

May 21, 2014

The Honorable Jenny Abbott Kitchings
Clerk of Court
P.O. Box 11629
Columbia, SC 29211

Re: The State v. Fritz A. Timmons
Appellate Case No. 2013-001415

Dear Jenny Abbott Kitchings

The Respondent has failed to serve it's Designation of Matter within the 30 day limitation of Court Order filed on April 18, 2014. The Respondent has filed a SUPPLEMENTAL RECORD ON APPEAL that contains:

- (A) matter that is not relevant to the Appeal that violates Rule 209(b), SCACR, that is not permitted by Court Order,
- (B) matter that was not contested for the sole purpose of emotional response and not relevant to the Appeal and violates Rule 212(b), SCACR,
- (C) portion of matter that is not relevant to the Appeal that violates 210(b), SCACR and is not permitted by Court Order
- (D) matter that is already in the filed Record on Appeal that violates Court Order

The Respondent's Initial Brief and Supplemental Record also list William B Rogers, JR as attorney for Respondent and not Adam M. Foard, therefore violates Rule 264(a,b), SCACR that is not permitted by Court Order.

Therefore the Appellant request that the Court Reject the Respondent's Brief and Supplemental Record for failure to file the appropriate Designation of Matter in accordance to Court Order and violations of Court Rules for the Supplemental Record. In accordance to this Order, due to failure to comply with this order by the respondent, this appeal will proceed without a Respondent's Brief.

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SC Court of Appeals

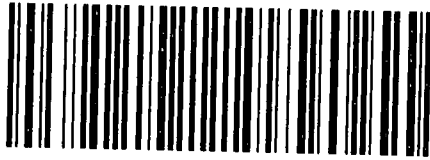
Thank you,
Fritz A. Timmons
P. O. Box 367
Hartsville, SC 29551

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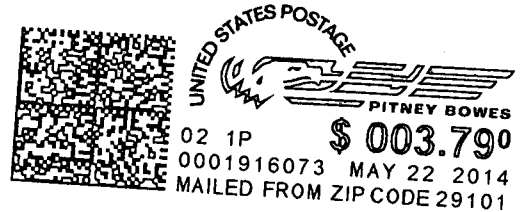
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