

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County

Honorable Walton J. McLeod, IV, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

MARTEL DEKARLOS GADDIS,

APPELLANT.

APPELLATE CASE NO. 2022-000553

**Motion to Supplement the
Record on Appeal**

Pursuant to Rule to 212(b), SCACR, counsel for Appellant Martel Dekarlos Gaddis respectfully requests to supplement the Record on Appeal. In support of this motion counsel shows the following:

1. On December 7, 2022, this Court ordered an *ex parte* hearing on appellant's motion to relieve trial counsel transcribed.
2. The Record on Appeal was timely served and filed on December 12, 2023.
3. On May 6, 2024, it was brought to counsel's attention that the *ex parte* hearing transcript dated April 18, 2022, was not included in the Anders v. California, 386 U.S. 738 (1967) Record on Appeal.

4. Counsel now moves to supplement the Record on Appeal pursuant to Rule 210(c), SCACR, and Rule 212(b), SCACR, to include the *ex parte* hearing dated April 18, 2022.

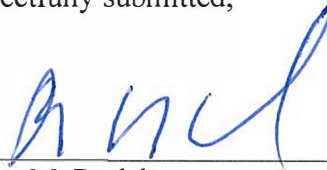
5. Counsel moves to file a Supplemental Record on Appeal simultaneously with this motion, to include the *ex parte* hearing dated April 18, 2022.

6. Senior Assistant Deputy Attorney General Mark R. Farthing does not object to this motion to file a Supplemental Record on Appeal.

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

Counsel respectfully requests this Court to allow the Record on Appeal to be supplemented with the *ex parte* hearing transcript dated April 18, 2022, and filed simultaneously with this motion based on the above circumstances.

Respectfully submitted,



Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR APPELLANT

RECEIVED

May 08 2024

SC Court of Appeals

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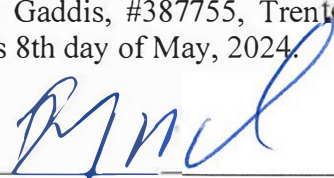
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CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Motion to Supplement the Record on Appeal in the above-referenced case has been served upon Mark R. Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), and upon Martel Dekarlos Gaddis, #387755, Trenton Correctional Institution 84 Greenhouse Road Trenton, SC 29847, this 8th day of May, 2024.



Robert M. Dudek
Chief Appellate Defender

South Carolina Commission on Indigent Defense
Division of Appellate Defense
PO Box 11589
Columbia, SC 29211-1589

ATTORNEY FOR APPELLANT