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STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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JAN 20 2015

COURT OF APPEALS

Appeal from Charleston County
The Honorable R. Markley Dennis, Jr., Circuit Court Judge

Appellate Case No. 2013-002379

RONALD COULTER,

Appellant,

v.

STATE OF SOUTH CAROLINA,

Respondent.

MOTION TO DISMISS FOR FAILURE TO COMPLY RULE 2010, SCACR

COMES NOW the Respondent above named, by and through the undersigned counsel, making its motion to dismiss for Appellant's failure to comply with Rule 210, SCACR, would show unto this Court:

I.

The Initial Brief of Respondent, Designation of Matter, and Motion to Require Appellant to Amend the Record on Appeal in the above referenced matter were filed on October 2, 2014 and November 4, 2014. This Court granted Respondent's Motion to Amend the Record on Appeal and instructed the Appellant to provide an Amended Record on Appeal containing all items listed in both parties' designation of matter. This Court also instructed that Final Briefs would be due 15 days after service of the Amended Record on Appeal.

II.

As of this date, January 20, 2015, the Respondent has not been served with Amended Record on Appeal which was due pursuant to the Court Order on January 14, 2015 (fifteen days after the date of the Court's order- December 30, 2014).


WHEREFORE, it is respectfully requested that this Motion be granted and the appeal be dismissed for Appellant's failure to comply with Rule 201, SCACR.

Respectfully submitted,

ALAN WILSON
Attorney General

ASHLEIGH R. WILSON
Assistant Attorney General
S.C. Bar # 100269

P.O. Box 11549
Columbia, S.C. 29211
(803) 734-3737

By: 

Attorney for the Respondent
Columbia, South Carolina
January 20, 2015

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PROOF OF SERVICE

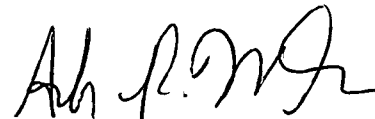
I, Ashleigh R. Wilson, certify that I have served the within motion on Ronald Coulter, Appellant by depositing one (1) copy of the same in the United States mail, postage prepaid, addressed to:

Ronald Coulter, #300410
Broad River Correctional Institution
4460 Broad River Road
Columbia, SC 29210

I further certify that all parties required by Rule to be served have been served.

January 20, 2015

BY:



Ashleigh R. Wilson
Assistant Attorney General

Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3737

ATTORNEY FOR THE RESPONDENT



ALAN WILSON
ATTORNEY GENERAL

January 20, 2015

The Honorable Jenny Abbott Kitchings
1015 Sumter Street
Columbia, SC 29201

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SC Court of Appeals

Re: Ronald Coulter v. State, 2013-002379

Dear Ms. Kitchings:

Enclosed for filing in the Court of Appeals is the original and six (6) copies the Respondent's **Motion to Dismiss for Failure to Comply with Rule 210, SCACR** in the above referenced matter. An affidavit of service of this motion on the Appellant has also been included for filing.

Sincerely,

Ashleigh R. Wilson
Assistant Attorney General

Cc: Ronald Coulter, #300410