

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Laurens County

The Honorable Donald B. Hocker, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

DARRELL ERVIN RAINES,

APPELLANT

Appellate Case No. 2016-000142

**MOTION TO ALLOW FILING OF
SUPPLEMENTAL RECORD ON APPEAL**

The Respondent, above-named, through its undersigned counsel, would respectfully show unto this Court the following:

I.

On April 14, 2017, the State filed and served its Initial Brief of Respondent and Designation of Matter. In the Initial Brief of Respondent, counsel made reference to Trial Transcript pages 394 and 634. In its Designation of Matter, the State inadvertently failed to designate Trial Transcript pages 394 and 634. Below-signed counsel realized this when preparing the Final Brief of Respondent for the June 5, 2017, filing.

On June 2, 2017, John Strom, Esquire, counsel for the Appellant advised below-signed counsel of his consent to allow the record to be supplemented to include this material.

II.

1

RECEIVED

JUN 05 2017

SC Court of Appeals

Because cited portions of the trial transcript within the Initial Brief of Respondent was inadvertently omitted from the Respondent's original Designation of Matter and Record on Appeal, the State believes it is necessary to file a Supplemental Record on Appeal containing the inadvertently omitted matter. See Rule 210(c), SCACR ("The Record on Appeal shall include all matter designated to be included by any party under Rule 209[.]"). Counsel for Appellant has indicated to the undersigned counsel for the State that he has no objection to the request. For the foregoing reasons, the State asks this Court to permit and accept the filing of a Supplemental Record on Appeal containing the designated matter inadvertently omitted from the Record on Appeal.

Wherefore, Respondent prays that this Court will allow the State to file a Supplemental Record on Appeal; accept the filing of the State's Supplemental Record on Appeal; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,



Susannah R. Cole
Assistant Attorney General

June 5, 2017

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Laurens County

The Honorable Donald B. Hocker, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

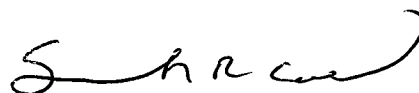
DARRELL ERVIN RAINES ,

APPELLANT

Appellate Case No. 2016-000142

CERTIFICATE OF SERVICE

I, Susannah Cole, hereby certify that I have served the Motion to File Supplemental Record on Appeal and the Supplemental Record on Appeal in the foregoing action by depositing copy of same by interagency mail to John Strom, Esquire, SCCID/Division of Appellate Defense, P.O. Box 11589, Columbia, South Carolina 29211, this 5th day of June, 2017.



Susannah R. Cole
Assistant Attorney General

RECEIVED

JUN 05 2017

SC Court of Appeals



RECEIVED

JUN 05 2017

SC Court of Appeals

ALAN WILSON
ATTORNEY GENERAL

June 5, 2017

Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
P. O. Box 11629
Columbia, SC 29211

Re: The State v. Darrell Erwin Raines, Jr.
Appellate Case No. 2016-000142

Dear Ms. Kitchings:

Enclosed please find the original and nine (9) copies of the **Final Brief of Respondent** in the above-referenced case for filing. Also, enclosed please find Respondent's **Motion to File Supplemental Record on Appeal** to include documents missing from the Record on Appeal along with the original and one (1) copy of the **Supplemental Record on Appeal** in this matter. By copy of this letter, I am serving Appellant with same.

Sincerely,

Susannah R. Cole
Assistant Attorney General

SRC/
Enclosures

cc: John H. Strom, Appellate Defender
David M. Stumbo, Solicitor
Trisha Allen, Victim Assistance