

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Greenwood County
Court of General Sessions

Honorable William P. Keesley, Circuit Court Judge

Case No. 2012-GS-24-2049; 2050; 2051
Appellate Case No: 2014-001798

THE STATE,

Appellant,

vs.

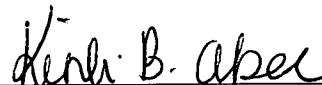
BRYAN FERGUSON.

Respondent.

AMENDED NOTICE OF APPEAL

The State of South Carolina appeals the oral ruling of the Honorable William P. Keesley on August 12, 2014, excluding the testimony of Hunter Busbee pursuant to State v. Lyle, 125 S.C. 406, 11 S.E. 803 (1923) and State v. Wallace, 384 S.C. 428, 683 S.E.2d 275 (2009).

August 27, 2014



Kinli B. Abee
P.O. Box 11549
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(803) 734-0296
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Kelly W. Hall
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Other Counsel of Record:

Billy J. Garrett, Jr., Esquire
109 Oak Avenue
Greenwood, South Carolina 29646
Attorney for Respondent

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SC Court of Appeals

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PROOF OF SERVICE

I, Angela Bennett, certify that I have served the within Amended Notice of Appeal on Respondent by depositing two copies of the same in the United States mail, postage prepaid, addressed to:

Billy J. Garrett, Jr., Esquire
109 Oak Avenue
Greenwood, South Carolina 29646

I further certify that all parties required by Rule to be served have been served.
This 27th day of August, 2014.



ANGELA BENNETT
Administrative Assistant

Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727



ALAN WILSON
ATTORNEY GENERAL

August 27, 2014

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

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SC Court of Appeals

Re: The State v. Bryan Ferguson
Appellate Case No: 2014-001798

Dear Ms. Kitchings:

Please find enclosed an amended notice of appeal and proof of service in the matter listed above. The amended notice of appeal corrects the indictment numbers and clarifies that the ruling the State is appealing was an oral ruling made on the record and not a written order. Accordingly, there is no written order to provide to the Court. Please also be advised that your August 15, 2014 letter indicating the caption of this case has been changed by the Court of Appeals to show the State as the Respondent is incorrect. Please note that the State is the appealing party in this case and should be listed as the Appellant. Kindly correct your records to so reflect.

By copy of this letter and enclosed amended notice of appeal, I am also serving opposing counsel and forwarding a copy to the Greenwood County Clerk of Court for filing.

Sincerely,

Salley W. Elliott
Senior Assistant Deputy Attorney General
S.C. Bar No: 1871

cc: The Honorable Angela Woodhurst
Billy J. Garrett, Jr., Esquire
Kelly W. Hall, Esquire
Kinli B. Abee, Esquire

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