

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Saluda County

Honorable Eugene C. Griffith, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

ANTONIO KENYARDO POSEY,

APPELLANT

APPELLATE CASE NO. 2017-000500

PETITION TO FILE SUPPLEMENTAL RECORD

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, the undersigned counsel requests leave to file supplemental records in the above captioned appeal. In support of the motion, counsel submits the following.

1. The initial brief of appellant and designation of matter in the above-captioned case was filed with this Court on April 13, 2018. The initial brief of respondent and designation of matter was filed with this Court on August 14, 2018. The initial record on appeal was filed with this Court on September 17, 2018.

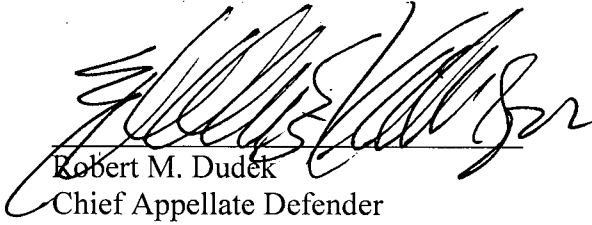
2. While preparing the final briefs, Counsel discovered that pages 358 and 359 from the trial transcript dated February 13-16, 2017, were referenced in the initial brief of appellant, but were inadvertently left out of the designation of matter.

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3. Appellant is filing a supplemental record on appeal to include pages 358 and 359 from the trial transcript dated February 13-16, 2017, with the final briefs today, October 8, 2018.

4. As indicated below, opposing counsel consents to this petition request.

WHEREFORE, counsel for appellant requests leave to file supplemental records in the above-captioned appeal.




Robert M. Dudek
Chief Appellate Defender
SC Commission on Indigent Defense
1330 Lady Street, Suite 401
Columbia, South Carolina 29201
(803) 734-1343

ATTORNEY FOR APPELLANT

October 8, 2018

I consent:


for William M. Blich, Jr., Esquire

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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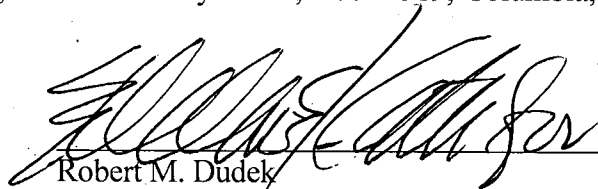
ANTONIO KENYARDO POSEY,

APPELLANT

APPELLATE CASE NO. 2017-000500

CERTIFICATE OF SERVICE

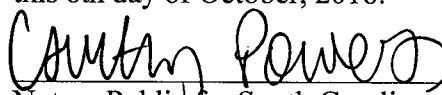
The undersigned attorney hereby certifies that a true copy of the Petition to File Supplemental Record in the above referenced case has been served upon William M. Blicht, Jr., Esquire, at the Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201 this 8th day of October, 2018.



Robert M. Dudek
Chief Appellate Defender

ATTORNEY FOR APPELLANT

SUBSCRIBED AND SWORN TO before me
this 8th day of October, 2018.

 (L.S.)

Notary Public for South Carolina

My Commission Expires: May 2, 2027.



SCCID

SOUTH CAROLINA COMMISSION ON INDIGENT DEFENSE

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Robert M. Dudek, Chief Appellate Defender
Wanda H. Carter, Deputy Chief Appellate Defender

October 8, 2018

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

RE: The State v. Antonio Kenyardo Posey
Appellate Case No. 2017-000500

Dear Ms. Kitchings:

Enclosed are an original and six copies of the Petition to File Supplemental Record on Appeal in the above-captioned case. Thank you for your assistance in this matter.

Sincerely,

Robert M. Dudek
Chief Appellate Defender

RMD/cnp

cc: William M. Blich, Jr., Esquire