

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

FEB 20 2018

SC Court of Appeals

Appeal from Richland County
Honorable R. Knox McMahon, Circuit Court Judge
Appellate Case Tracking No. 2016-001975

The State,

Respondent,

vs.

Michael Scott Simmons,

Appellant.

**DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

In addition to the matter designated by Appellant, Respondent proposes the following to be included in the Record on Appeal:


- (1) True-billed Indictments;**
- (2) Sept 6-9 Trial Transcript pages 1-9; 50-117; 119-121; 128-207; 211-312; 317-419; 425-473; 476-479; 483-529; and 537;**
- (3) State's Exhibits 1; 4; 17; 18; 20; 22; and 23;**
- (4) Court's Exhibits 2 and 4;**
- (5) State's Response to Defendant's Motion in Limine to Find S.C. Code Ann. § 16-15-405 Unconstitutional;**
- (6) State's Response to Defendant's Motion in Limine to Suppress Evidence Based the Staleness of the Search Warrant; and**
- (7) State's Response to Defendant's Motion in Limine to Prevent the State to Reference other Digital Electronic Files Found on Computers that were not Indicted.**

To facilitate the preparation of the Final Brief, Respondent requests that counsel for Appellant retain the page numbers of the trial transcript in the Record on Appeal, in addition to the new page numbers.

The undersigned hereby certifies this Designation contains no matter which is irrelevant to this appeal.

ALAN WILSON
Attorney General

WILLIAM M. BLITCH, JR.
Assistant Attorney General

BY: 
William M. Blich, Jr.

Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727

ATTORNEYS FOR RESPONDENT

February 20, 2018

RECEIVED

STATE OF SOUTH CAROLINA

FEB 20 2018

IN THE COURT OF APPEALS

SC Court of Appeals

Appeal from Richland County
Honorable R. Knox McMahon, Circuit Court Judge
Appellate Case Tracking No. 2016-001975

The State,

Respondent,

vs.

Michael Scott Simmons,


Appellant.

PROOF OF SERVICE

I, Anne A. Mueller, certify that I have served the within Initial Brief of Respondent and Designation of Matter on Appellant by depositing copies of the same in the United States mail, postage prepaid, addressed to:

Susan B. Hackett, Esquire
S.C. Commission on Indigent Defense
Division of Appellate Defense
Post Office Box 11589
Columbia, SC 29211

I further certify that all parties required by Rule to be served have been served.
This 20th day of February, 2018.


ANNE A. MUELLER
Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727



RECEIVED

FEB 20 2018

SC Court of Appeals

ALAN WILSON
ATTORNEY GENERAL

February 20, 2018

Susan B. Hackett, Esquire
S.C. Commission on Indigent Defense
Division of Appellate Defense
Post Office Box 11589
Columbia, SC 29211

RE: State v. Michael Scott Simmons
Appellate Case Tracking No. 2016-001975

Dear Ms. Hackett:

I am enclosing copies of the Initial Brief of Respondent and Designation of Matter in the above-referenced case. If you have any questions, please do not hesitate to contact me.

Sincerely,

William M. Blitch, Jr.
Assistant Attorney General
S.C. Bar No. 15608

Enclosures

~~cc: Honorable Jenny A. Kitchings (original and one enclosed)~~
Victim Services