

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

The Honorable Letitia H. Verdin, Circuit Court Judge

Appellate Case No. 2013-000919

THE STATE OF SOUTH CAROLINA,

RESPONDENT,

v.

NATHANIEL GLENN, JR.,

APPELLANT.

RECEIVED

JUN 13 2014

SC Court of Appeals

RETURN TO APPELLANT'S MOTION TO INCLUDE EXHIBIT


Appellant, representing himself *pro se*, is appealing from the denial of his motion for new trial pursuant to Rule 29(b), SCRCrimP. Initial briefs and Appellant's reply brief have been submitted, but, upon information and belief, the record on appeal has not yet been filed or served. By letter dated May 19, 2014, Appellant submitted a letter to the Court requesting that he be permitted to "join" an affidavit that was filed as an exhibit in the Greenville County Clerk of Court's office. Appellant states that the affidavit was accidentally left out of the exhibits he previously filed with this Court. By letter dated June 6, 2014, this Court requested that the State file a return to Appellant's request within ten days of the date of the letter.

The State construes Appellant's request to include the exhibit as a motion to amend his designation of matter. The State does not oppose Appellant's request to amend his designation of matter, since it appears the affidavit was filed with the Greenville Clerk's office as an exhibit to Appellant's motion for new trial filed in June of 2011 and is therefore part of the lower court record as required by Rule 210(c), SCACR.

Respectfully submitted,

ALAN WILSON
Attorney General

CHRISTINA J. CATOE
Assistant Attorney General


CHRISTINA J. CATOE
SC Bar No. 73562

Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3737

ATTORNEYS FOR RESPONDENT

June 13, 2014

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THE STATE OF SOUTH CAROLINA,

RESPONDENT,

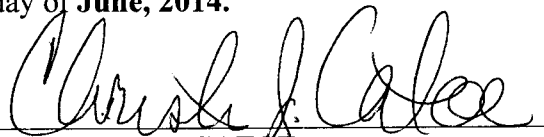
v.

NATHANIEL GLENN, JR.,

APPELLANT.

AFFIDAVIT OF SERVICE

The undersigned attorney hereby certifies that the **Return to Appellant's Request to Include Exhibit** in the above-referenced case have been served upon **Nathaniel Glenn, Jr., # 303563**, Lee Correctional Institution, 990 Wisacky Highway, Bishopville, South Carolina, 29010, this **13th** day of **June, 2014**.



CHRISTINA J. CATOE
Assistant Attorney General

Office of Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3737

SWORN to before me this 13th day of June, 2014.


Notary Public for South Carolina.

My Commission Expires: February 25, 2014



ALAN WILSON
ATTORNEY GENERAL

June 13, 2014

The Honorable Jenny A. Kitchings
Clerk of Court, S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

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JUN 13 2014

SC Court of Appeals

RE: State of South Carolina v. Nathaniel Glenn, Jr.
Appellate Case No. 2013-000919

Dear Ms. Kitchings:

Enclosed please find the State's **Return to Appellant's Request to Include Exhibit**, along with an **Affidavit of Service**, in the above-referenced appeal, which I am serving on Appellant today.

Thank you for your attention to this matter, and please do not hesitate to contact me should there be any questions or concerns.

Sincerely,

Christina J. Catoe
Assistant Attorney General
SC Bar No. 73562

CJC/

cc: Nathaniel Glenn, Jr., # 303563
Lee Correctional Institution
990 Wisacky Highway
Bishopville, SC 29010