

STATE OF SOUTH CAROLINA  
In the Supreme Court

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APR 17 2014

APPEAL FROM SUMTER COUNTY  
Court of General Sessions  
R. Ferrell Cothran, Jr., Circuit Court Judge

**S.C. Supreme Court**

Stephen Corey Bryant,

Petitioner,

vs.

State of South Carolina,

Respondent.

Appellate Case No.: 2013-000518

**RESPONSE TO MOTION TO FILE  
A SECOND SUPPLEMENTAL APPENDIX**

On April 11, 2014, Petitioner filed a Motion to File a Second Supplemental Appendix in compliance with a request by the Court for a paper copy of the documents on Plaintiff's Exhibit #8 – a compact disc admitted as an exhibit in the PCR hearing – which was transported to the Court for review. The State does not object. In support of this response, Respondent would respectfully show the Court:

1. Respondent attempted to aid Petitioner's appellate counsel in complying with the Court's request. However, due to technical difficulties, undersigned counsel for the State could not open all information on a copy of the disc. Thus, undersigned counsel was not able to aid in the preparation.

2. It is undersigned counsel's understanding that the disc on file with the Court was prepared by SLED consistent with their practice and procedure, with their protections. In light of the difficulty in opening the information on the disc, including but not limited to state agency

blocks for prohibited links, Respondent has no objection to the second supplemental appendix which appears to contain paper print outs of portions of various information from the disc.

3. Respondent agrees with Petitioner the entire disc as submitted in the PCR proceedings is a part of the record and may be the most efficient way of complying with the general rule of providing the Court with the lower court record. See Rule 243 (f)(1), SCACR (“The Appendix shall contain ... [t]he entire lower court record.”).

4. Respondent would respectfully suggest that, should the Court prefer, specific reference to a portion of the disc, by file folder and page number (where applicable), may assist the Court if review of the remaining information on the disc becomes necessary. Respondent has no objection to allowing a supplement to the petition should Petitioner wish to make specific reference to a portion of the disc in a similar fashion to aid the Court in review. Likewise, such specific reference may be made should the Court grant certiorari and allow additional briefing.

5. As to the allegations in the Motion to File a Second Supplement Appendix going to the merits of any question presented or argument on a question presented, Respondent will address such through the formal Return to the Petition for Writ of Certiorari. Respondent asserts it does not agree or concede any such point at this time. Respondent relies on the factual findings and conclusions of law made by the PCR judge in denying relief.

WHEREFORE, having made its Response, Respondent, the State of South Carolina, has no objection to the Petitioner’s filing of the second supplemental appendix.

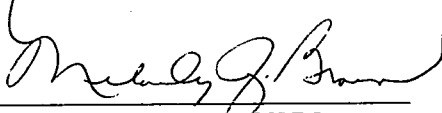
Respectfully submitted,

ALAN WILSON  
Attorney General

JOHN W. McINTOSH  
Chief Deputy Attorney General

DONALD J. ZELENKA  
Assistant Deputy Attorney General

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BY:   
MELODY J. BROWN

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April 17, 2013.  
Columbia, South Carolina.

ATTORNEYS FOR RESPONDENT

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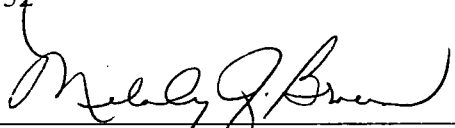
**CERTIFICATE OF SERVICE**

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I, Melody J. Brown, certify that I have served Respondent's *Response to Motion to File a Second Supplemental Appendix* on Petitioner, by depositing one copy of same in the United States mail, postage prepaid, to counsel for petitioner, addressed as follows:

Susan Hackett, Esq.  
SCCID/Division of Appellate Defense  
1330 Lady St., Ste. #401  
Columbia, SC 29201-3332

This 17<sup>th</sup> day of April, 2014.



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