

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Colleton County  
Honorable Larry B. Hyman, Jr., Circuit Court Judge  
Appellate Case No. 2017-001846

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THE STATE,

vs.

JAVON D. GIBBS,

Appellant,

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MAY 09 2018

SC Court of Appeals

Respondent.

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

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Pursuant to Rule 209, SCACR, Appellant proposes the following to be included in the Record on Appeal:

- (1) Entire August 30, 2017 Pre-Trial Hearing Transcript;
- (2) Murder and Kidnapping Indictments
- (3) Defendant's Motion to Suppress Phone Records, dated August 21, 2017;
- (4) Search warrant;
- (5) Order Granting Defendant's Motion to Suppress Phone Record, dated September 5, 2017; and
- (6) Notice of Appeal.

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

ALAN WILSON  
Attorney General

J. CLAYTON MITCHELL  
Assistant Attorney General

BY:   
\_\_\_\_\_  
J. Clayton Mitchell

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

ATTORNEYS FOR APPELLANT

May 9, 2018

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

Appeal from Horry County  
Honorable Larry B. Hyman, Jr., Circuit Court Judge  
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THE STATE,

Appellant,

vs.

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CERTIFICATE OF SERVICE

I, Clay Mitchell, counsel for the Appellant, certify that I have served the within Initial Brief of Appellant and Designation of Matter on Respondent by depositing two (2) copies of the same in the United States mail, addressed to his attorney of record: Robert M. Dudek, Esq., SCCID/Division of Appellate Defense, 1330 Lady Street, Suite #401, Columbia, South Carolina 29201.

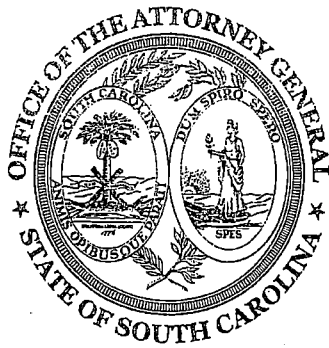
I further certify that all parties required by Rule to be served have been served.

This 9<sup>th</sup> day of May, 2018.

  
CLAY MITCHELL

Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-6305

ATTORNEY FOR APPELLANT



ALAN WILSON  
ATTORNEY GENERAL

May 9, 2018

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

Re: *The State vs. Javon D. Gibbs*  
Appeal from Horry County  
Appellate Case No. 2017-001846

Dear Ms. Kitchings:

Enclosed for filing please find the original Initial Brief of Appellant and Designation of Matter, together with Certificate of Service in the above-referenced case. If you should have any questions, please feel free to contact me.

Sincerely,

Clay Mitchell  
Assistant Attorney General

CM/dmd  
Enclosures

cc: Robert M. Dudek, Esq. (w/two copies of encls.)  
Trisha Allen, Victim Advocacy Division (w/copy of encls.)

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