

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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Certiorari to Spartanburg County
Court of Common Pleas
The Honorable R. Keith Kelly, Circuit Court Judge

S.C. SUPREME COURT

Appellate Case No. 2016-001415

RASHAWN MURPHY,

Petitioner,

v.

STATE OF SOUTH CAROLINA,

Respondent.

MOTION TO SUPPLEMENT APPENDIX

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, counsel for Respondent moves for this Court to supplement the Appendix. In support of this motion, Respondent would present the following:

1. The Petition for Writ of Certiorari and Appendix in this case were filed on December 28, 2016. The Appendix, however, does not contain the March 23, 2016 Motion to Amend Post Conviction Relief. This Motion was before the Court on the day of the evidentiary hearing. Without this Motion, the appellate record is incomplete and, as such, it must be included in the Appendix.

2. Inasmuch as the March 23, 2016 Motion to Amend Post Conviction Relief is relevant and pertinent material under Rule 243(f), SCACR that should be included in the

Appendix, counsel moves this Court to include the same in a Supplemental Appendix.

WHEREFORE, as the Appendix is incomplete, counsel for Respondent requests this Court: (1) grant the motion to to supplement the Appendix and (2) accept the Supplemental Appendix as filed with this motion.

Respectfully submitted,

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Attorney General

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BY:


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ATTORNEYS FOR RESPONDENT

April 14, 2017

STATE OF SOUTH CAROLINA
In The Supreme Court

Appeal from Spartanburg
The Honorable R. Keith Kelly, Circuit Court Judge

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STATE OF SOUTH CAROLINA,


RESPONDENT.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of Motion to Supplement the Appendix and Supplemental Appendix has been served upon opposing counsel by mailing two (2) copies of the Return in the United States mail, postage prepaid:

Wanda H. Carter, Esquire
SC Commission of Indigent Defense
Appellate Defense
Post Office Box 11589
Columbia, SC 29211

This 14th day of April, 2017



ASHLEY HAWORTH
PARALEGAL