

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal From Beaufort County
The Honorable Brooks P. Goldsmith, Circuit Court Judge

Appellate Case No: 2013-002537

RECEIVED
JUL 07 2015
SC Court of Appeals

THE STATE,

Respondent,

v.

MARION BENJAMIN POWELL,

Appellant.

MOTION TO SERVE AND FILE A SUPPLEMENTAL RECORD ON APPEAL

Respondent herein seeks to supplement the Record on Appeal, pursuant to Rule 210, SCACR, on the following grounds.

I.

While attempting to prepare the Brief of Respondent, Respondent discovered that transcript pages 182-183 we not included in the Record on Appeal although designated by the State. The undersigned counsel submits that these pages of the transcript are necessary and useful to this Court's full and complete understanding of the issues involved in this appeal.

II.

Respondent has prepared the Supplemental Record on Appeal to include the missing transcript pages.

WHEREFORE, having made Motion to Supplement the Record on Appeal, Respondent would respectfully request this Court to grant the Motion to include transcript pages 182-183; and for such other and further relief as this Court may deem just and proper.

Respectfully submitted,

ALAN WILSON
Attorney General

JENNIFER ELLIS ROBERTS
Assistant Attorney General
S.C. Bar No: 79818

BY: 
JENNIFER ELLIS ROBERTS

Office of the Attorney General
Post Office Box 11549
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ATTORNEYS FOR RESPONDENT

July 7, 2015

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Appellant.

PROOF OF SERVICE

I, Angela Bennett, certify that I have served the Supplemental Record on Appeal and Motion to Serve and File a Supplemental Record on Appeal on Appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to his attorney of record Robert M. Dudek, Esquire, S.C. Commission on Indigent Defense, Division of Appellate Defense, Post Office Box 11589, Columbia, South Carolina 29211-1589 and Chris Moore, Esquire, 1730 Jackson Street, Barnwell, SC 29812

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

This 7th day of July, 2015.


ANGELA BENNETT
Administrative Assistant
Office of Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727



ALAN WILSON
ATTORNEY GENERAL

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SC Court of Appeals

July 7, 2015

Chris Moore, Esquire
1730 Jackson Street
Barnwell, South Carolina 29812

Robert M. Dudek, Esquire
S.C. Commission on Indigent Defense
Division of Appellate Defense
Post Office Box 11589
Columbia, South Carolina 29211-1589

Re: The State v. Marion Benjamin Powell
Appellate Case No: 2013-002537

Dear Counsel:

Enclosed please find two (2) copies of the Motion to Serve and File a Supplemental Record on Appeal along with proof of service in the above-referenced case.

Sincerely,

Jennifer Ellis Roberts
Assistant Attorney General
S.C. Bar No: 79818

JER/ab
Enclosures

cc: The Honorable Jenny A. Kitchings
Ms. Trisha Allen - with enclosure