

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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DEC 07 2015

SC Court of Appeals

Appeal from Richland County
Honorable G. Thomas Cooper, Jr., Circuit Court Judge
Appellate Case Tracking No. 2014-002483

The State,

Respondent,

vs.

John Henry Dial, Jr.,

Appellant.

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

In addition to the matter designated by Appellant, Respondent proposes the following to be included in the Record on Appeal:

- (1) Warrants;**
- (2) Magistrate Trial Transcript pages 1-84;**
- (3) Notice of Appeal from Magistrate Court;**
- (4) Magistrate's Return of Appeal;**
- (5) Order of Circuit Court dated June 2, 2014;**
- (6) Motion Alter Judgment;**
- (7) Order denying motion dated October 9, 2014;**
- (8) Incident Report;**
- (9) Affidavit of Indigency and Application for Counsel;**
- (10) Jury Trial Request form; and**

**(11) Pontiac Magistrate Court Trial Information and
Plea Sheet.**

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

The undersigned hereby certifies this Designation contains no matter which is irrelevant to this appeal.

ALAN WILSON
Attorney General

WILLIAM M. BLITCH, JR.
Assistant Attorney General

BY: 

William M. Blitch, Jr

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

ATTORNEYS FOR RESPONDENT

December 7, 2015

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PROOF OF SERVICE

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

Robert W. Mills, Esquire
1728 Main Street
Columbia, South Carolina 29201

I further certify that all parties required by Rule to be served have been served.
This 7th day of December, 2015.



SALLY ELLISON
Legal Assistant

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



ALAN WILSON
ATTORNEY GENERAL

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SC Court of Appeals

December 7, 2015

Robert W. Mills, Esquire
1728 Main Street
Columbia, South Carolina 29201

RE: State v. John Henry Dial, Jr.
Appellate Case Tracking No. 2014-002483

Dear Mr. Mills:

I am enclosing two (2) copies of the Initial Brief of Respondent and Designation of Matter in the above-referenced case.

Sincerely,

William M. Blich, Jr.
Assistant Attorney General
S.C. Bar No. 15608

Enclosures

cc: Honorable Jenny A. Kitchings (original and one enclosed)
Victim Services