

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of General Sessions

J.C. Nicholson, Jr., Circuit Court Judge

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NOV 12 2015

SC Court of Appeals

Case No. 2011-GS-32-1255  
Appellate Case No. 2014-002288

The State of South Carolina,..... Respondent,

v.

Hank Eric Hawes, ..... Appellant.

APPELLANT'S DESIGNATION OF MATTER  
FOR THE RECORD ON APPEAL

Pursuant to Rule 209, SCACR, Appellant Hank Hawes designates the following material for inclusion in the record on appeal. Undersigned counsel certifies pursuant to Rule 209(c), SCACR, that the designation contains no matter irrelevant to the appeal.

**ORDERS**

1. Order filed February 8, 2013 denying Mr. Hawes' Motion to Recuse the Fifth Circuit Solicitor's Office.

**PLEADINGS**

2. Arrest Warrant and Affidavit, dated August 28, 2011.
3. Indictment 2011GS4005012, dated October 5, 2011.

**VERDICT AND DECREES**

4. Verdict of the Jury, dated October 16, 2014
5. Sentence Sheet, signed October 16, 2014.

**TRANSCRIPTS**

6. Pre-trial motion hearing, December 19, 2012: pages 1-12.

7. Trial and sentencing transcript, October 6–16, 2014 excerpts: pages 169–205, 240–302, 330–361, 369–460, 529–1161, 1164–1389.

**MOTIONS AND EXHIBITS**

8. Motion to Recuse the Fifth Circuit Solicitor’s Office, filed December 12, 2012.
9. State’s Exhibit 33 (photograph).
10. State’s Exhibit 38 (photograph).
11. State’s Exhibit 41 (photograph).
12. State’s Exhibit 45 (photograph).
13. State’s Exhibit 46 (photograph).
14. State’s Exhibit 54 (photograph).
15. State’s Exhibit 60 (photograph).
16. State’s Exhibit 62 (photograph).
17. State’s Exhibit 142 (photograph).
18. State’s Exhibit 202 (photograph).
19. State’s Exhibit 322 (photograph).

**Nelson Mullins Riley & Scarborough, LLP**

By: 

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**South Carolina Commission on Indigent Defense**

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ATTORNEYS FOR APPELLANT

Columbia, South Carolina  
November 12, 2015

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PROOF OF SERVICE

The undersigned hereby certifies that a true copy of the Initial Brief of Appellant and the Designation of Matter to be Included in the Record on Appeal in the above reference case has been served upon Donald J. Zelenka, Esquire, SC Attorney General's Office, P. O. Box 11549, Columbia, SC 29211-1549; Daniel Edward Johnson, Esquire and Luck Campbell, Esquire, Fifth Circuit Solicitor's Office, 1701 Main St., 3<sup>rd</sup> FL, Columbia, SC 29201 this 12<sup>th</sup> day of November, 2015.



Kelli Diamond Martin  
Administrative Assistant

# Nelson Mullins

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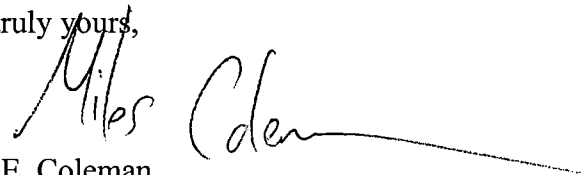
Jenny Abbott Kitchings  
Clerk of Court  
SC Court of Appeals  
1015 Sumter Street - 5th Floor  
Columbia, SC 29201

RE: State v. Hank E. Hawes  
Appellate Case No. 2014-002288  
Case No. 2011-GS-32-1255  
Our File No. 38769/01526

Dear Ms. Kitchings:

Enclosed please find the originals and one copy each of the Initial Brief of Appellant and the Designation of Matter to be Included in the Record on Appeal in the above-referenced matter. We would ask that you file the originals and return a clocked copy of each to us via our courier. Also enclosed are proofs of service of these filings on opposing counsel. With warm regards, I remain

Very truly yours,



Miles E. Coleman

MEC:kdm  
Enclosures

cc: Donald J. Zelenka, Esq.  
Daniel Edward Johnson, Esq.  
Luck Campbell, Esq.