

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

**RECEIVED**  
OCT 19 2015  
SC Court of Appeals

Appeal From Richland County  
The Honorable Robert E. Hood, Circuit Court Judge  
Appellate Case No. 2014-001366

THE STATE,

Respondent,

v.

JOHN JULIUS SMITH,

Appellant.

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

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

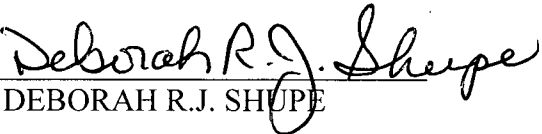
1. Plea Hearing Transcript, pp. 1-25 (Motion Hearing Exhibit 2)
2. Motion for a New Trial After Discovered Evidence April 3, 2014
3. Supplemental Amendment filed December 17, 2012 [Attorney Time Records]
4. Motion Hearing Transcript, pp. 1-53
5. Motion Hearing Exhibits 1, 3 and 4
6. Order to Produce Medical Records, dated April 21, 2014
7. Supplemental Medical Records (submitted under seal)
8. Order Denying Motion for New Trial filed June 16, 2014

To facilitate preparation of the Final Brief, Respondent requests that counsel for Appellant retain the page numbers of the transcripts in the Record on Appeal, in addition to the new page numbers.

ALAN WILSON  
Attorney General

DEBORAH R.J. SHUPE  
Senior Assistant Deputy Attorney General  
SC Bar No. 5098

DANIEL E. JOHNSON  
Solicitor, Fifth Judicial Circuit

By:   
DEBORAH R.J. SHUPE

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ATTORNEYS FOR RESPONDENT

October 19, 3015

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**PROOF OF SERVICE**

I, Sally B. Ellison, certify I served the Initial Brief of Respondent and Designation of Matter on Appellant by depositing two copies in the United States mail, postage prepaid, addressed to:

Lara M. Caudy  
Assistant Appellate Defender  
South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
PO Box 11589  
Columbia, SC 29211-1589

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

This 19<sup>th</sup> day of October, 2015.

  
SALLY B. ELLISON  
Administrative Assistant

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



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SC Court of Appeals

ALAN WILSON  
ATTORNEY GENERAL

October 19, 2015

Lara M. Caudy  
Assistant Appellate Defender  
South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
PO Box 11589  
Columbia, SC 29211-1589

Re: The State v. John Julius Smith  
Appellate Case No. 2014-001366

Dear Ms. Caudy:

Enclosed are two copies of the Initial Brief of Respondent and Designation of Matter, with proof of service, in the above-referenced case.

Sincerely,

Deborah R.J. Shupe  
Senior Assistant Deputy Attorney General

DRJS/sbe

Enclosures

cc: ✓ The Honorable Jenny A. Kitchings (original and 2 copies enclosed)  
Victim Services (with enclosure)