

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

RECEIVED  
JUL 05 2016  
SC Court of Appeals

Appeal from Lexington County  
Honorable Thomas A. Russo, Circuit Court Judge  
Appellate Case No. 2015-000323

THE STATE,

Respondent,

vs.

RAPHAEL LAMARR PONTOO,

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) Trial Transcript, Pages 1, 11-13, 45-101, 106-185, 187-206, 214-224, 228-291, 297-354, 363-420, 422-462, and 471-472;
- (2) Both Indictments;
- (3) Both Sentencing Sheets; and
- (4) State's Exhibits # 59 (Photo Lineup) and # 60 (Photo Lineup).

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

MARK R. FARTHING  
Assistant Attorney General

DONALD V. MYERS  
Solicitor, Eleventh Judicial Circuit

BY:

  
Mark R. Farthing

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ATTORNEYS FOR RESPONDENT

July 1, 2016

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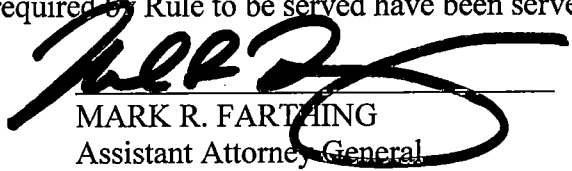
**PROOF OF SERVICE**

I, Mark R. Farthing, 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:

Donald L. McCune, Jr., Esq.  
Savage Law Firm  
15 Prioleau Street  
Charleston, SC 29401

Robert M. Dudek, Esq.  
S.C. Commission on Indigent Defense  
Division of Appellate Defense  
Post Office Box 11589  
Columbia, SC 29211

I further certify that all parties required by Rule to be served have been served.  
This 1st day of July, 2016.

  
MARK R. FARTHING  
Assistant Attorney General  
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