

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

 ORIGINAL
RECEIVED

JAN 23 2014

APPEAL FROM DORCHESTER COUNTY
Kristi Lea Harrington, Circuit Court Judge

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

CARL CHAPLIN,

APPELLANT

APPELLATE CASE NO. 2012-213297

**MOTION TO SUPPLEMENT
THE RECORD ON APPEAL**


Counsel for Carl Chaplin respectfully requests to supplement the Record on Appeal pursuant to Rules 210(c) and Rule 212(b) of the South Carolina Appellate Court Rules. In support of this motion counsel shows the following:

1. Appellant served and filed the Initial Brief and Designation of Matter to be included in the Record on Appeal on September 13, 2013. Respondent filed and served and filed its Initial Brief and Designation of Matter to be included in the Record on Appeal on December 11, 2013.

2. The Final Brief of Appellant is due on January 30, 2014. Appellant has filed the Record on Appeal according to the Designations filed by both parties. However, counsel for Appellant has realized he inadvertently omitted from Appellant's Designation a page from the trial transcript that he cited to in the Initial Brief of Appellant.
3. Counsel requests that he be permitted to include the omitted page (page number 263) in a Supplemental Record on Appeal enclosed herewith.
4. Julie Kate Keeney, counsel for Respondent, has generously consented to this request.
5. Counsel makes this request in good faith and not for purpose of delay.

WHEREFORE, the undersigned counsel respectfully requests this Court to allow Appellant to file the Supplemental Record on Appeal based on the above circumstances.

Respectfully submitted,



Benjamin John Tripp
Appellate Defender

Attorney for Appellant

This 23rd day of January, 2014

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM DORCHESTER COUNTY

Kristi Lea Harrington, Circuit Court Judge

THE STATE,

RESPONDENT,

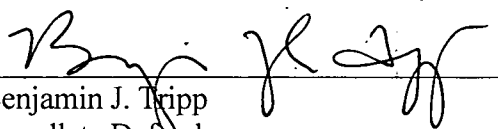
V.

CARL CHAPLIN,

APPELLANT

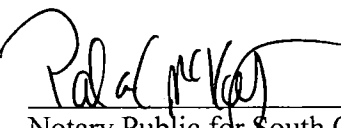
CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the Motion To Supplement the Record on Appeal in the above referenced case has been served upon opposing counsel, Julie Kate Keeney, Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 23rd day of January, 2014.


Benjamin J. Tripp
Appellate Defender

Attorney for Petitioner


SUBSCRIBED AND SWORN TO before me
this 23rd day of January, 2014.


_____(L.S.)
Notary Public for South Carolina
My Commission Expires: July 24, 2022



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

 ORIGINAL

Division of Appellate Defense
1330 Lady Street, Suite 401
Columbia, South Carolina 29201-3332
Post Office Box 11589
Columbia, South Carolina 29211-1589
Telephone: (803) 734-1330
Facsimile: (803) 734-1397

Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

January 23, 2014

RECEIVED

JAN 23 2014

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: State of South Carolina v. Carl Chaplin
Appellate Case No. 2012-213297

Dear Ms. Kitchings:

Enclosed are an original and six copies of the Motion to Supplement the Record on Appeal in the above-captioned case. Thank you for your assistance in this matter. If you have any questions or concerns, please do not hesitate to contact me at your earliest convenience.

Sincerely,


Benjamin J. Tripp
Appellate Defender

BJT:pcm

Enclosure

cc: Julie Kate Keeney, Esquire