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**Sep 26 2025**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM CHESTER COUNTY  
Donald B. Hocker, Circuit Court Judge

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Appellate Case No. 2024-002075

The State, .....Respondent,

v.

James B. Curry, .....Appellant.

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**DESIGNATION OF MATTER**

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In addition to the matter designated by Appellant, Respondent proposes the following matter be included in the Record on Appeal:

- (1) February 12-14, 2008 Tr.p.1-p.3; p.473-p.480;
- (2) February 14, 2008, Notice of Appeal & April 8, 2009, Order of Dismissal and Remittitur from the Court of Appeals;
- (3) February 9, 2009 Tr.p.1-p.2; p.121-p.122;
- (4) Orders from the Supreme Court dated October 8, 2008 & November 7, 2008;
- (5) Amended Motion dated and filed June 30, 2009;
- (6) October 13, 2009, Order of Judge King;
- (7) October 23, 2009, Notice of Appeal & January 22, 2010, Order of Dismissal from the Court of Appeals;
- (8) "Defendant's pro-se Motion for New-Trial based on after discovered evidence" dated December 21, 2009, and filed December 29, 2009;
- (9) "Affidavit in Support of Motion" dated December 21, 2009;

- (10) “Defendants Additional Grounds of New-Trial Motion, + Request for Subpoena’s” and “Defendant’s 3<sup>rd</sup> and Final Ground in Support of New-Trial Motion;
- (11) Form 4 Orders: 08-CP-12-0523; 08-CP-12-0649; 09-CP-12-044; 09-CP-12-0225; 09-CP-12-0836;
- (12) April 19, 2011, Order of Judge Kinard;
- (13) February 21, 2014, Order of Judge Newman;
- (14) Order dated May 7, 2014, from the Supreme Court;
- (15) Order dated June 12, 2014 & Remittitur from the Supreme Court;
- (16) Order filed May 13, 2015, by the Court of Appeals;
- (17) Order dated June 3, 2015, from the Supreme Court;
- (18) Order dated July 1, 2015 & Remittitur from the Court of Appeals;
- (19) Order dated August 21, 2015, from the Supreme Court;
- (20) Letter in Appellate Case No. 2015-002625 from the Court of Appeals;
- (21) Order filed March 3, 2022, by the Court of Appeals;
- (22) Order filed April 19, 2022 & June 2, 2022 Remittitur from the Court of Appeals;
- (23) July 20, 2022 Tr.p.1; p.14; p.19-p.21;
- (24) August 10, 2022 Order of Judge Gibbons;
- (25) Order filed August 16, 2022, by the Court of Appeals;
- (26) Order filed November 23, 2022, by the Court of Appeals;
- (27) Order filed January 12, 2023, by the Court of Appeals.

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

ALAN WILSON  
Attorney General

J. BENJAMIN APLIN  
Assistant Attorney General

RANDY E. NEWMAN, JR.  
Solicitor, Sixth Judicial Circuit

BY:

  
\_\_\_\_\_  
J. Benjamin Aplin  
S.C. Bar No. 8729

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**PROOF OF SERVICE**

I, Susan Spencer, Legal Assistant, hereby certify that I have served the *Initial Brief of Respondent* and *Designation of Matter*, both dated September 26, 2025, on Appellant by sending an electronic copy via email to Jessica M. Saxon, counsel of record for Appellant, at the address listed for counsel in AIS.

I further certify that all parties required by Rule to be served have been served. This 26<sup>th</sup> day of September, 2025.



Susan Spencer  
Legal Assistant

Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211-1549  
(803) 734-3727

**Susan Spencer**

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**From:** Susan Spencer  
**Sent:** Friday, September 26, 2025 11:16 AM  
**To:** Saxon, Jessica  
**Cc:** Ben Aplin; Warren, Kaylynn  
**Subject:** The State v. James B. Curry (2024-002075)  
**Attachments:** CURRY James - Initial Brief of Respondent.pdf

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Good morning Ms. Saxon,

Attached please find the Initial Brief of Respondent in The State v. James B. Curry (2024-002075). This brief will be filed today with the Court of Appeals via the AIS OneDrive system. If you will, please confirm receipt.

Thank you.

**SUSAN SPENCER**, Legal Assistant  
South Carolina Attorney General's Office  
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