

RECEIVED

NOV 28 2016

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Sumter County
Honorable William Jeffrey Young, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

FAVIAN A. HAYES,

APPELLANT

**DESIGNATION OF MATTER TO BE
INCLUDED IN RECORD ON APPEAL**

Appellant proposes the following be included in the Record on Appeal:

- (1) True-billed indictment(s);
- (2) June 1, 2009 Guilty Plea Hearing Tr. p. 1 - 57;
- (3) Application for Post-Conviction Relief;
- (4) State's Return to Application for Post-Conviction Relief;
- (5) Order of Dismissal;
- (6) Petition for Writ of Certiorari;
- (7) State's Return to Petition for Writ of Certiorari;
- (8) Petition for Writ of *Habeas Corpus*;
- (9) State's Return to Petition for Writ of *Habeas Corpus*;
- (10) State's Motion for Summary Judgment;
- (11) Federal District Court, District of South Carolina, Magistrate's Report and Recommendation;
- (12) Order Granting Writ of *Habeas Corpus*;
- (13) South Carolina Supreme Court Order Dated September 3, 2015;
- (14) South Carolina Court of Appeal's Order Dated September 23, 2015;
- (15) Appellant's Explanation for Basis of Appeal Pursuant to Rule 203(d)(1)(B)(iv); and
- (16) South Carolina Court of Appeal's Order Dated June 16, 2016.

I certify that this designation contains no matter which is irrelevant to this appeal.

November 28, 2016.



~~John H. Strom~~
Appellate Defender

South Carolina Commission on Indigent
Defense
Division of Appellate Defense
PO Box 11589
Columbia, SC 29211-1589
(803) 734-1330

ATTORNEY FOR APPELLANT

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Sumter County

Honorable William Jeffrey Young, Circuit Court Judge

RECEIVED

NOV 28 2016

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

FAVIAN A. HAYES,

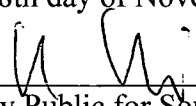
APPELLANT

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the Initial Brief of Appellant and Designation of Matter in the above referenced case has been served upon J. Benjamin Aplin, Esquire, at the Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201; and a copy of the Initial Brief of Appellant and Designation of Matter have been served on Favian A. Hayes, #293544, at Lee Correctional Institution, 990 Wisacky Hwy., Bishopville, SC 29010, this 28th day of November, 2016.


John H. Strom
Appellate Defender
ATTORNEY FOR APPELLANT

SUBSCRIBED AND SWORN TO before me
this 28th day of November, 2016.



Notary Public for South Carolina
My Commission Expires: 5/12/2025