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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

APPEAL FROM COLLETON COUNTY
Court of General Sessions

FEB 08 2018

SC Court of Appeals

The Honorable Larry B. Hyman, Jr., Circuit Court Judge

Appellate Case No.: 2015-002073

THE STATE,

Appellant,

v.

ROXANNE HUGHES,

Respondent.

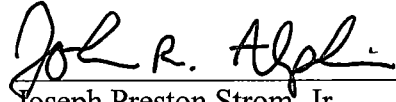
PETITION FOR REHEARING

The undersigned hereby moves for rehearing of this Court's Order filed January 24, 2018. The grounds for the request are as follows:

1. Respondent seeks Rehearing because the factual allegations in the Indictments in this matter were not facially sufficient to give rise to a S.C. Code Ann. §12-54-44(B)(1) violation based on rules of statutory construction;
2. Respondent seeks Rehearing because the conduct alleged in the Indictments set forth misdemeanor conduct specifically set forth in subsections S.C. Code Ann. §12-54-44(B)(3) and (5);
3. The conduct alleged in the Indictments is facially insufficient for an Indictment because it does not set forth conduct that is separate and

distinct from the misdemeanor conduct found in S.C. Code Ann. §12-54-44(B)(3) and (5) ; and

4. This issue was fully briefed by the Parties but not ruled upon by the Court.



Joseph Preston Strom, Jr.

John R. Alphin

Alexandra M. Benevento

Bakari T. Sellers

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ATTORNEYS FOR RESPONDENT

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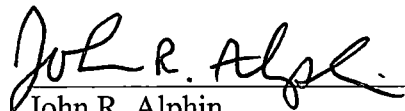
ROXANNE HUGHES,

Respondent.

CERTIFICATE OF SERVICE

I, John R. Alphin, attorney for Respondent, Roxanne Hughes, do hereby certify that I have served a copy of the foregoing Petition for Rehearing, in connection with the above referenced case by mailing a copy of the same by United States Mail, postage prepaid, to the following address:

Mark R. Farthing
Post Office Box 11549
Columbia, SC 29211



John R. Alphin
STROM LAW FIRM, LLC
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Attorney for Respondent