

ORIGINAL



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Robert M. Dudek, Chief Appellate Defender
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January 15, 2016

JAN 15 2016

SC SUPREME COURT

The Honorable Daniel E. Shearouse
Clerk, S.C. Supreme Court
PO Box 11330
Columbia, SC 29211

Re: Darrin Holston v. State of South Carolina

Dear Mr. Shearouse:

Enclosed are an original and six copies of the Petition to File a Supplemental Appendix in the above-captioned case. A *pro se* memorandum of law was inadvertently omitted from the original appendix

Thank you for your assistance in this matter.

Sincerely,

Kathrine H. Hudgins
Appellate Defender

KHH/ssd

Enclosure

cc: Daniel Gourley, Esquire
Darrin Holston, # 288828

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Aiken County

R. Knox McMahon, Circuit Court Judge

JAN 15 2016
SC SUPREME COURT

DARRIN HOLSTON,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT

APPELLANT CASE NO. 2015-000666

PETITION TO FILE
SUPPLEMENTAL APPENDIX

Pursuant to Rule 212 of the South Carolina Appellate Court Rules, counsel requests leave to file a supplemental appendix in the case to include a *pro se* memorandum of law in support of the post conviction relief application that was inadvertently omitted from the original appendix. In support of this motion, counsel submits the following facts:

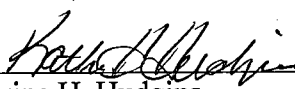
1. The petition for writ of certiorari and copies of the appendix in the above titled case were filed with this Court in the case on December 21, 2015.
2. The *pro se* memorandum of law was not provided when documents were requested to include in the appendix and appellate counsel was unaware the document existed.

The *pro se* memorandum was filed on April 15, 2013, at the same time the post conviction relief application was filed and prior to the appointment of counsel.

3. Counsel has prepared a supplemental appendix to include the document. As indicated by his consent below, Daniel Gourley, counsel for the State does not oppose this request.

WHEREFORE, counsel requests leave in which to file supplemental appendix in the case on appeal.

Respectfully submitted,

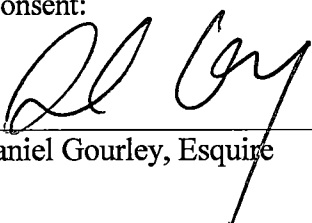


Kathrine H. Hudgins
Appellate Defender

Attorney for Petitioner

January 15, 2016

I consent:



Daniel Gourley, Esquire

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

Appeal from Aiken County

R. Knox McMahon, Circuit Court Judge

DARRIN HOLSTON,

PETITIONER,

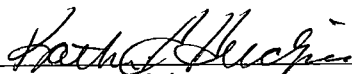
V.

STATE OF SOUTH CAROLINA,

RESPONDENT

CERTIFICATE OF SERVICE

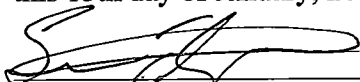
The undersigned attorney hereby certifies that a true copy of the Petition to File Supplemental Appendix in the above referenced case has been served upon Daniel Gourley, Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, and Darrin Holston, #288828, at McCormick Correctional Institution, 386 Redemption Way, McCormick, SC 29899 this 15th day of January, 2016.



Kathrine H. Hudgins
Appellate Defender

Attorney for Petitioner

SUBSCRIBED AND SWORN TO before me
this 15th day of January, 2016.



(L.S.)
Notary Public for South Carolina
My Commission Expires: October 30, 2022.