

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Appeal from Sumter County  
R. Ferrell Cothran, Jr., Circuit Court Judge

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APR 10 2014

S.C. Supreme Court

STEPHEN COREY BRYANT,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-000518

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MOTION TO FILE A SECOND SUPPLEMENTAL APPENDIX

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The purpose of filing the supplemental appendix is to comply with this Court's request for a paper copy to supplement the compact disk (CD), which was transported to this Court as part of the original appendix. Petitioner had the CD transported in its original form because it was not presented in a paper form to the lower court. In fact, the CD was inserted into a computer and viewed during the proceedings.

On March 28, 2014, undersigned counsel filed a petition for writ of certiorari and accompanying appendix in the above-referenced case. Petitioner was sentenced to death on September 11, 2008. He filed an application for post-conviction relief, which proceeded to an evidentiary hearing on October 1, 2012. The PCR court denied the application, and Petitioner now appeals that decision.

When filing the petition, undersigned counsel moved to transport Plaintiff's Exhibit #8 because it was a CD. Although the CD contained some documents that could be printed, it contained embedded hyperlinks that made printing difficult, if not impossible, in some respects. The purpose of having the CD transported was because it is necessary for a complete record and the CD itself is the subject of one of the claims by Petitioner. In fact, one of the issues presented is that the CD contains a computer analysis of the deceased's computer, which was not turned over to the defense and that the contents of the computer were material to the defense. Everyone agreed the CD was not turned over to the defense, leaving only the issue of materiality in dispute. This is an extremely important issue in the case and the CD is the key component.

Subsequently, undersigned counsel learned of this Court's request for a paper copy of the CD. Counsel has endeavored to comply with this request to the best of her ability. Counsel must advise this Court that the second supplemental is not a complete reproduction of what is on the CD and should only be used as a guide or companion. When the SLED agent prepared the CD containing the computer analyses of four computers, including the analysis of the deceased's computer, he prepared spreadsheets in two forms: (1) htm and (2) xls. The content is the same in both forms. When the document in htm is viewed on a computer, it is in a complete form; however, some htm versions would not print in a complete form. Despite our best efforts to find a way to print all htm versions completely, we were unable to do so. Therefore, when we were able to print a complete htm version, we have done so. Turning to the xls versions, these are Excel spreadsheets and presented their own unique problems. When simply printed, the data was incomplete in some respects due to column width and printed over many sheets due to a lack of text wrapping. In order to make this information more user friendly, we adjusted the column width and inserted text

wrapping. Of course, we also had to adjust the margins. Therefore, we have had to **alter** the information from its original form to provide the Court with a paper copy.

Finally, we have not printed copies of the webpages shown through embedded hyperlinks on the CD because (1) some of the webpages go to pornography, which may be blocked by our state-issued computers; and (2) printing the webpages would be voluminous (for example, one Excel spreadsheet contains 5410 web addresses).

Therefore, undersigned counsel asks this Court to accept the second supplemental appendix to comply with this Court's request for a paper copy of the CD. However, the second supplemental appendix is not a complete copy of the CD and may only be used as a guide or companion to the CD.

Respectfully submitted,



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Susan B. Hackett  
Appellate Defender

Attorney for Petitioner

This 11<sup>th</sup> day of April, 2014.

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CERTIFICATE OF SERVICE

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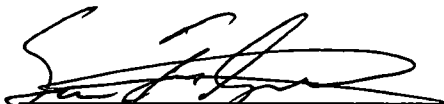
The undersigned attorney hereby certifies that a true copy of the Motion To File a Second Supplemental Appendix in the above referenced case has been served upon opposing counsel, Melody J. Brown, Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201; and Stephen Corey Bryant #5252, at Lieber Correctional Institution, PO Box 205, Ridgeville, SC 29472, this 11<sup>th</sup> day of April, 2014.



Susan B. Hackett  
Appellate Defender

Attorney for Petitioner

SUBSCRIBED AND SWORN TO before me  
this 11<sup>th</sup> day of April, 2014.

 (L.S.)

Notary Public for South Carolina  
My Commission Expires: October 30, 2022