



ALAN WILSON  
ATTORNEY GENERAL

February 7, 2018

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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: Brian MacDermant v. The State  
Appellate Case No: 2017-001046

Dear Ms. Kitchings:

I received Appellant's Motion to Amend Designation of Matter and request for extension to serve and file an Amended Record on Appeal in the above-referenced case. Respondent has no objection to Appellant's request for extension to file an Amended Record on Appeal that complies with Rule 210, SCACR. However, Respondent objects to the Motion to Amend Designation of Matter as the initial briefs, which were written in reliance on Appellant's Designation of Matter, have already been completed and filed with the Court. Allowing amendment at this stage of the appeal simply provides Appellant an unfair opportunity to attempt to strengthen his position after reviewing the arguments raised by Respondent. Respondent therefore, opposes the motion to amend.

Sincerely,

J. Benjamin Aplin  
Senior Assistant Deputy Attorney General  
S.C. Bar No: 8729

JBA/ab

cc: Brian MacDermant  
Victim Advocacy Division



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