

STATE OF SOUTH CAROLINA
In The Court of Appeals

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SC Court of Appeals

APPEAL FROM LAURENS COUNTY
Court of General Sessions
The Honorable Eugene C. Griffith, Jr., Circuit Court Judge
Lower Court Case Nos. 2011-GS-30-1625, 1626, 1627

Appellate Case No. 2014-000161

STATE OF SOUTH CAROLINA,

RESPONDENT.

v.

KATHY LEONARD REVAN,

APPELLANT.

**MOTION
FOR REMAND FOR TRANSCRIPT OF AUDIO EXHIBITS
PUBLISHED DURING APPELLANT'S TRIAL**

The Initial Brief of Appellant is due today having been previously extended four times. This appeal involves a Murder case where the Appellant was convicted of one count of Voluntary Manslaughter and one count of Attempted Murder, in addition to one count of Possession of a Weapon during the Commission of a Violent Crime. She received an aggregate sentence of twenty-five (25) years.

During her immunity hearing pursuant to S.C. Code Ann. § 16-11-440 (2006), a lengthy statement given by Appellant following the incident which lead to her charges was played for the Court. It is clear that part 1 of the interview, which was video and audio recorded, was played for the Court during the immunity hearing. Trial Record, p. 34, ll. 12-20; See pages 34-37 attached. While it would seem only logical that parts 1 and 2 of this statement would have been played for the Court during this hearing, the record does not document that fact. The Court Reporter did not note part 2 being played for the Court and she did not transcribe whatever portion was played for the Court; neither is *either* portion noted as having been marked as an exhibit during this hearing. The two DVD's in question were pre-marked as State's Exhibits for ID only at the Trial Record p. 255, ll. 205; attached. They were numbered as State's Exhibit No. 9 and 10. These exhibits were introduced into evidence at Trial Record, p. 478, ll. 14-19, without objection. The trial record indicates that they were played for the jury, but once again, they are not transcribed for the record of this trial. See, Trial Record pgs 478-486; attached. The 911 call was mentioned during the immunity hearing, but it is not clear whether it was ever

played for the Court. The tape of that call was marked as an exhibit for ID purposes at the same time as State's Exhibits No. 9 and 10. It was marked at State's Exhibit No. 11 for ID. Once again, this exhibit was played for the jury, but not transcribed by the Court Reporter for this trial record. See, Trial Record, pgs. 387-391; attached for the Court's convenient reference.

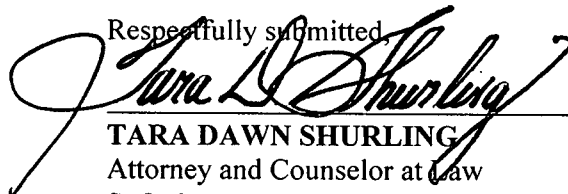
Appellant submits that the content of these three exhibits, State's No. 9, 10 and 11, was very important to her case and that a transcription of these portions of the record below is necessary not only to the preparation of her briefs in this matter, but to the full and fair review of this matter by this Honorable Court. For that reason, Appellant asks that this appeal be stayed and this case be remanded to the Court Reporter to transcript these crucial exhibits as part of the trial record in this case. To avoid unnecessary reproduction of the transcript which has already been printed by the parties, Appellant would suggest the transcript of these recordings be added to the end of the record already produced with reference to pages where they were originally published and introduced, but not transcribed.

With regard to the immunity hearing, Appellant seeks a correction to the record to clarify whether or not, the trial judge heard both State's Exhibit No. 9 and 10 during that proceeding.

Appellant is aware that it has now been in excess of ninety (90) days since this record was delivered to counsel for Appellant. She would note, however, that even if the Court Reporter has destroyed her own notes and back-up tapes, the original recordings are available as they were introduced as State's Exhibits No. 9, 10, and 11 at trial and would therefore be in the custody of the Laurens County Clerk of Court.

Counsel for Appellant assures this Honorable Court that this request is not made for purposes of delay. While Counsel regrets not discovering this problem sooner, she notes that this complex case involves a trial record that is nearly 900 pages long. Counsel has discussed this problem with opposing counsel, Salley w. Elliott, and she has indicated that she would have no objection to this request.

Respectfully submitted,



TARA DAWN SHURLING

Attorney and Counselor at Law
S. C. Bar No. 5099

ATTORNEY FOR APPELLANT.

SC Court of Appeals

1 State of South Carolina

Court of General Sessions

2 County of Laurens

3

4

5 State of South Carolina)

Transcript of Record

)

2011-GS-30-1625

6 vs.)

2011-GS-30-1626

)

2011-GS-30-1627

7 Kathy Leonard Revan,)

)

8 Defendant.)

9

10

January 13 - 17, 2014

Laurens, South Carolina

11

12 B E F O R E:

13 The Honorable Eugene C. Griffith, Jr., Judge; and a
14 jury.

15

16 A P P E A R A N C E S:

17 Lance Sheek, Senior Assistant Solicitor
18 Taylor Daniel, Assistant Solicitor
19 Attorneys for the State

20 Kim R. Varner, Esquire
21 Evan Bramhall, Esquire
22 Attorneys for the Defendant

21

22

23

Stacy S. Johnson, RPR
Circuit Court Reporter

24

25

1 **MR. VARNER:** How about 1:45?

2 **THE COURT:** 1:45? All right. We'll do -- we'll
3 come back at 1:45. That will give the lawyers enough
4 time to figure out what the heck's going on.

5 (Whereupon, there was a luncheon recess.)

6 **THE COURT:** All right. Are we ready, Mr. Sheek?

7 **MR. SHEEK:** The State's ready, Your Honor.

8 **THE COURT:** All right. We've got it working?

9 **MR. VARNER:** Ready, Your Honor.

10 DIRECT EXAMINATION (CONTINUED)

11 BY MR. VARNER:

12 Q. And, if you can, for the record, did you
13 videotape her statement and is this a copy of it, sir?

14 A. Yes, sir, this is Part 1 and Part 2.

15 **MR. VARNER:** All right, sir. If we could start
16 the tape.

17 **THE COURT:** That's Part 1?

18 **MR. SHEEK:** Yes, sir.

19 (Whereupon, the Part 1 of the recorded statement
20 of the Defendant was played for the Court.)

21 **THE COURT:** All right. Let's take a little
22 break.

23 (Recess taken.)

24 **BAILIFF:** All rise. The court will come back to
25 order.

1 **MR. VARNER:** Are we back on the record, Your
2 Honor?

3 **THE COURT:** Yes.

4 DIRECT EXAMINATION (CONTINUED)

5 BY MR. VARNER:

6 Q. All right. Lieutenant McIntosh, did you or do
7 you know of anybody who ever determined where the gun
8 was located prior to the altercation? She said under
9 the mattress. Did anybody check to see which corner or
10 where it was or anything that you're aware of?

11 A. Not that I'm aware. She just said it was in the
12 -- between mattresses.

13 Q. All right. And after Tammy made the allegation
14 about these decorative swords or anything, are you aware
15 of anyone who made a search for these decorative swords
16 and/or knives that were alleged?

17 A. My records don't indicate any swords and there
18 was no swords taken in that I saw.

19 Q. Okay. Do you know of anyone looking for them?
20 Did -- once it was mentioned, did you look around the
21 house for those?

22 A. It was -- it was not mentioned to me because she
23 was giving a statement in another location, we were
24 interviewing Ms. Revan, and it was later on before I was
25 aware.

1 Q. All right, sir. And where was the gun once you
2 arrived there? Do you know where the gun was?

3 A. I believe Lieutenant Marty Crain had already
4 secured it and would have probably have been in their
5 possession in their car.

6 Q. All right. And did you observe any bullet holes
7 anywhere in that house?

8 A. No, there was one bullet hole that we observed
9 that was toward the -- the ceiling.

10 Q. Okay. In that den area or office area ---

11 A. Yes, sir.

12 Q. ---or dining area or whatever y'all want to call
13 it?

14 A. Toward the entry of the hall.

15 Q. All right, sir. And her shirt had spots all over
16 it. Was that blood?

17 A. Yes, sir. That's correct.

18 Q. Okay. And do you have any question whether or
19 not that was the blood from her nose and her mouth?

20 A. The -- there was blood samples taken, but I don't
21 think they were ever analyzed to determine whose blood
22 it was, whether it was one of the others, Ms. Revan's
23 or ---

24 Q. Who would have been responsible for requesting it
25 to be analyzed?

1 A. SLED usually takes care of all that, but they did
2 not -- they didn't require it, didn't ask for it.

3 Q. Do you have a right as the lead investigating
4 officer, could you have requested that of SLED?

5 A. Yes, sir, I could have, but it was probably -- we
6 determined where the blood was at. It was -- the blood
7 was right where the altercation took place.

8 Q. All right. Did you notice any blood anywhere
9 else in the house other than in that back bedroom and
10 then the front door area?

11 A. I believe there was some drops in the hall
12 leading going to the bedroom.

13 Q. Did you see where it originated since it was
14 going to the bedroom, where it had come from?

15 A. Right there at the hall.

16 Q. Okay. And you did determine that Ms. Revan was
17 the owner of the property, correct?

18 A. Yes, sir, she had told us and then she gave a
19 statement that that's where she lived.

20 **MR. VARNER:** All right, sir. I believe that's
21 all the questions I have of you.

22 **MR. SHEEK:** No questions, Your Honor.

23 **THE COURT:** All right. You may step down.

24 (Witness excused.)

25 **MR. VARNER:** We'd call Officer Blackmon.

1 morning.

2 (The proceedings were concluded for January 13,
3 2014.)

4 (State's Exhibit Numbers 4 through 32 were marked
5 for identification purposes.)

6 (The following proceedings were held on
7 January 14, 2014.)

8 **BAILIFF:** All rise. Court will come to order.

9 **THE COURT:** You may be seated. I'm sorry. All
10 right. Are we ready to go?

11 **MR. SHEEK:** The State's ready, Your Honor.

12 **MR. VARNER:** Defense is ready, Your Honor.

13 **THE COURT:** All right.

14 **MR. SHEEK:** And, Your Honor, for the Court's
15 information, I don't anticipate it obviously being used
16 in opening, but we have the firearm, it is secured with
17 a gun lock on it. It does come out though.

18 **THE COURT:** All right.

19 **MR. VARNER:** Your Honor, I've examined it and I'm
20 in agreement. We have no problem.

21 **THE COURT:** If y'all agree to use it, y'all can
22 use it.

23 **MR. VARNER:** And to make things move a little
24 faster, I've already told the prosecutor that we're not
25 gonna object to the chain of custody of the gun. We're

1 the witnesses, which means unless they're -- and, see,
2 Ms. Morrigan was here first, she was the first witness,
3 so it didn't matter, but only the parties involved,
4 the witness and anybody who has testified, is in the
5 courtroom while the others are testifying. Everyone
6 else doesn't get the benefit of hearing anyone else's
7 testimony prior to coming in here. Ms. Morrigan can
8 stay, she's already testified, and this lady didn't
9 have the benefit of sitting in here, so you get to hear
10 unblemished or -- each story stands on its own.

11 KIMBERLY WATKINS,

12 after being duly sworn, testified as follows:

13 DIRECT EXAMINATION

14 BY MR. DANIEL:

15 Q. Good afternoon. Go ahead and state your full
16 name for the record, please, ma'am.

17 A. Kimberly Watkins.

18 Q. Okay. Ms. Watkins, where are you currently
19 employed?

20 A. Nowhere now.

21 Q. August 2000 -- August 11th of 2011, where were
22 you employed?

23 A. Laurens County 9-1-1.

24 Q. And how long had you been employed there?

25 A. Seven and a half years.

1 Q. What were some of your duties as an employee with
2 Laurens County 9-1-1?

3 A. Answer all emergency calls, non-emergency calls,
4 dispatch law enforcement, fire department, EMS.

5 Q. So you were a 9-1-1 operator; is that correct?

6 A. Right.

7 Q. And when did you actually leave Laurens County
8 9-1-1?

9 A. Around June -- June the 3rd, 2013.

10 Q. Okay. So you've been gone eight months or so?

11 A. Right.

12 Q. So going back to August 11, 2011, you were
13 working on that date?

14 A. I was.

15 Q. And typically do you receive a lot of calls as a
16 9-1-1 operator?

17 A. Yes, we do.

18 Q. A high volume of calls?

19 A. Yes.

20 Q. Do you recall receiving an emergency call from a
21 -- a Lynn Straley?

22 A. I don't recall because it's been like two and a
23 half years ago.

24 Q. Okay.

25 **MR. VARNER:** Your Honor, we'll so stipulate as to

1 the tape and its introduction and to play it for the
2 jury.

3 **THE COURT:** Very good. All right. And what that
4 means, a stipulation of counsel, the two lawyers agree
5 this record's authentic, y'all get to hear it. If they
6 didn't agree, we'd have to go through the -- laying the
7 foundation of when it happened, were you at work and I
8 made a recording of it, this is accurate, all that,
9 they're agreeing to that, so we'll -- we'll publish it.
10 Is that your intent, Mr. Daniel?

11 **MR. DANIEL:** Yes, sir, Your Honor.

12 **THE COURT:** Okay.

13 BY MR. DANIEL:

14 Q. And have you had a chance to hear a 9-1-1 --
15 9-1-1 tape-recording from this incident on August 11,
16 2011?

17 A. Yes.

18 **MR. DANIEL:** Okay. At this time I'm gonna play
19 the tape.

20 (Whereupon, the 9-1-1 tape-recording was played
21 for the Court and jury.)

22 BY MR. DANIEL:

23 Q. Ms. Watkins, is that your voice on that tape?

24 A. It is.

25 Q. So you were on duty that night?

1 A. Yes.

2 MR. VARNER: Your Honor, we -- we so stipulate to
3 its authenticity, too.

4 THE COURT: Okay.

5 BY MR. DANIEL:

6 Q. Do you recall what time you received this
7 emergency call?

8 A. I don't.

9 Q. Are you familiar with CAD reports?

10 A. I am.

11 Q. What does CAD stand for?

12 A. It's initiation of call. It's when you first --
13 you get the call and it timestamps everything.

14 Q. Okay. And you don't -- and you don't recall what
15 time you received this?

16 A. I don't. Not without looking at it.

17 Q. If I hand you what is -- what I'll refer to as
18 the CAD report, would that refresh your memory as to
19 what time you received ---

20 A. It would.

21 Q. ---this emergency call? Okay.

22 A. The call came in at 21:34.

23 Q. Now that's military time. Do you know is that
24 9:34 p.m.?

25 A. 9:34, yes.

1 Q. 9:34 p.m?

2 A. Yes.

3 MR. DANIEL: Thank you, ma'am. No further
4 questions.

5 MR. VARNER: No questions.

6 THE COURT: Thank you, ma'am.

7 (State's Exhibit Number 11, a 9-1-1 recording,
8 was admitted into evidence.

9 (Witness excused.)

10 MR. DANIEL: Your Honor, the State calls Marty
11 Crain.

12 (Whereupon, a brief conversation was held off the
13 record.)

14 MARTY RAY CRAIN, JR.,

15 after being duly sworn, testified as follows:

16 DIRECT EXAMINATION

17 BY MR. DANIEL:

18 Q. Okay. Good afternoon?

19 A. How you doing?

20 Q. Good. State your full name for the record,
21 please?

22 A. Marty Ray Crain, Junior.

23 Q. And, Mr. Crain, where are you currently employed?

24 A. Laurens County Sheriff's Office.

25 Q. And how long have you been employed with the

1 A. In the briefing room at the Laurens County
2 Sheriff's Office.

3 Q. And that office is obviously wired with video and
4 audio recording equipment?

5 A. Yes, sir. It runs on a 24-hour loop and stores
6 up to, I think, two weeks at a time.

7 Q. And have you been able to review what's been
8 marked for identification as State's Exhibit 9 and 10,
9 which are DVD recordings of that interview?

10 A. Yes, sir, I have viewed those.

11 MR. VARNER: No objection to its introduction,
12 Your Honor.

13 **THE COURT:** Very good.

14 **MR. SHEEK:** We move to introduce State's Exhibit
15 9 and 10.

16 **THE COURT:** No objection?

17 MR. VARNER: No objection, Your Honor.

18 (State's Exhibit Numbers 9 and 10 were admitted
19 into evidence.)

20 **THE COURT:** All right, folks. So y'all
21 understand, y'all have heard comments about testimony
22 yesterday or the day before when y'all didn't hear it.
23 One of the jobs the Court has to do is if there's a
24 statement taken from a person accused, they've got to --
25 there has to be a finding it was done fairly according

1 to the Constitution and her rights were properly waived
2 and she was properly advised of them, and she then gave
3 a statement.

4 That's why we've already heard this. That's
5 where the testimony was coming from that y'all heard
6 alluded to; yesterday you testified and those kind of
7 comments. It was a preview of this. I've already seen
8 this. I had to review it and make a decision was it
9 fairly given, the rights and all this, and so we've been
10 through that and so that's the reason it's familiar to
11 us. We've been through it one time and y'all haven't
12 heard it yet, but those were the comments y'all were
13 hearing. So you kind of understand the processes, we
14 had to go through a process to make sure everything was
15 done fairly, properly advised, and the statement was
16 given.

17 Now the statement's about to be played for you.
18 I'll tell you, I sat over there and listened to it
19 because it's broadcast over here and that's when I
20 learned the seats were uncomfortable, but this thing is
21 long. We can go about halfway through it and it's --
22 there are breaks in it. So if y'all get to one of the
23 breaks and y'all want a break, because I took one, y'all
24 are more than welcome to do that, okay? So I'll give
25 you that agreement and when y'all want one, you say so

1 because there are pretty equal breaks in this thing.
2 I think there's three parts -- four parts to it, so
3 there's three breaks; is that about right?

4 **MR. SHEEK:** That's correct, Your Honor.

5 **THE COURT:** And so they'll play it and when we
6 get to a break and y'all say let's have a break because
7 can watch the whole thing. Now I want to make sure we
8 get the volume adjusted so it doesn't blare out. Some
9 of it's audible and some of it's a little bit hard
10 because the microphone must be a little distance away,
11 but you can hear what's said. You've just got to listen
12 carefully and so because that focussed listening is a
13 little more tricky than the testimony you're getting
14 from here, if y'all would like it replayed, I mean,
15 raise your hand and we'll back it up, okay? Because I
16 want you to hear it and -- I mean, the -- everybody
17 wants you to hear it. That's what's hard as we go, so
18 if you don't hear it clearly, you can.

19 **MR. VARNER:** I'm sorry, I -- I think the jury
20 should be advised that if it's either too loud or too
21 low or needs to be replayed ---

22 **THE COURT:** Right. Oh, yeah.

23 **MR. VARNER:** ---raise your hand and ---

24 **THE COURT:** Right. We want -- we want to make
25 this as -- as easy to hear -- it's parts of it is easy

1 to hear and parts of it aren't, so if it's -- it's too
2 loud, we're gonna get that adjusted early, but if y'all
3 want it backed up -- and, likewise, at the end in the
4 deliberations, y'all will be able to hear it again.
5 This is not one time through and you just have to hope
6 you remembered it right. Y'all can hear it as many
7 times as you'd like, okay? That's -- that's not a
8 problem.

9 All the evidence we've got in here, everything,
10 y'all get to look at as long as you need to. If you
11 need testimony replayed, you'll have that ability, too.
12 That's the reason I was kind of not taking notes because
13 I've got notes on this. I know exactly what's said.

14 Mr. Bolt, tell me this. The air we've got in
15 here, does it come on and off automatically or can we
16 cut it off while this is being played?

17 **BAILIFF:** What now?

18 **THE COURT:** Can I cut this air off while this is
19 being played? Does that work?

20 **MR. SHEEK:** That would be great.

21 **MR. VARNER:** That would be great.

22 **THE COURT:** We'll do that until ---

23 **MR. SHEEK:** It gets too hot.

24 **THE COURT:** ---until it gets too hot. So, again,
25 this will be y'all's decision. Y'all -- y'all are

1 controlling this because I want y'all comfortable.

2 **MR. SHEEK:** And then, finally, Your Honor, if
3 there's no objection, if I could let the officer step
4 down off the stand just while it's playing so he doesn't
5 have to sit there for the next hour and a half.

6 **THE COURT:** All right.

7 (Witness leaves the witness stand.)

8 **THE COURT:** So you let Mr. Bolt know if you need
9 any changes. If any of y'all do, if y'all would pass
10 the word down and Mr. Bolt will get it to me or give it
11 to Mr. Bentley and we'll make adjustments. So that
12 being said, go ahead and start with the first segment.

13 (Whereupon, the videotaped statement of Kathy Revan
14 was played for the Court and jury.)

15 **THE COURT:** All right, Mr. Bentley. Put it on
16 pause real quick. All right. Now, just initially, is
17 the volume okay? Now, Ms. Butler, you're close to that
18 screen. Do you want to go to the other end or are you
19 okay right there?

20 **THE FOREPERSON:** I'm okay.

21 **THE COURT:** Okay. All right. Good enough. All
22 right. Go ahead.

23 (Whereupon, the videotaped statement of Kathy
24 Revan resumed playing for the Court and jury.)

25 **THE COURT:** Have we got a transcript of this,

1 does anybody know?

2 **MR. SHEEK:** No, sir.

3 **THE COURT:** I thought the same thing when I heard
4 it the first time. All I can tell you is that y'all can
5 listen to it as many times as you need to and it may
6 come out better just playing it on the notebook computer
7 rather than broadcasting through the speakers. So we
8 can play it different ways.

9 **MR. VARNER:** Your Honor, do they have the
10 facilities to play it through a television? And I
11 don't know their television. I listened to it through
12 a television. It was much easier to understand.

13 **THE COURT:** What does it sound like on the
14 notebook computer? Y'all have done that.

15 **MR. BENTLEY:** It sounds worse, Judge.

16 **THE COURT:** Worse on the notebook?

17 **MR. VARNER:** Yeah, the notebook is worse.
18 Earbuds work, but I know we don't have twelve sets of
19 earbuds. I played it on a television and with the
20 speakers on the television it was substantially better.
21 You can -- you could actually understand it.

22 **MR. SHEEK:** Your Honor, I might be able to get
23 that kind of setup here today. We don't have it right
24 here right now.

25 **THE COURT:** How long would it take to do it?

1 **MR. SHEEK:** As long as it would take to get from
2 Greenwood to here. I mean, we can -- we can send
3 someone to meet them halfway, but it will take ---

4 **THE COURT:** It's still forty-five minutes.

5 **MR. SHEEK:** Right.

6 **THE COURT:** Y'all want to wait?

7 **MR. SHEEK:** It's hard to understand.

8 **THE COURT:** As long as y'all -- if you can't
9 understand it, we're -- I'm wasting time. Would y'all
10 be willing to wait?

11 **THE JURY:** (Answers in the affirmative.)

12 **THE COURT:** All right. Send for it, Mr. Sheek.

13 **MR. SHEEK:** I'll make that call right now, Judge.

14 **THE COURT:** Okay. I appreciate y'all's candor.
15 All right. Let's -- we'll take a break and y'all can
16 step outside, check your cell phones, whatever. You
17 can't discuss the case or anything like that, but we'll
18 stand at ease and wait and see if we can get that TV
19 over here in a prompt fashion, okay? So y'all step can
20 in the jury room.

21 (The jury retires to the jury room.)

22 (Recess taken.)

23 **BAILIFF:** All rise. The Court will come back to
24 order.

25 **THE COURT:** All right. Have a seat. All right.

1 Are we ready to roll?

2 **MR. SHEEK:** Ready to go, Your Honor.

3 **THE COURT:** Go get them.

4 **MR. VARNER:** Defendant is ready, Your Honor.

5 (The jury returns to the courtroom.)

6 **THE COURT:** All right, folks. It looks like we
7 got it ready. If y'all are ready, we'll play it.

8 (Whereupon, the videotaped statement of Kathy
9 Revan was played for the Court and jury.)

10 **THE COURT:** Do y'all need a break? Keep rolling
11 or do y'all want a break? It's y'all's call. Want to
12 stretch?

13 **THE FOREPERSON:** Yes. I'd like a little break.

14 **THE COURT:** All right. I'll give you about ten
15 minutes. When y'all are ready to come back, come back.)

16 (The jury retires to the jury room.)

17 (Recess taken.)

18 **BAILIFF:** All rise.

19 **THE COURT:** Come to order.

20 (The jury returns to the courtroom.)

21 **BAILIFF:** All present, Your Honor.

22 **THE COURT:** Excellent. All right. We'll
23 continue.

24 (Whereupon, the playing of the videotaped
25 statement of Kathy Revan was resumed.)

1 **THE COURT:** All right, folks. Let me talk to the
2 lawyers first before we take a lunch break.

3 (Whereupon, a bench conference was held off the
4 record in the presence of the jury, but out of the
5 hearing of the jury.)

6 **THE COURT:** All right. Ms. Butler, how about
7 we take lunch? Is 2:30 long enough, an hour and
8 ten minutes, or do y'all want longer? That's fine?
9 Okay. Y'all be back in the jury room at 2:30 and we'll
10 continue on. You still can't begin discussing the case,
11 so. Thank you for your patience in watching the entire
12 video and us getting the TV working.

13 (The jury was excused for lunch.)

14 (The witness is excused for lunch.)

15 (Whereupon, there was a luncheon recess.)

16 **BAILIFF:** Let's all rise. The Court will come to
17 order, please.

18 **THE COURT:** Y'all be seated. Before I bring the
19 jury out, a couple of more questions here and then
20 you're done with him?

21 **MR. SHEEK:** Yes, sir.

22 **THE COURT:** And then cross examination and then
23 is that gonna be it for you?

24 **MR. SHEEK:** I don't anticipate anymore witnesses
25 after that.

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LAURENS COUNTY
Court of General Sessions
The Honorable Eugene C. Griffith, Jr., Circuit Court Judge

Appellate Case No. 2014-000161

RECEIVED

SEP 30 2014

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STATE OF SOUTH CAROLINA,

RESPONDENT,

v.

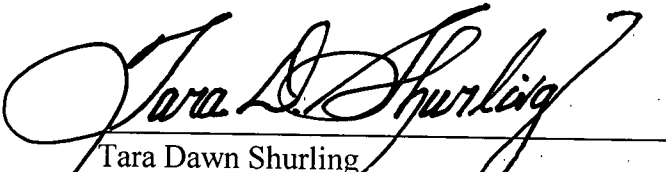
KATHY LEONARD REVAN,

APPELLANT.

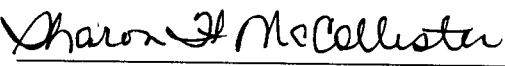
CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a copy of the Motion for Remand for Transcript of Audio Exhibits Published During Appellant's Trial in the above-entitled case has been served upon opposing counsel by depositing in the U.S. Mail, postage prepaid, this 29th day of September, 2014 addressed as follows:

Salley W. Elliott
Senior Assistant Deputy Attorney General
Office of the Attorney General
P o Box 11549
Columbia, SC 29211


Tara Dawn Shurling
Attorney and Counselor at Law
S. C. Bar No. 5099

SWORN TO BEFORE me this 29th day
of September, 2014.

 (L.S.)

Notary Public for South Carolina

My Commission Expires: Jan 16, 2017

LAW OFFICE OF



TARA DAWN SHURLING, PA

Attorney and Counselor at Law

3614 Landmark Drive

Suite A

Columbia, South Carolina 29204

(803) 738-8622

(Fax) (803) 738-1600

E-Mail: tdslaw@shurlinglaw.com

September 29, 2014

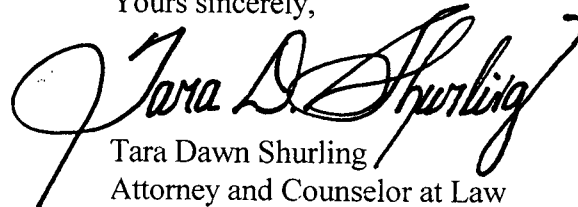
The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: State of South Carolina v. Kathy Leonard Revan; Appellate Case No. 2014-000161.

Dear Ms. Kitchings:

Enclosed for filing please find the Appellant's Motion for Remand for Transcript of Audio Exhibits Published during Appellant's Trial and my Certificate of Service in the above-captioned case. I would appreciate your clocking and returning the extra copy enclosed in the envelope provided. With my thanks for the Court's kind assistance in this matter, I remain,

Yours sincerely,


Tara Dawn Shurling
Attorney and Counselor at Law

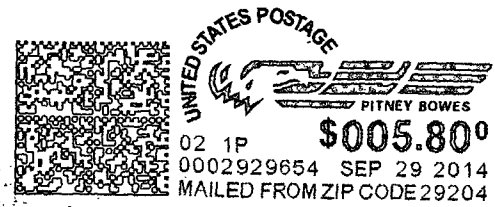
TDS/sm

cc: Salley W. Elliott, Senior Assistant Deputy Attorney General (w/enclosures)
Kathy Revan, 358569 (w/enclosures)
Brandon Revan (w/enclosures)

RECEIVED

SEP 30 2014

SC Court of Appeals



Law Office of
Tara Dawn Shurling, P.A.
Attorney and Counselor at Law
3614 Landmark Dr., Suite A
Columbia, South Carolina 29204

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SEP 30 2014

SC Court of Appeals

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211