

2

RECEIVED

DEC 16 2014

SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of General Sessions
Diane Schafer Goodstein, Circuit Court Judge

The State, Respondent,
v.

Don-Survi Chisolm, Appellant.

Appellate Case No. 2011-200186

DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

In addition to the matter designated by Appellant, Respondent proposes the following be included in the Record on Appeal:

- (1) February 11, 2011 Pre-Trial Transcript:
- (2) July 14, 2011 Pre-Trial Transcript, p. 1 (cover); pp. 12-42;
- (3) July 22, 2011 Pre-Trial Transcript, p. 1 (cover; pp. 4-16;
- (4) August 22-23, 2011 Mistrial Transcript, p. 1 (cover); pp. 11-19; pp. 21-33; p. 54; pp. 62-63; pp. 133-136; pp. 173-188;
- (5) September 13-19, 2011 Trial Transcript pages:
81-113;
143;
153-161;
206;
208;
211-212;
227-228;
231-234;
239-243;

260-292;
307;
350-351;
379-382;
393-397;
411-419;
423-426;
432-433;
446-449;
468-470;
473-479;
497-511;
502-505;
511-514;
588-596;
600-619;
623;
636-638;
644-648;
655-656;
702-704;
720-724;
794;
804;

(6) Indictment.

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 this designation contains no matter which is irrelevant to this appeal.

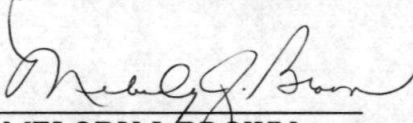
ALAN WILSON
Attorney General

JOHN W. MCINTOSH
Chief Deputy Attorney General

DONALD J. ZELENKA
Senior Assistant Deputy Attorney General

MELODY J. BROWN
Senior Assistant Attorney General

DAVID M. PASCOE, JR.
Solicitor, First Judicial Circuit

BY: 

MELODY J. BROWN
S.C. Bar No. 14244

Office of the Attorney General
Post office Box 11549
Columbia, South Carolina 29211-1549
(803) 734-6305

ATTORNEYS FOR RESPONDENT

December 16, 2014.
Columbia, South Carolina.

STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

DEC 16 2014

SC Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of General Sessions
Diane Schafer Goodstein, Circuit Court Judge

The State, Respondent,
v.

Don-Survi Chisolm, Appellant.

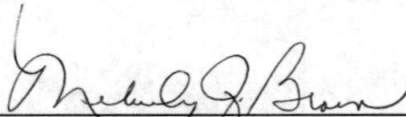
Appellate Case No. 2011-200186

PROOF OF SERVICE

I, Melody J. Brown, certify that I have served the *Initial Brief of Respondent* and *Designation of Matter* on Appellant by depositing two (2) copies of same in the United States mail, postage prepaid, addressed to his attorney of record:

Robert M. Dudek, Chief Appellate Defender
Lara M. Caudy, Appellate Defender
South Carolina Commission on Indigent Defense
Division of Appellate Defense
P.O. Box 11589
Columbia, SC 29211-1589

This 16th day December, 2014.


MELODY J. BROWN
Senior Assistant Attorney General
S.C. Bar No. 14244

Post Office Box 11549
Columbia, SC 29211-1549
(803) 734-6305



RECEIVED

DEC 16 2014

SC Court of Appeals

ALAN WILSON
ATTORNEY GENERAL

December 16, 2014
VIA HAND DELIVERY

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

Re: The State v. Don Survi-Chisolm
Appeal from Dorchester County
Appellate Case No. 2011-200186

Dear Ms. Kitchings:

Enclosed please find the original and one copy of the initial brief of respondent and designation of matter, with proof of service, for filing in the above referenced case. Please be advised that the brief was due to be filed yesterday, and the substantive text was completed yesterday; however, due to technical difficulty in generating the table of authorities, I was unable to complete the tables for the brief. I mailed a letter yesterday, *in lieu* of the filing, requesting a one-day extension due to the technical difficulty as it occurred well after office hours. A copy of that letter is attached as it likely that you have not received the letter as of this filing.

I would respectfully request the Court accept this filing in anticipation of the grant of the one day extension in these circumstances. If the Court would require a formal motion, I will be happy to comply.

Thank you.

Sincerely,

Melody J. Brown
Senior Assistant Attorney General

Enclosures

cc: Robert M. Dudek, Chief Appellate Defender
Lara M. Caudy, Appellate Defender