



# The South Carolina Court of Appeals

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January 11, 2017

Johnny Burton #213281  
Perry Correctional Institute  
430 Oaklawn Road  
Pelzer SC 29669

Re: Johnny Burton v. SCDPPPS  
Appellate Case No. 2016-002131

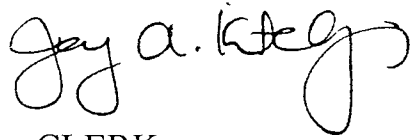
Dear Mr. Burton:

Please disregard the letter of the Court dated January 10, 2017. We consider your respondent's initial brief and designation of matter to be served and filed.

On December 8, 2016, the Court issued a deficiency letter regarding your respondent's initial brief. We have received your "Respondent's Record on Appeal," on December 28, 2016, which this Court has construed as an attempt to cure the deficiency letter of December 8, 2016. Pursuant to Rule 210, SCACR, the appellant is responsible for filing the Record on Appeal with the Court. Accordingly, we are returning your documents to you.

However, we will consider the documents contained within your proposed record on appeal in lieu of a designation of matter. The appellant shall include the documents listed in your index in its record on appeal. For the parties' convenience, a copy of your index is enclosed herein.

Very truly yours,

A handwritten signature in cursive script that reads "Jay A. Kiteley". The signature is fluid and somewhat stylized, with the first and last names being more prominent than the middle initial.

CLERK

cc: Tommy Evans, Jr., Esquire