

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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SC Court of Appeals

Appeal from Georgetown County
The Honorable Kristi L. Harrington, Circuit Court Judge

Appellate Case No: 2014-002776

THE STATE,

Respondent,

vs.

LOUSHONDA MYERS,

Appellant.

MOTION TO COMPEL FILING OF COMPLETE RECORD ON APPEAL

The State hereby requests that this Court require Appellant to file a complete Record on Appeal. Appellant filed the Record on Appeal on November 10, 2016. In Appellant's Record on Appeal, she neglected to include several items included in Respondent's Designation of Matter. Specifically, Appellant failed to include the Notice of Appeal filed September 9, 2014 at 12:30 P.M.; Notice of Appeal filed September 9, 2014 at 12:33 P.M.; State's Memorandum in Support of Rule to Show Cause; Affidavit of Service of Rule to Show Cause. The only items from the State's Designation of Matter that were included in the Record on Appeal were those items that were also contained in Appellant's Designation of Matter. Furthermore, Appellant's Record on Appeal is not fully paginated, as it appears Appellant only selectively numbered the pages. Appellant, thus, has failed to file an adequate Record on Appeal. The State therefore requests

that this Court order Appellant to file a Record on Appeal that fully complies with the requirements of Rule 210 of the South Carolina Appellate Court Rules. In the event of noncompliance by Appellant, the State requests that this Court dismiss this appeal with prejudice. Furthermore, the State asks this Court hold the time period for service and filing of the Final Brief of Respondent in abeyance pending a ruling on this motion.

Respectfully submitted,

ALAN WILSON
Attorney General

V. HENRY GUNTER, JR.
Assistant Attorney General

JIMMY A. RICHARDSON
Solicitor, Fifteenth Judicial Circuit

BY: 

V. Henry Gunter, Jr.
S.C. Bar No. 102259

Office of the Attorney General
Post Office Box 11549
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(803) 734-3727

November 22, 2016

ATTORNEYS FOR RESPONDENT

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Appellant.

PROOF OF SERVICE

I, Anne Mueller, certify that I have served the Motion to Compel Filing of Complete Record on Appeal on Appellant by depositing one copy of the same in the United States mail, postage prepaid, addressed to Ms. Loushonda Myers, 27 Wateree Trail, Georgetown, South Carolina 29440.

I further certify that all parties required by Rule to be served have been served.

This 22nd day of November, 2016.



Anne A. Mueller
Legal Assistant
Office of Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727



ALAN WILSON
ATTORNEY GENERAL

November 22, 2016

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29201

Re: The State v. Loushonda Myers
Appellate Case No: 2014-002776

Dear Ms. Kitchings:

Enclosed please find an original and six (6) copies of the Motion to Compel Filing of Complete Record On Appeal, including proof of service, in the above-referenced case.

Sincerely,

V. Henry Gunter, Jr.
Assistant Attorney General
S.C. Bar No: 102259

VHG/aam
Enclosures

cc: Ms. Loushonda Myers (with enclosure)
Ms. Trisha Allen