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OCT 20 2017

SC Court of Appeals

STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM PICKENS COUNTY  
Court of General Sessions  
Honorable Robin B. Stilwell, Circuit Court Judge

Appellate Case No. 2016-001905

THE STATE, .....RESPONDENT,

v.

CHARLES BRANDON RAMPEY, .....APPELLANT.

**MOTION TO STRIKE AND REQUIRE FILING OF  
AMENDED INITIAL BRIEF OF APPELLANT**

Respondent (“the State”), through its undersigned counsel, would respectfully show unto the Court as follows:

**I.**

Appellant served and filed an Initial Brief of Appellant and Designation of Matter on July 19, 2017. On page 22 of his brief, Appellant references the first name of the child abuse victim.

**II.**

By way of order, Re: Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings, 407 S.C. 607, 757 S.E.2d 421 (2014), the Supreme Court of South Carolina established redaction polices for documents filed with itself and the Court of Appeals. Due to the electronic availability of documents filed with those courts, the order requires certain information be redacted as a whole or in part from filed documents. Notably, minors who are victims of a sexual assault, abuse, or neglect must have their names

completely redacted from the transcript. In all other cases, such as when minors testify as witnesses at trial, only the minor's first name and first initial of his last name or the first initial of both names should be used for identification. Id. at 608, 757 S.E.2d at 421.

### **III.**

Based on the foregoing, the State respectfully asks this Court to strike Appellant's initial brief, require Appellant file an amended initial brief redacting any references to the minor victim or minor witness, and remove any electronic copies of the brief from the South Carolina Appellate Case Management System. Further, the State requests this Court require all future filings, including final briefs and the Record on Appeal, be redacted in compliance with the administrative order. Furthermore, the State requests this Court to hold the time period for the filing and service of the Record on Appeal in abeyance until this motion has been ruled upon.

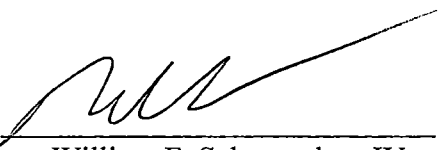
**WHEREFORE**, the State prays that this Court will strike Appellant's initial brief; require the service and filing of an Amended Initial Brief of Respondent omitting any unredacted reference to the minors involved in the case; require Appellant to file a redacted Record on Appeal; remove electronic copies of Appellant's initial brief from South Carolina Appellate Case Management System; and hold the time period for service and filing of the Record on Appeal in abeyance pending a ruling on this motion; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON  
Attorney General

WILLIAM F. SCHUMACHER, IV  
Assistant Attorney General

By: \_\_\_\_\_

  
William F. Schumacher, IV  
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v.


CHARLES BRANDON RAMPEY, .....APPELLANT.

**PROOF OF SERVICE**

I, Angela Bennett, certify that I have served the within Motion to Strike and Require Filing of Amended Initial Brief of Appellant on Appellant by sending two copies of the same to:

William G. Yarborough, III  
522 N. Church Street  
Greenville, South Carolina 29601

I further certify that all parties required by Rule to be served have been served this 20th day of October, 2017.

  
\_\_\_\_\_  
Angela Bennett  
Administrative Coordinator  
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Post Office Box 11549  
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SC Court of Appeals

ALAN WILSON  
ATTORNEY GENERAL

October 20, 2017

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

RE: State v. Charles Brandon Rampey – Appellate Case No. 2016-001905

Dear Ms. Kitchings:

Enclosed please find the original and six copies of the Motion to Strike and Require Filing of Amended Initial Brief of Appellant, along with proof of service, for filing in the above-referenced appeal.

Sincerely,

William F. Schumacher  
Assistant Attorney General  
Bar Number 100231

WFS/  
Enclosures

cc: William G. Yarborough, III  
(two copies)  
Victim Advocacy Division