

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Charleston County
Kristi Lea Harrington, Circuit Court Judge

Appellate Case No. 2013-002224

RECEIVED

JUN 12 2015

SC Court of Appeals

THE STATE,

Respondent,

v.

RYAN P. DELESTON,

Appellant

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

Respondent proposes the following to be included in the Record on Appeal:

MOTIONS AND PLEADINGS

1. *Motion In Limine Re: Reverse 404(B) Evidence, filed October 7, 2013 with chart*
2. Defense "*Motion to Reveal 404(b) State v Lyle Evidence*," dated October 1, 2013.
3. *Defense's Response to the State's Motion in Limine Re: Reverse 404(B), SCRE Evidence.*", filed October 7, 2013, with chart.

EXHIBITS

1. State Exhibit 29 – July 30, 2012 – morning session - statement of Deleston
2. State Exhibit 30 – July 30, 2012 – evening session – statement Deleston
3. State Exhibit 23 – Video of Crime Scene.
4. State Exhibit 1 – Video. (Mantek Video)

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#1

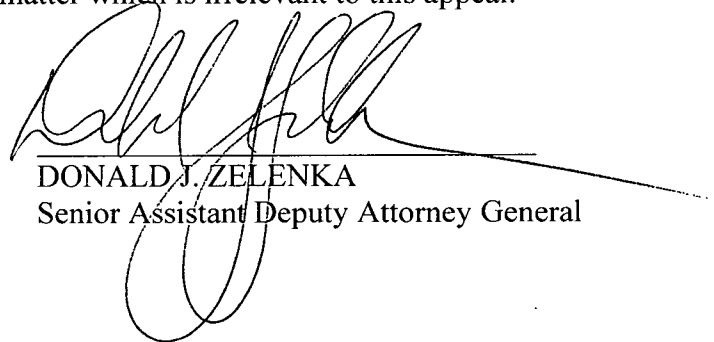
5. State Exhibit 2 – (dd Peckers video)
6. Court Exhibit 5 – Incident Investigation Report concerning Leroy Townsend.

TRIAL TRANSCRIPT PAGES

1. Tr.p. 137-140.
2. Tr. p. 773-776.
3. Tr.p. 891.
4. Tr.p. 896-897.
5. Tr.p.996.
6. Tr.p. 1041-1042.
7. Tr.p. 1140-1141.

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



DONALD J. ZELENKA
Senior Assistant Deputy Attorney General

June 9, 2015

STATE OF SOUTH CAROLINA
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Respondent, **SC Court of Appeals**

THE STATE,

v.

RYAN P. DELESTON,


Appellant

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that he has served copies of the **Initial Brief of Respondent and Designation of Matter** in the foregoing action upon counsel by depositing copies of same in the United States Mail, postage prepaid, to:

Robert M. Dudek
Chief Appellate Defender
&
Lara M. Caudy
Appellate Defender
Division of Appellate Defense
P. O. Box 11589
Columbia, SC 29211

This 9th day of June, 2015.



DONALD J. ZELENKA
Senior Assistant Deputy Attorney General



ALAN WILSON
ATTORNEY GENERAL

June 9, 2015

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SC Court of Appeals

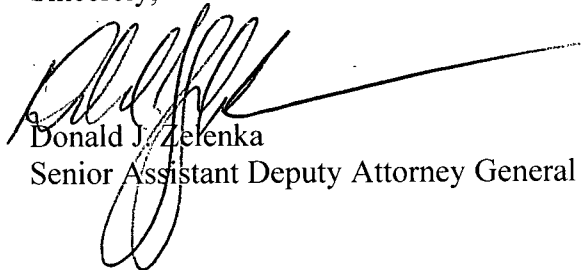
Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
P. O. Box 11629
Columbia, SC 29211

Re: The State v. Ryan P. Deleston
Appellate Case No. 2013-002224

Dear Ms. Kitchings:

Enclosed please find the Initial Brief of Respondent and Designation of Matter in the above-captioned matter for filing in your office. By copy of this letter, I am serving opposing counsel with same.

Sincerely,



Donald J. Zelenka
Senior Assistant Deputy Attorney General

DJZ/lbb
Enclosure

cc: Robert M. Dudek, Esquire
Lara M. Caudy, Esquire
Scarlett A. Wilson, Solicitor
Trisha Allen, Victims Assistance