

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Sumter County
Howard P. King, Circuit Court Judge

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APR 12 2017

SC Court of Appeals

THE STATE,

Respondent,

vs.

FAVIAN HAYES,

Appellant.

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

Respondent does not propose any additional matter beyond that designated by Appellant for inclusion in the Record on Appeal:

The undersigned hereby certifies this Designation contains no matter which is irrelevant to this appeal.

[SIGNATURE BLOCK APPEARS ON THE FOLLOWING PAGE]

Respectfully submitted,

ALAN WILSON
Attorney General

DAVID SPENCER
Senior Assistant Attorney General

ERNEST A. FINNEY, III
Solicitor, Third Judicial Circuit

By:



DAVID SPENCER

Office of Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727

ATTORNEYS FOR RESPONDENT

April 12, 2017

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal From Sumter County
The Honorable Howard P. King, Circuit Court Judge

Appellate Case No: 2009-129706

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SC Court of Appeals

THE STATE,

Respondent,

v.

FAVIAN ALPHONZO HAYES,

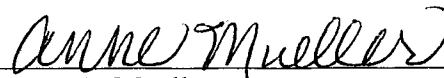
Appellant.

PROOF OF SERVICE

I, Anne Mueller, certify that I have served the Initial Brief of Respondent and Designation of Matter on Appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to his attorney of record John H. Strom, Esquire, S.C. Commission on Indigent Defense, Division of Appellate Defense, Post Office Box 11589, Columbia, South Carolina 29211-1589.

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

This 12th day of April, 2017.



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



ALAN WILSON
ATTORNEY GENERAL

April 12, 2017

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SC Court of Appeals

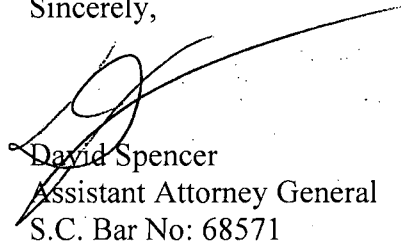
The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29201

Re: The State v. Favian Alphonzo Hayes
Appellate Case No: 2009-129706

Dear Ms. Kitchings:

Enclosed please find an original and one (1) copy of the Initial Brief of Respondent and Designation of Matter, including proof of service, in the above-referenced case.

Sincerely,



David Spencer
Assistant Attorney General
S.C. Bar No: 68571

DS/aam
Enclosures

cc: John H. Strom (with two copies)
Ms. Trisha Allen