

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

RECEIVED

JAN 16 2014

Appeal from Lancaster County  
The Honorable Brooks P. Goldsmith, Circuit Court Judge

SC Court of Appeals

Appellate Case No. 2013-000373

THE STATE,

Respondent,

v.

DERRICK A. MCILWAIN,

Appellant.

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

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

**(1) Trial Transcript dated February 19-20, 2013 pp.  
157-58, pp. 212-31.**

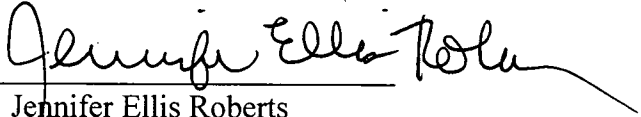
To facilitate the preparation of the Final Brief, Respondent requests that counsel for Appellant retain the page numbers of the trial transcript in the Record on Appeal, in addition to the new page numbers.

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

ALAN WILSON  
Attorney General

JENNIFER ELLIS ROBERTS  
Assistant Attorney General

DOUGLAS A. BARFIELD, JR.  
Solicitor, Sixth Judicial Circuit

BY:   
Jennifer Ellis Roberts  
Bar # 79818

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

ATTORNEYS FOR RESPONDENT

January 16, 2014

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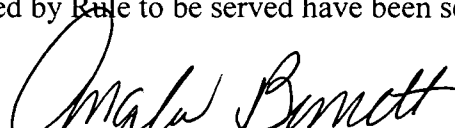
Appellant.

**PROOF OF SERVICE**

I, Angela Bennett, certify that I have served the within Initial Brief of Respondent and Designation of Matter on Appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to:

Wanda H. Carter, Esquire  
S.C. Commission on Indigent Defense  
Division of Appellate Defense  
Post Office Box 11589  
Columbia, SC 29211

I further certify that all parties required by Rule to be served have been served.  
This 16th day of January, 2014.

  
ANGELA BENNETT

Administrative Assistant

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



ALAN WILSON  
ATTORNEY GENERAL

January 16, 2014

Wanda H. Carter, Esquire  
S.C. Commission on Indigent Defense  
Division of Appellate Defense  
Post Office Box 11589  
Columbia, SC 29211

RE: State v. Derrick A. McIlwain  
Appellate Case No. 2013-000373

Dear Ms. Carter:

I am enclosing two (2) copies of the Initial Brief of Respondent and Designation of Matter in the above-referenced case.

Sincerely,

Jennifer Ellis Roberts  
Assistant Attorney General  
Bar # 79818

JER/ab  
Enclosures

cc: Honorable Jenny A. Kitchings  
(original enclosed)  
Victim Services

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