

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from York County

John C. Hayes, III, Circuit Court Judge

RECEIVED

AUG 30 2012

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

JASON RAY FRANKS

APPELLANT

PETITION TO FILE ADDENDUM TO RECORD ON APPEAL

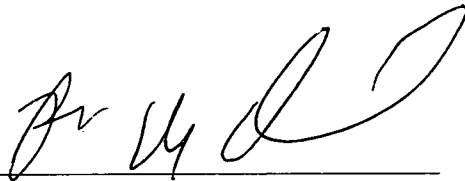
Pursuant to Rule 224 of the South Carolina Appellate Court Rules, the undersigned counsel requests leave to file an addendum to the record in the above titled appeal. In support of the motion, counsel submits the following.

1. The initial brief of appellant and designation of matter in the above titled case were filed with the Court on November 23, 2011. The initial brief of respondent was filed on July 11, 2012.
2. Copies of the record on appeal in the case were filed with the Court on August 10, 2012.
3. However, counsel inadvertently failed to include as designated matter page 66 of the trial transcript.

4. Inasmuch as Rule 209, SCACR, allows for the introduction of relevant portions of the transcript to be included in the appeal and where references are made to the parties involved in the case in appellant's brief, counsel requests leave to file with the Court an addendum to the record containing page 66 of the transcript.

5.) As indicated below, opposing counsel consents to this petition request.

WHEREFORE, counsel for appellant requests leave to file an addendum to the record in the above titled appeal.

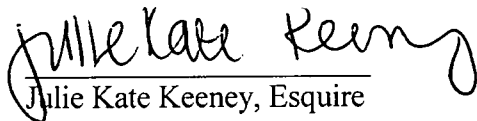


Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR APPELLANT

August 30, 2012

I consent:



Julie Kate Keeney, Esquire

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CERTIFICATE OF SERVICE

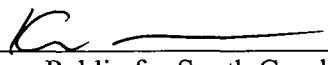
The undersigned attorney hereby certifies that a true copy of the Petition to File Addendum to the Record on Appeal in the above referenced case has been served upon Julie Kate Keeney, Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 30th day of August, 2012.



Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR APPELLANT

SUBSCRIBED AND SWORN TO before me
this 30th day of August, 2012.

 (L.S.)
Notary Public for South Carolina
My Commission Expires: October 2, 2013