

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

CASE NUMBER: 2014-001391

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JUN 15 2015

SC Court of Appeals

Appeal From Florence County
Honorable D. Craig Brown, Circuit Court Judge

THE STATE,

RESPONDENT

vs.

DAMON E. MOODY,

APPELLANT

**MOTION TO FILE DESIGNATION OF MATTER
TO BE INCLUDED IN RECORD OF APPEAL OUT OF TIME**

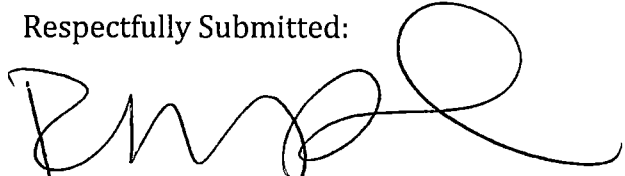
This Motion comes before the Court pursuant to Rules 262 and 263(b) of the South Carolina Rules of Court and request that the Appellant be allowed to file his Designation of Matter to Be Included in the Record of Appeal Out of Time.

This motion is based on the following facts. The undersigned submitted the Appellant's Initial Brief on January 30, 2015. The undersigned believed that she timely submitted and filed the Designation of Matter at the same time. It was not until the Court brought the matter to her attention, that the undersigned realized that the Designation of Matter was not filed with the Initial Brief.

It is therefore requested of this Honorable Court that an extension to file this information be ordered.

[SIGNATURE PAGE TO FOLLOW]

Respectfully Submitted:

A handwritten signature in black ink, appearing to read 'RMP', with a large, stylized flourish extending to the right.

Rose Mary Parham
Parham Law Firm, LLC
P.O. Box 1514
Florence, South Carolina 29503
(843)407-7757 (office)
(843) 407-7758 (facsimile)
Bar Number 17032

Attorney for Appellant

FORM 14
DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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JUN 15 2015

APPEAL FROM FLORENCE COUNTY
Court of General Sessions

SC Court of Appeals

D. Craig Brown, Circuit Court Judge

Case No. 2014-001391

The State,

Respondent,

v.

Damon Ellis Moody,

Appellant.

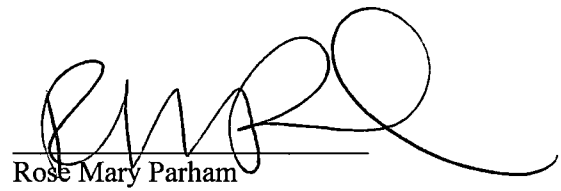
DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

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

1. The entire trial transcript, Volumes I-III, pp. 1- 632;
2. Transcripts of all Pre-Trial hearings, pp. 34-240;
3. All trial exhibits, including, but not limited to:
 - a. State's Exhibits Number 1-15;
 - b. Defendant's Exhibits Number 1-20;
 - c. Trial Court's Exhibits Number 1-7;
4. Copy of Indictment Nos.:
 - a. 2014-GS-21-533;
 - b. 2014-GS-21-534;
 - c. 2014-GS-21-535;
5. All Pre-trial Motions Filed with the Florence County Clerk of Court's Office;
6. Defendant's Request to Charge No. 5: Defense of Habitation.

I certify that this designation contains no matter which is irrelevant to this appeal.

June 12, 2015



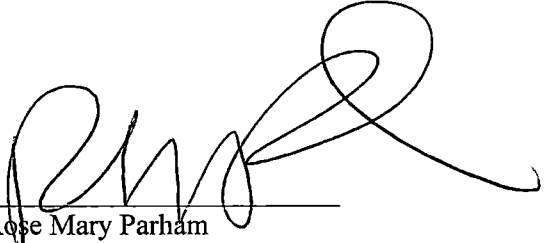
Rose Mary Parham
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Parham Law Firm, LLC
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rosemaryparham@sc.rr.com
Attorney for Appellant

Other Counsel of Record:
Salley W. Elliott
Senior Assistant Deputy Attorney General

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Motion to File Designation of Matter to be Included in Record of Appeal Out of Time and Designation of Matter to be Included in the Record on Appeal was served on counsel for the Respondent this 12th day of June, 2015, via U.S. mail, postage prepaid, at the following address:

Salley W. Elliott, Esq.
Senior Asst. Deputy Attorney General
P.O. Box 11549
Columbia, SC 29211



A handwritten signature in black ink, appearing to read 'Rose Mary Parham', is written over a horizontal line. The signature is stylized and cursive.

Rose Mary Parham
SC Bar Id. 17032
Parham Law Firm, LLC
P.O. Box 1514
Florence, SC 29503
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rosemaryparham@sc.rr.com

P A R H A M

PARHAM LAW FIRM, LLC

June 12, 2015

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JUN 15 2015
SC Court of Appeals

VIA U.S. Mail

Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Regarding: **The State, Respondent v.**
Damon E. Moody, Appellant
Appellate Case No.: **2014-001391**

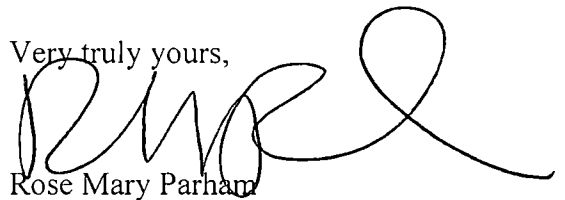
Dear Clerk of Court,

Enclosed please find the original and seven (7) copies of Appellant's Motion to File Designation of Matter to be Included in Record of Appeal Out of Time and Appellant's Designation of Matter to be Included in the Record on Appeal which is being forwarded to you for filing. I ask that you please file the originals and send one closed copy back to me in the envelope I have provided.

By copy of this letter, I am serving Salley W. Elliott, Esq., counsel for the Respondent, with a copy of the same.

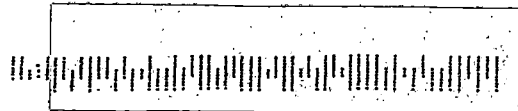
Should you have any questions or comments, please do not hesitate to contact me.

Very truly yours,



Rose Mary Parham

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