

 ORIGINAL

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

\_\_\_\_\_  
Appeal from Richland County

James R. Barber, III, Circuit Court Judge  
\_\_\_\_\_

**RECEIVED**

MAY - 7 2014

**S.C. Supreme Court**

DEMARCO JOHNSON,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLATE CASE NO. 2013-000935

\_\_\_\_\_  
MOTION TO SUPPLEMENT  
THE APPENDIX  
\_\_\_\_\_

Counsel for Demarco Johnson seeks to supplement the appendix, pursuant to Rule 243(e), SCACR. In support of this motion counsel shows:

1. Petitioner filed a petition for writ of certiorari and appendix on January 13, 2014.
2. The State, in drafting a response to the petition, notified Counsel for Petitioner that the appendix does not include a court filing that is part of the record below. Therefore, based on Rule 243(f)(1), SCACR, Counsel moves to supplement the appendix to include Applicant's Motion Responding to Conditional Order of Dismissal.

3. Counsel makes this request in good faith and not for purpose of delay.
4. The supplemental appendix is being filed simultaneously with this request.

WHEREFORE, the undersigned counsel respectfully requests this Court to allow the appendix to be supplemented to include the documents listed in paragraph 2 in this case based on the above circumstances.

Respectfully submitted,

  
\_\_\_\_\_  
Benjamin John Tripp  
Appellate Defender

Attorney for Petitioner

This 7th day of May, 2014.

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Appeal from Richland County  
James R. Barber, III, Circuit Court Judge

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DEMARCO JOHNSON,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

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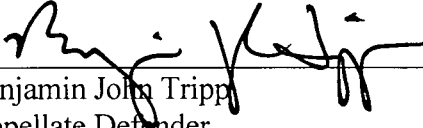
APPELLATE CASE NO. 2013-000935

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CERTIFICATE OF SERVICE

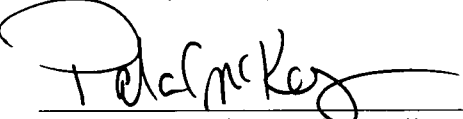
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The undersigned attorney hereby certifies that a true copy of the Motion To Supplement the Appendix in the above referenced case has been served upon opposing counsel, Megan Harrigan, Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201 this 7th day of May, 2014.

  
Benjamin John Tripp  
Appellate Defender

Attorney for Petitioner

SUBSCRIBED AND SWORN TO before me  
this 7th day of May, 2014.

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



# SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

 ORIGINAL

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

May 7, 2014

**RECEIVED**

MAY - 7 2014

The Honorable Daniel E. Shearouse  
Clerk, S.C. Supreme Court  
PO Box 11330  
Columbia, SC 29211

**S.C. Supreme Court**

Re: Demarco Johnson v. State of South Carolina  
Appellate Case No. 2013-000935

Dear Mr. Shearouse:

Enclosed are an original and six copies of the Motion to Supplement the Appendix in the above-captioned case. Thank you for your assistance in this matter.

Sincerely,



Benjamin John Trapp  
Appellate Defender

BJT:pcm

Enclosure

cc: Megan Harrigan, Esquire