

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Williamsburg County
Honorable Michael G. Nettles, Circuit Court Judge

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SEP 10 2018
SC Court of Appeals

THE STATE,

APPELLANT,

V.

RONALD HAKEEM MACK,

RESPONDENT

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

Appellant proposes the following be included in the Record on Appeal:

- (1) Transcript of Guilty Plea held Aug. 24, 2010;
- (2) Indictments;
- (3) Sentencing Sheets;
- (4) Defendant's Motion for Resentencing, filed April 20, 2015;
- (5) Defendant's Memo. in Support of Motion for Resentencing, filed April 20, 2015;
- (6) State's Response to Motion for Resentencing, filed May 4, 2015;
- (7) Defendant's Reply to State's Response, filed May 18, 2015;
- (8) Aiken v. Byars Order Lifting Stay, filed July 23, 2015;
- (9) S.C. Supreme Court Administrative Order, filed Mar. 16, 2016;
- (10) Motion for Appointment of Counsel, filed Aug. 23, 2016;
- (11) Order Appointing Counsel, filed Aug. 26, 2016;
- (12) Supreme Court Order appointing Hon. Michael G. Nettles, filed Aug. 11, 2016;
- (13) State's Supplemental Response to Motion for Resentencing, filed Sept. 22, 2016;
- (14) State's Motion to Dismiss, filed October 5, 2016;
- (15) Defendant's Opposition to Motion to Dismiss, filed Nov. 7, 2016;
- (16) Notice of Defense Expert, filed Jan. 20, 2017;

- (17) Transcript of Hearing on State's Motion to Dismiss held Feb. 17, 2017;
- (18) Defendant's Exhibits 1-12 admitted at Feb. 17, 2017 hearing:
 - a. Defendant's Ex. 1 (CV of Vera Dolan)
 - b. Defendant's Ex. 2 (U.S. General Male Population Life Tables – all races)
 - c. Defendant's Ex. 3 (U.S. General Male Population Life Tables – blacks only)
 - d. Defendant's Ex. 4 (U.S. General Male Population Life Tables – whites only)
 - e. Defendant's Ex. 5 (2005 Act. No. 209 section 1, April 26, 2004)
 - f. Defendant's Ex. 6 (S.C. Code Ann. section 19-1-150)
 - g. Defendant's Ex. 7 (Mortality Ratio Analysis Tables – all races)
 - h. Defendant's Ex. 8 (Mortality Ratio Analysis Tables – blacks only)
 - i. Defendant's Ex. 9 (Mortality Ratio Analysis Tables – whites only)
 - j. Defendant's Ex. 10 (S.C. Male Inmate Life Tables – all races)
 - k. Defendant's Ex. 11 (S.C. Male Inmate Life Tables – blacks only)
 - l. Defendant's Ex. 12 (S.C. Male Inmate Life Tables – whites only); and
- (19) Defendant's Mar. 14, 2017 letter to court and accompanying ACLU of Michigan Life Expectancy Report;
- (20) State's Mar. 17, 2017 letter to court and accompanying proposed order;
- (21) Defendant's May 16, 2017 letter to court and accompanying Supplemental Affidavit of Defendant's Expert, Vera Dolan, with exhibits;
- (22) Order Denying State's Motion to Dismiss, filed June 16, 2017;
- (23) State's Motion to Reconsider, dated June 23, 2017;
- (24) Defendant's Response to Motion to Reconsider, dated June 27, 2017;
- (25) State's Memorandum in Support of Reconsideration and Hearing Waiver, dated Nov. 14, 2017;
- (26) Order Denying State's Motion to Reconsider, dated Nov. 15, 2017; and
- (27) Order Denying State's Motion to Reconsider, filed Nov. 27, 2017.

I certify that this designation contains no matter which is irrelevant to this appeal.



Laura R. Baer

Appellate Defender

South Carolina Commission on Indigent Defense
Division of Appellate Defense
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September 10, 2018

ATTORNEY FOR RESPONDENT

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the Initial Brief of Respondent and Designation of Matter in the above referenced case has been served upon Sherrie Butterbaugh, Esquire, at the Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201; and upon Ronald Hakeem Mack, at Lieber Correctional Institution, P.O. Box 205, Ridgeville, SC 29472, this 10th day of September, 2018.



Laura R. Baer
Appellate Defender
ATTORNEY FOR RESPONDENT

SUBSCRIBED AND SWORN TO before me
this 10th day of September, 2018.

 (L.S)
Notary Public for South Carolina

My Commission Expires: July 26, 2028