

**STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS**

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**Appeal from Calhoun County  
Honorable Diane Schafer Goodstein, Circuit Court Judge  
Appellate Case No. 2013-001496**

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**THE STATE,**

**Respondent,**

**vs.**

**DAVID J. BENJAMIN,**

**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 the Appellant, Respondent proposes the following to be included in the Record on Appeal:

1. From transcript - Vol. I – 03/04/2013:

- p. 108;
- pp. 113-119;
- p. 122;
- pp. 125-126;
- pp. 129-130;
- p. 136;
- pp. 140-143; and
- pp. 145-155.

2. From transcript - Vol. II – 03/05/2013:

- pp. 201-202;
- p. 206;
- p. 208;
- p. 210;
- p. 217;
- pp. 220-243;
- pp. 245-259;

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- p. 263;
- p. 267;
- p. 281;
- p. 286;
- p. 289
- pp. 294-303;
- p. 305;
- pp. 309-316;
- pp. 320-331;
- pp. 333-334;
- pp. 338-342;
- p. 344;
- pp. 347-369;
- pp. 379-385;
- p. 388;
- pp. 390-396;
- pp. 398-404;
- pp. 406-408;
- pp. 412-413;
- pp. 415-416;
- pp. 419-422; and
- pp. 427-428.

3. From transcript - Vol. III – 03/06/2013:

- p. 447;
- pp. 449-453;
- p. 458;
- pp. 460-463;
- pp. 470-471;
- pp. 474-475;
- pp. 477-478;
- pp. 480-483;
- pp. 486-489;
- pp. 491-493;
- pp. 495-497;
- p. 499;
- pp. 506-507;
- pp. 523-529;
- pp. 532-533;
- pp. 539-540;
- pp. 555-557;
- p. 559;
- p. 562;

- pp. 565-571;
- pp. 573-577;
- pp. 579-582;
- p. 586; and
- pp. 615-649.

4. From transcript - Vol. IV – 03/07/2013:

- pp. 663-681;
- pp. 684-686;
- pp. 689-691;
- pp. 694-701;
- pp. 707-709; and
- pp. 718-719.

Exhibits

- State's Exhibit 1 (diagram)
- State's Exhibit 2 (photograph)
- State's Exhibit 3 (photograph)
- State's Exhibit 4 (photograph)
- State's Exhibit 5 (photograph)
- State's Exhibit 6 (photograph)
- State's Exhibit 7 (photograph)
- State's Exhibit 8 (photograph)
- State's Exhibit 9 (photograph)
- State's Exhibit 10 (photograph)
- State's Exhibits 11A-11D (photographs)
- State's Exhibit 12 (photograph)
- State's Exhibit 13 (photograph)
- State's Exhibit 14 (photograph)
- State's Exhibit 15 (photograph)
- State's Exhibit 16 (photograph)
- State's Exhibit 17 (photograph)
- State's Exhibit 18 (photograph)
- State's Exhibit 19 (photograph)
- State's Exhibit 20 (photograph)
- State's Exhibit 21 (photograph)
- State's Exhibit 22 (photograph)
- State's Exhibit 23 (photograph)
- State's Exhibit 24 (photograph)
- State's Exhibit 25 (photograph)
- State's Exhibit 26 (photograph)
- State's Exhibit 27 (photograph)

- State's Exhibit 28 (photograph)
- State's Exhibit 29 (photograph)
- State's Exhibit 30 (photograph)
- State's Exhibit 31 (photograph)

Indictments

Order Denying Motion for New Trial [2013-GS-09-051; 052; and 053] filed July 9, 2013.

Respondent proposes that State's Exhibits 1-31 be transported by the South Carolina Attorney General's Office or its designee, to the Clerk of the South Carolina Court of Appeals, as opposed to having the same copied and included in the Record on Appeal.

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 that this Designation contains no matter which is irrelevant to this appeal.

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By:   
WILLIAM EDGAR SALTER, III,

July 21, 2014.

ATTORNEYS FOR RESPONDENT