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GENERAL & COMPLEX LITIGATION

BUSINESS & CORPORATE LAW

APPELLATE PRACTICE

CRIMINAL DEFENSE

PERSONAL INJURY

September 21, 2016

VIA FACSIMILE & FIRST CLASS MAIL

Ms. Jenny Abbott Kitchings

P.O. Box 11629

Columbia, SC 29211

Re: *The State v. Marquez Glenn*
Appellate Case No.: 2015-001810

RECEIVED

SEP 26 2016

SC Court of Appeals

Dear Ms. Kitchings:

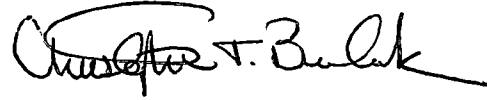
I am writing to you today concerning the preparation of the Record on Appeal (hereinafter "the Record") in the above-referenced appeal. Specifically, after Appellant's initial Designation of Matter to be Included in the Record on Appeal (hereinafter "Designation") the question of issue preservation was raised by Respondent in its Brief such that, despite Appellant's decision to not file a Reply Brief, Appellant's Brief submitted to the trial court became a necessary addition to the Record. After discussing the addition of Appellant's trial court brief to the Record, Respondent indicated that it would have designated inclusion thereof had it realized that it was not originally designated for inclusion in the Record by Appellant. Discussing further, Appellant and Respondent agreed and consented to inclusion of the trial court brief to the Record by whatever means the Court of Appeals deemed appropriate.

Given that Appellant and Respondent are in agreement as to the need to include Appellant's brief to the trial court in the Record and the fact that the Record is still in the process of production, I am accordingly writing to inquire whether the Court of Appeals would (1) rather Appellant submit an amended Designation designating the trial court brief and thereafter include the trial court brief as part of the original Record, or (2) whether the Court of Appeals would instead prefer Appellant to effect inclusion of the trial court brief in the Record through an Appendix pursuant to Rule 212(b) and (c), SCACR? Please let me know how the Court would like the parties to proceed. If you have any questions or require anything else from my office, please do not hesitate to contact me at (864) 414-9097.

Ms. Jenny Abbott Kitchings
September 21, 2016
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With kindest regards, I am

Truly yours,

A handwritten signature in black ink, appearing to read "Christopher T. Brumback". The signature is fluid and cursive, with a large initial "C" and a long horizontal stroke at the end.

Christopher T. Brumback, Esq.
Brumback & Langley, LLC

CTB/
CC: Ben Aplin (via email)



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South Carolina Court of Appeals
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