

STATE OF SOUTH AROLINA  
IN THE COURT OF APPEALS

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Appeal from Chesterfield County  
The Honorable Paul M. Burch, Circuit Court Judge

Appellate Case No. 2013-001554

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THE STATE,

Respondent,

v.

DENNIS M. PENNY, II,

Appellant.

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**DESIGNATION OF MATTER  
TO BE INCLUDED IN THE RECORD ON APPEAL**

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Respondent proposes the same Designation of Matter to be Included in the Record on Appeal as Appellant.

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

MARY WILLIAMS LEDDO  
Assistant Attorney General

William B. Rogers, Jr.

**RECEIVED**

JAN 12 2015

**SC Court of Appeals**

Solicitor, Fourth Judicial Circuit

BY: Mary W. Leddon  
Mary Williams Leddon  
Bar # 76192

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

ATTORNEYS FOR RESPONDENT

January 12, 2015

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal from Chesterfield County  
The Honorable Paul M. Burch, Circuit Court Judge

Appellate Case No. 2013-001554  
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THE STATE,

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DENNIS M. PENNY, II,


Appellant.

\_\_\_\_\_  
**PROOF OF SERVICE**  
\_\_\_\_\_

I, Anne Mueller, certify that I have served the within Initial Brief of Respondent and Designation of Matter on Appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to:

Laura Baer, Esquire  
S.C. Commission on Indigent Defense  
Division of Appellate Defense  
Post Office Box 11589  
Columbia, SC 29211

I further certify that all parties required by Rule to be served have been served.  
This 12<sup>th</sup> day of January, 2015.

  
\_\_\_\_\_  
ANNE MUELLER  
Legal Assistant

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

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JAN 12 2015

**SC Court of Appeals**



ALAN WILSON  
ATTORNEY GENERAL

January 12, 2015

Laura R. Baer, Esquire  
S.C. Commission on Indigent Defense  
Division of Appellate Defense  
Post Office Box 11589  
Columbia, SC 29211

RE: State v. Dennis M. Penny, II  
Appellate Case No. 2013-001554

Dear Ms. Baer:

I am enclosing two (2) copies of the Initial Brief of Respondent and Designation of Matter in the above-referenced case.

Sincerely,

Mary Williams Leddon  
Assistant Attorney General  
Bar # 76192

MWL/aam  
Enclosures

cc: Honorable Jenny A. Kitchings (original and one enclosed)  
Victim Services

**RECEIVED**

JAN 12 2015

**SC Court of Appeals**