

# The Supreme Court of South Carolina

James Tinsley, Petitioner,

v.

State of South Carolina, Respondent.

Appellate Case No. 2016-001435

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## ORDER

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Respondent moves to supplement the Appendix in this matter with the Record on Appeal, Petitioner's Motion for Summary Judgment and Appendix, and the exhibits introduced by respondent at the post-conviction relief (PCR) hearing. Respondent also asks the Court to hold the time limits for filing a return to the petition for a writ of certiorari in abeyance pending service and filing of the Supplemental Appendix. Petitioner has not filed a return to the motion.

Because these documents were considered by the PCR judge, they must be included in the Appendix. *See* Rule 243(f)(1), SCACR (the Appendix shall contain the entire lower court record). Accordingly, respondent's motion to supplement the Appendix is granted. Petitioner shall serve and file a Supplemental Appendix including the Record on Appeal, Petitioner's Motion for Summary Judgment and Appendix, and respondent's exhibits from the PCR hearing within fifteen (15) days of the date of this order. The service and filing of the Supplemental Appendix shall comply with the requirements of Rule 243(d), SCACR. Respondent shall have thirty (30) days thereafter to serve and file its return to the petition for a writ of certiorari.



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FOR THE COURT

C.J.

Columbia, South Carolina

June 13, 2017

cc:

Taylor Davis Gilliam, Esquire

Lindsey Ann McCallister, Esquire