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SC SUPREME COURT

STATE OF SOUTH CAROLINA
In the Supreme Court

CERTIORARI TO RICHLAND COUNTY
Court of Common Pleas

The Honorable G. Thomas Cooper, Jr., Circuit Court Judge

Appellate Case No. 2015 – 002421

Willie Ritter, #337044, Petitioner,

v.

State of South Carolina, Respondent.

MOTION TO COMPEL PETITIONER TO AMEND APPENDIX

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, counsel for Respondent moves this Court to compel Petitioner to amend the Appendix in this case. In support of this motion, Respondent would present the following:

1. Petitioner filed his Petition for Writ of Certiorari and Appendix in this matter on March 29, 2016.
2. This Court has granted Respondent's request for a third extension of thirty days to file the Return to Petition for Writ of Certiorari. The Return is due on August 1, 2016.
3. In reviewing the Appendix filed by Petitioner, Respondent noticed the Appendix does not contain the State's Final Brief of Respondent from Petitioner's direct appeal. Petitioner included his final brief and the opinion issued by the South Carolina Court of Appeals. The

Appendix also does not contain the homicide by child abuse indictment.

5. Inasmuch as this document is relevant and pertinent material under Rule 243(f), SCACR, that should be included in the Appendix, counsel moves this Court to compel Petitioner to amend his previously filed Appendix to include the State's Final Brief of Respondent submitted in his direct appeal and the homicide by child abuse indictment that were previously omitted from the filed Appendix.

WHEREFORE, as the Appendix is incomplete, counsel for Respondent requests this Court to grant the motion to compel Petitioner to supplement the Appendix.


Respectfully submitted,

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July 29, 2016