

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

Appeal from Richland County  
Honorable R. Knox McMahon, Circuit Court Judge  
Appellate Case No. 2012-212696

RECEIVED

OCT 30 2014

SC Court of Appeals

THE STATE,

Respondent,

vs.

DAQWAN MARQUELL JOHNSON,

Appellant.

MOTION TO REQUIRE APPELLANT TO FILE  
SUPPLEMENTAL RECORD ON APPEAL

Counsel for Respondent would respectfully move this Court for an Order requiring counsel for the Appellant to file a Supplemental Record on Appeal that includes the following pages from the June 30 – August 3 and August 8, 2012 Transcript: 235-240; 243, 244; and 761 (as appropriately redacted in accordance with *In re Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings*, 407 S.C. 607, 757 S.E.2d 421 (S.C. S.Ct., Order filed Apr. 14, 2014)). These pages were designated by the Respondent in its Designation of Matter dated September 10, 2014.

The undersigned counsel for the Respondent attempted to resolve the absence of these pages from the Record on Appeal filed with this Court by contacting counsel for Appellant on or about October 23, 2014. In a telephone conversation, Mr. Dudek's assistant was advised of the missing pages.

Therefore, the Respondent respectfully moves for an Order requiring Appellant to file a Supplemental Record on Appeal that includes copies of the following pages from the June 30 – August 3 and August 8, 2012 Transcript: 235-240; 243, 244; and 761, as appropriately redacted in accordance with *In re Revised Order Concerning Personal Identifying Information, supra*. Respondent also respectfully moves that this Court hold the time for Respondent to file it's Final Brief of Respondent in abeyance for twenty (20) days, so as to give Appellant ample time to file the Supplemental Record on Appeal.

Respectfully submitted,

ALAN WILSON  
Attorney General

JOHN W. McINTOSH  
Chief Deputy Attorney General

DONALD J. ZELENKA  
Senior Assistant Deputy Attorney General

WILLIAM EDGAR SALTER, III  
Senior Assistant Attorney General

P. O. Box 11549  
Columbia, South Carolina 29211  
(803) 734-6305

October 30, 2014.

By:   
WILLIAM EDGAR SALTER, III  
ATTORNEYS FOR RESPONDENT

STATE OF SOUTH CAROLINA  
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**Appellant.**

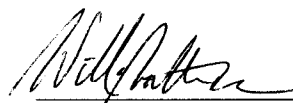
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**PROOF OF SERVICE**

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The undersigned certifies that on the 30th day of October, 2014, he served the Motion to Require Appellant to File Supplemental Record on Appeal, on counsel for the Appellant by depositing two (2) copies of same in the United States mail, first class, postage prepaid, and addressed as follows:

Robert M. Dudek, Esq.  
SCCID/Division of Appellate Defense  
1330 Lady Street, Suite #401  
Columbia, South Carolina 29201



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WILLIAM EDGAR SALTER, III  
Attorney for Respondent



ALAN WILSON  
ATTORNEY GENERAL

October 30, 2014

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

Re: *The State vs. Daqwan M. Johnson*  
Appellate Case No.: 2012-212696

Dear Ms. Kitchings:

Enclosed for filing in your office is an original and six (6) copies of a Motion to Require Appellant to File a Supplemental Record on Appeal, together with Proof of Service in the above-captioned matter. By copy of this letter, we are serving opposing counsel with this Motion today.

Thank you for your consideration.

Sincerely,

William Edgar Salter, III  
Senior Assistant Attorney General

WES:dmd  
Enclosures  
cc: Robert M. Dudek, Esq. (w/two copies of encls.)

**RECEIVED**

OCT 30 2014

**SC Court of Appeals**