

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APR 21 2014  
**SC Court of Appeals**

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Appeal from Spartanburg County  
R. Lawton McIntosh, Circuit Court Judge  
Case Number: 2013-001209

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THE STATE,

Respondent,

vs.

JOHN DWAYNE GARVIN,

Appellant.

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

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

Trial Transcript pages: cover page; pp. 52, 115, 118, 123,  
125-6, 129, 134-35, 185, 208-12, 216-17, 232, 235, and  
238-41.

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

DAVID SPENCER  
Senior Assistant Attorney General

JOHANNA C. VALENZUELA  
Senior Assistant Attorney General  
Bar # 79834

BARRY BARNETTE  
Solicitor, Seventh Judicial Circuit

By:   
JOHANNA C. VALENZUELA

Office of Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3733

ATTORNEYS FOR RESPONDENT

April 21, 2014

STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM SPARTANBURG COUNTY  
R. Lawton McIntosh, Circuit Court Judge

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SC Court of Appeals

Appellate Case No. 2013-001209

THE STATE, .....RESPONDENT

v.

JOHN DWAYNE GARVIN, .....APPELLANT.

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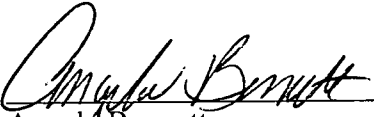
**PROOF OF SERVICE**

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I, Angela Bennett, Administrative Assistant, hereby certify that I have served the within *Initial Brief of Respondent* and *Designation of Matter*, both dated April 21, 2014 on Appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to his attorney of record:

Lanelle C. DuRant, Appellate Defender  
S.C. Commission on Indigent Defense  
Division of Appellate Defense  
Post Office Box 11589  
Columbia, SC 29211-1589

I further certified that all parties required by Rule to be served have been served.  
This 21<sup>st</sup>, day of April 2014.

  
Angela Bennett  
Administrative Assistant

Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211-1549  
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ALAN WILSON  
ATTORNEY GENERAL

April 21, 2014


LaNelle C. DuRant, Appellate Defender  
S.C. Commission on Indigent Defense  
Division of Appellate Defense  
Post Office Box 11589  
Columbia, SC 29211-1589

Re: The State v. John Dwayne Garvin  
Appellate Case No. 2013-001209

Dear Counsel:

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

Sincerely,

  
Johanna C. Valenzuela  
Assistant Attorney General  
S.C. Bar No: 79834

JCV/ab  
Enclosures

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

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APR 21 2014

**SC Court of Appeals**