

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

Appeal from Berkeley County  
Honorable Deadra L. Jefferson, Circuit Court Judge  
Appellate Case No. 2016-001519

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OCT 03 2017

SC Court of Appeals

THE STATE,

Respondent,

vs.

LEE DELL BRADLEY,

Appellant.

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**MOTION TO GRANT RESPONDENT PERMISSION TO FILE A SUPPLEMENTAL  
RECORD ON APPEAL AND TO HOLD TIME LIMITS FOR FILING FINAL BRIEF OF  
RESPONDENT IN ABEYANCE UNTIL THE SUPPLEMENTAL RECORD ON APPEAL  
IS FILED**

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The undersigned counsel respectfully moves, on behalf of the State of South Carolina, to for permission to file a Supplemental Record on Appeal, to include four pages of the trial transcript that were inadvertently omitted from Respondent's Designation of Matter as the result of mistake and accident, and to hold the time limits for filing the Final Brief of Respondent in abeyance until one week after the Supplemental Record on Appeal is filed. Counsel has contacted and obtained the consent of Appellant's counsel, to this motion. In support of this motion, counsel would respectfully show the Court the following:

1. Respondent's Final Brief is currently due to be served and filed today, October 3, 2017.

2. Once undersigned counsel began preparing the Final Brief of Respondent, it was discovered that pages 31, 32, 72 and 73 from the Transcript of Record from the July 11 – 15, 2016 trial were not included in the Record on Appeal;

3. Neither Appellant's nor Respondent's Designation of Matter, filed pursuant to Rule 209(a)-(b), SCACR, includes these pages;

4. The undersigned counsel for Respondent omitted these pages inadvertently from the Respondent's Designation of Matter, as the result of mistake and accident

5. The undersigned counsel for Respondent reasonably believes that pages 31, 32, 72 and 73 are relevant to the issues before this Court;

6. Accordingly, Respondent requests the opportunity to file a Supplemental Record on Appeal to include pages 31, 32, 72 and 73 from the Transcript of Record from the July 11 – 15, 2016 trial; and

7. Respondent would further ask the Court to hold the time limits for filing the Final Brief of Respondent in abeyance until one week after the Supplemental Record on Appeal is filed.

WHEREFORE, Respondent hereby respectfully requests that this Court grant Respondent permission to file a Supplemental Record on Appeal that includes pages 31, 32, 72 and 73 from the Transcript of Record and to hold the time limits for filing the Final Brief of Respondent in abeyance until one week after the Supplemental Record on Appeal is filed.

Respectfully Submitted,

ALAN WILSON  
Attorney General

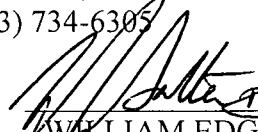
DONALD J. ZELENKA  
Deputy Attorney General

MELODY J. BROWN  
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WILLIAM EDGAR SALTER, III  
Senior Assistant Attorney General

Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-6305

By:



WILLIAM EDGAR SALTER, III

ATTORNEYS FOR RESPONDENT

October 3, 2017.

STATE OF SOUTH CAROLINA  
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THE STATE,

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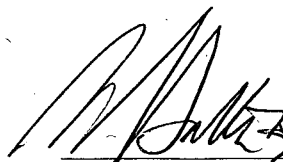
Appellant.

PROOF OF SERVICE

I, William Edgar Salter, III, of counsel for the Respondent, certify that I have served two (2) copies of the within motion to hold the time limits for filing the Final Brief of Respondent in abeyance via U.S. mail to Appellant's counsel of record, David Alexander, Esq., SCCID/Division of Appellate Defense, 1330 Lady Street, Suite #401, Columbia, South Carolina 29201-3332.

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

This 3<sup>rd</sup> day of October, 2017.



WILLIAM EDGAR SALTER, III  
Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-6305



ALAN WILSON  
ATTORNEY GENERAL

October 3, 2017

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SC Court of Appeals

The Honorable Jenny A. Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

Re: *The State v. Lee Dell Bradley*  
Appeal from Berkeley County  
Appellate Case No. 2016-001519

Dear Ms. Kitchings:

Enclosed for filing in your office is an original and six (6) copies of Respondent's Motion to Grant Respondent Permission to File a Supplemental Record on Appeal and to Hold Time Limits for Filing Final Brief of Respondent in Abeyance until the Supplemental Record on Appeal is Filed, and Proof of Service in the above-captioned matter.

Thank you for your assistance in this matter.

Sincerely,

William Edgar Salter, III  
Senior Assistant Attorney General

WES/dmd  
Enclosures

cc: David Alexander, Esq. (w/two copies of encls.)