

STATE OF SOUTH CAROLINA  
In The Supreme Court

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APPEAL FROM PICKENS COUNTY  
Court of Common Pleas

The Honorable D. Garrison Hill, Circuit Court Judge

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Appellate Case No. 2012-212588

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**RECEIVED**

AUG 23 2013

**S.C. Supreme Court**

James Michael Dover,..... Petitioner,

v.

State of South Carolina, ..... Respondent.

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**MOTION TO SUPPLEMENT APPENDIX**

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Pursuant to Rule 240 of the South Carolina Appellate Court Rules, counsel for Respondent moves for this Court to compel Petitioner to supplement the Appendix in this case. In support of this motion, Respondent would present the following facts:

1. Petitioner filed the Petition for Writ of Certiorari and Appendix in this matter on June 27, 2013.
2. This Court has granted Respondent's request for an extension of time in which to file the Return to Petition for Writ of Certiorari. The Return is due on September 12, 2013.
3. In reviewing this case, Respondent notes the Appendix does not contain

Exhibit 7 from the post-conviction relief (PCR) hearing. This Exhibit was properly admitted into evidence at the PCR hearing and Respondent must be able to reference it in the Return to Petition for Writ of Certiorari.

4. Inasmuch as Exhibit 7 is relevant and pertinent material under Rule 243(f), SCACR that should be included in the Appendix, counsel moves this Court to compel Petitioner to include the same in a Supplemental Appendix.

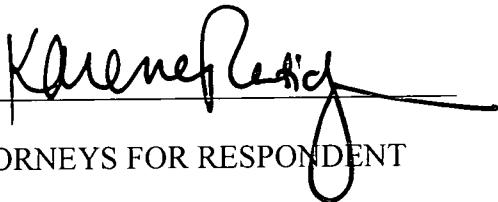
WHEREFORE, as the Appendix is incomplete, counsel for Respondent requests this Court: (1) grant the motion to compel Petitioner to supplement the Appendix and (2) hold time limits for the filing of the Return to Petition for Writ of Certiorari in abeyance until the motion is ruled upon.

Respectfully submitted,

ALAN WILSON  
Attorney General

KAREN C. RATIGAN  
Assistant Deputy Attorney General  
S.C. Bar # 68331

Post Office Box 11549  
Columbia, S.C. 29211  
(803) 734-3737

By:   
ATTORNEYS FOR RESPONDENT

August 23, 2013



ALAN WILSON  
ATTORNEY GENERAL

August 23, 2013

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AUG 23 2013

**S.C. Supreme Court**

The Honorable Daniel E. Shearouse  
Clerk, South Carolina Supreme Court  
Post Office Box 11330  
Columbia SC 29211

**Re: James Michael Dover v. State of South Carolina**  
**Appellate Case No: 2012-212588**  
**Lower Court Case No: 2010-CP-39-0457**

Dear Mr. Shearouse:

Enclosed for filing please find an original and six (6) copies of the **Motion to Supplement Appendix** in the above-captioned case. If there are any questions or comments, please do not hesitate to contact me at any time.

Sincerely,

Karen C. Ratigan  
Assistant Deputy Attorney General  
SC Bar #68331

KCR/jacc  
Enclosure

cc: LaNelle C. DuRant, Esquire