

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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FEB 10 2010

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Carmen T. Mullen, Circuit Court Judge

Case Nos. 2009GS0702636, 2009GS0702637, 2009GS0702639,
2009GS0702594, 2009GS0702595
Appellate Case No. 2013-002394

The State, Respondent,

v.

Earnest Stewart Daise, Appellant.

**APPELLANT EARNEST STEWART DAISE'S DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL**

Appellant proposes the following be included in the Record on Appeal:

1. Transcript of Pre-Trial Proceedings pp. 9-121;
2. Transcript of Proceedings pp. 74-163, 165-407, 414-755, 757-1548, 1551-1750, 1754-2349, 2352-2439, 2442-2525, 3178-3184;
3. State's Exhibits 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 26, 49;
4. Court's Exhibit 1 (Reviewed *in camera* and should be transmitted for *in camera* review by the Court of Appeals);
5. Defendant's Exhibit 13;
6. Defense subpoena to solicitor's office seeking *Batson* handbook material;
7. Defense motion to suppress photograph where Appellant is in handcuffs;
8. Defense motion to suppress photographs taken inside home at crime scene; and

9. Defense motion that no mention that John Doe 1 was killed on his fourth birthday be allowed.

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Columbia, South Carolina

Feb. 19, 2015

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FEB 18 2015

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APPELLANT EARNEST STEWART DAISE'S CERTIFICATION OF COUNSEL

Undersigned counsel certifies, pursuant to Rule 209(c), SCACR, that the Designation of Matter to be Included in the Record on Appeal contains no matter which is irrelevant to the appeal.

[signature page attached]

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PROOF OF SERVICE

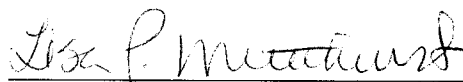
I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Appellant, do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same by United States Mail, postage prepaid, to the following address(es):

Pleadings:

Appellant's Designation of Matter to be Included in the Record on Appeal

Counsel Served:

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Lisa Whitehurst
Administrative Assistant

February 19, 2015