. Pages 522-523;
9. Pages 552-592;
10. Pages 603-623;
11. Pages 663-668;
12. Pages 670-680;
13. Pages 705-738;
14. Page 740.

Defendant's case:

1. Pages 755-771;
2. Pages 776-794;
3. Pages 823-863;
4. Pages 874-888;
5. Pages 891-929;
6. Pages 935-953;
7. Pages 955-1077;
8. Pages 1082-1102.

E. Post-trial motion:

1. Defendant's post-trial motion for new trial;
2. State's response to defendant's post-trial motion;
3. Order denying defendant's post-trial motion.

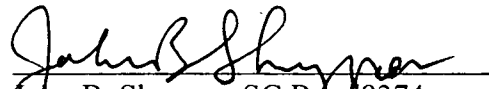
F. Exhibits:

1. Court's Exhibits 12 and 13, Deputy Brinson's affidavits.
2. State's Exhibits 12, 13 and 14 (photographs taken at scene of accident).
3. Defense counsel's video recording of appellant at hospital

State v. Walter Douglas Barclay
Designation of Matter
Page 3

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

July 17, 2013



John B. Shupper, SC Bar #9374
Attorney at Law
P.O. Box 90623
Columbia, South Carolina 29290
Phone: (803) 606-7859

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Charleston County

Deadra L. Jefferson, Circuit Court Judge

THE STATE,

RESPONDENT,


V.

WALTER DOUGLAS BARCLAY,

APPELLANT

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the Initial Brief of Appellant and Designation of Matter in the above referenced case have been served upon Salley W. Elliott Esquire, by hand delivery at the Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 17th day of July, 2013.



John B. Shupper, SC Bar #9374
Attorney at Law
P.O. Box 90623
Columbia, South Carolina 29290
Phone: (803) 606-7859

ATTORNEY FOR APPELLANT

RECEIVED
JUL 17 2013
SC Court of Appeals