

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

Certiorari to Marlboro County
Court of Common Pleas
The Honorable Thomas A. Russo, Circuit Court Judge

Appellate Case No. 2015 – 000460
Lower Court Case No. 2013-CP-34-0089

ALFONSO STATON, SCDC# 241380,..... Petitioner,

v.

STATE OF SOUTH CAROLINA,.....Respondent.

MOTION TO SERVE AND FILE A SUPPLEMENTAL APPENDIX

Respondent herein seeks to supplement the Appendix, pursuant to Rule 243(f), SCACR, on the following grounds.

I.

While attempting to prepare the Return to Petition to Writ of Certiorari, Respondent discovered that Petitioner’s Motion Pursuant to Rule 29, Petitioner’s Motion to Reconsider the Court’s Order on the Rule 29 Motion, and the Conditional Order of Dismissal were not included in the Appendix. The undersigned counsel submits that these documents are necessary and useful to this Court’s full and complete understanding of the issues involved in this appeal.

II.

Respondent has prepared the Supplemental Record on Appeal to include these documents.

WHEREFORE, having made Motion to Supplement the Appendix, Respondent would respectfully request this Court to grant the Motion to include the two motions and the conditional order of dismissal and for such other and further relief as this Court may deem just and proper.

Respectfully submitted,

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ATTORNEYS FOR RESPONDENT

January 13, 2017

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STATE OF SOUTH CAROLINA,


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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of **Motion to Serve and File a Supplemental Appendix and Supplemental Appendix** has been served upon opposing counsel by mailing two (2) copies of the motion and one (1) copy of the supplemental appendix in the United States mail, postage prepaid:

Tristan M. Shaffer, Esquire
Shaffer Law Firm
225 Columbia Avenue
Chapin, SC 29036

This 13th day of January, 2017


MALLORY MORRIS
Legal Assistant for Respondent