

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal From Spartanburg County
Honorable Roger L. Couch; Circuit Court Judge

Appellate Case No: 2012-212700

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SC COURT OF APPEALS

THE STATE,

Respondent,

vs.

KENNETH ODELL JACKSON,

Appellant.

**MOTION TO REQUIRE APPELLANT TO SERVE AND FILE A
SUPPLEMENTAL RECORD ON APPEAL**

In its Designation of Matter to be Included in Record on Appeal served July 31, 2013, Appellant designated the entire July 23, 2012 and July 24 & 25, 2012 transcripts. While preparing the Final Brief of Respondent, Respondent noticed that Appellant has not included the following pages in the Record on Appeal as required by Rule 210, SCACR:

July 23, 2012 transcript-pages 12-33


July 24 & 25 transcript-pages 11-41; 173-210; 214-344.

Wherefore, Respondent asks this Court to require Appellant to prepare a Supplemental Record on Appeal that includes the designated matter and to stay the time for filing the Final Briefs until twenty (20) days after the service of the Supplemental Record on Appeal.

Respectfully submitted,

ALAN WILSON
Attorney General

J. BENJAMIN APLIN
Assistant Attorney General

BY: 
J. Benjamin Aplin
S.C. Bar No: 8729

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

ATTORNEYS FOR RESPONDENT

December 17, 2013

STATE OF SOUTH CAROLINA

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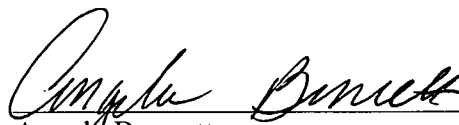
Appellant.

PROOF OF SERVICE

I, Angela Bennett, certify that I have served the Motion to Require Appellant to serve and file a Supplemental Record on Appeal on Appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to his attorney of record, Benjamin J. Tripp, Esquire, S.C. Commission on Indigent Defense, Division of Appellate Defense, Post Office Box 11589, Columbia, South Carolina 29211-1589.

I further certify that all parties required by Rule to be served have been served.

This 17th day of December, 2013.


Angela Bennett
Administrative Assistant

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



ALAN WILSON
ATTORNEY GENERAL

December 17, 2013

Benjamin J. Tripp, Esquire
S.C. Commission on Indigent Defense
Division of Appellate Defense
Post Office Box 11589
Columbia, South Carolina 29211-1589

Re: The State v. Kenneth Odell Jackson
Appellate Case No: 2012-212700

Dear Mr. tripp:

Enclosed please find two (2) copies of the Motion to Require Appellant to serve and file a Supplemental Record on Appeal along with proof of service in the above-referenced case.

Sincerely,

J. Benjamin Aplin
Assistant Attorney General

JBA/ab
Enclosures

cc: The Honorable Jenny A. Kitchings
(original and 6 copies enclosed)
Ms. Trisha Allen - with enclosure

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