

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

 ORIGINAL

\_\_\_\_\_  
Appeal from Pickens County

Honorable Thomas A. Russo, Circuit Court Judge  
\_\_\_\_\_

RECEIVED  
JAN 08 2018  
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

DOUGLAS KELLY PHILLIPS,

APPELLANT

APPELLATE CASE NO. 2016-001875  
\_\_\_\_\_

PETITION TO FILE SUPPLEMENTAL RECORD  
\_\_\_\_\_

Pursuant to Rule 212 of the South Carolina Appellate Court Rules, the undersigned counsel requests leave to file supplemental records in the above titled appeal. In support of the motion, counsel submits the following.

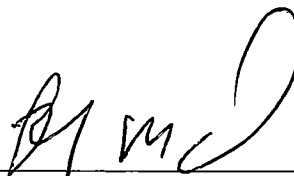
1. The initial brief of appellant and designation of matter in the above-captioned case was filed with this Court on July 5, 2017 by Appellate Defender John Strom. The initial brief of respondent and designation of matter was filed with this Court on November 16, 2017. The initial record on appeal was filed with this Court on December 18, 2017.

2. While preparing the final briefs, present Counsel discovered that pages 241 and 242 from the trial transcript dated July 25-26, 2016, were referenced in the initial brief of appellant, but were inadvertently left out of the designation of matter.

3. Appellant is filing a supplemental record on appeal to include pages 241 and 242 from the trial transcript dated July 25-26, 2016, with the final briefs today, January 8, 2018.

4. As indicated below, opposing counsel consents to this petition request.

WHEREFORE, counsel for appellant requests leave to file supplemental records in the above-captioned appeal.



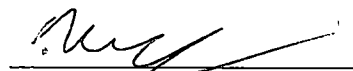
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Robert M. Dudek  
Chief Appellate Defender  
SC Commission on Indigent Defense  
1330 Lady Street, Suite 401  
Columbia, South Carolina 29201  
(803) 734-1343

ATTORNEY FOR APPELLANT

January 8, 2018

I consent:



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William F. Schumacher, IV, Esquire

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Honorable Thomas A. Russo, Circuit Court Judge  
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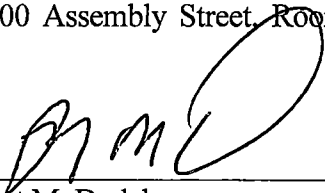
DOUGLAS KELLY PHILLIPS,

APPELLANT

APPELLATE CASE NO. 2016-001875  
\_\_\_\_\_

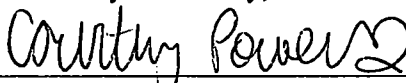
CERTIFICATE OF SERVICE  
\_\_\_\_\_

The undersigned attorney hereby certifies that a true copy of the Petition to File Supplemental Record in the above referenced case has been served upon William F. Schumacher, IV, Esquire, at the Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201 this 8th day of January, 2018.

  
\_\_\_\_\_  
Robert M. Dudek  
Chief Appellate Defender

ATTORNEY FOR APPELLANT

SUBSCRIBED AND SWORN TO before me  
this 8th day of January, 2018.

 (L.S.)  
\_\_\_\_\_  
Notary Public for South Carolina  
My Commission Expires: May 2, 2027.



# SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

Division of Appellate Defense  
1330 Lady Street, Suite 401  
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Robert M. Dudek, Chief Appellate Defender  
Wanda H. Carter, Deputy Chief Appellate Defender

January 8, 2018

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

RE: The State v. Douglas Kelly Phillips  
Appellate Case No. 2016-001875

Dear Ms. Kitchings:

Enclosed are an original and six copies of the Petition to File Supplemental Record on Appeal in the above-captioned case. Thank you for your assistance in this matter.

Sincerely,

Robert M. Dudek  
Chief Appellate Defender

RMD/cnp

Enclosure

cc: William F. Schumacher, IV, Esquire

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