

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Horry County
The Honorable D. Craig Brown, Circuit Court Judge

Appellate Case No: 2014-001848

RECEIVED

DEC 07 2015

SC Court of Appeals

THE STATE,

Respondent,

vs.

BENNY L. WEBB,

Appellant.

RETURN TO APPELLANT'S MOTION TO AMEND DESIGNATION OF MATTER

The Respondent hereby opposes Appellant's Motion to Amend Designation of Matter, as Appellant's motion completely fails to identify the matters which Appellant seeks to include in his Amended Record on Appeal. Furthermore, the State would note that Appellant seems to use his "Memorandum in Support of Amended Designation of Matter" as a reply brief. Pursuant to South Carolina Appellate Court Rule 208(a)(3), Appellant was entitled to file a reply brief within ten days of the service of Respondent's initial brief. Appellant elected not to do so. The State therefore submits that this Court should give no weight to the arguments contained within Appellant's "Memorandum in Support of Amended Designation of Matter" and strike them.


Respectfully submitted,

ALAN WILSON

Attorney General

V. HENRY GUNTER, JR.
Assistant Attorney General

JIMMY A. RICHARDSON, II.
Solicitor, Fifteenth Judicial Circuit

BY: 
V. Henry Gunter, Jr.
S.C. Bar No. 102259

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

December 7, 2015

ATTORNEYS FOR RESPONDENT

STATE OF SOUTH CAROLINA
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THE STATE,

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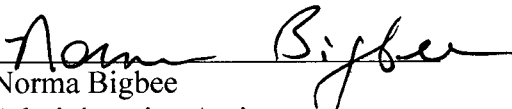
APPELLANT.

PROOF OF SERVICE

I, Norma Bigbee, certify that I have served the Return To Appellant's Motion To Amend Designation of Matter on Appellant by depositing a copy of the same in the United States mail, postage prepaid, addressed to Benny L. Webb, 710 Windrow Drive, Sumter, SC 29150.

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

This 7th day of December, 2015.


Norma Bigbee
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

December 7, 2015

VIA HAND DELIVERY

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

RE: **State of South Carolina v. Benny L. Webb**
Appellate Case No: 2014-001848

Dear Ms. Kitchings:

Enclosed please find the Original Return To Appellant's Motion To Amend Designation of Matter in the above case.

Sincerely,

V. Henry Gunter, Jr.
Assistant Attorney General
Bar No: 102259

VHG/nb

Enclosures

cc: Benny L. Webb
Trisha Allen