

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

Appeal From Richland County  
The Honorable Robert E. Hood, Circuit Court Judge

Appellate Case No: 2017-002577

**RECEIVED**  
OCT 31 2018  
SC Court of Appeals

Charles E. Carpenter, #181783,

Appellant,

v.

South Carolina Department of Corrections and  
the State of South Carolina,

Respondent.

**MOTION TO SERVE AND FILE A SUPPLEMENTAL RECORD ON APPEAL**

Respondent herein seeks to supplement the Record on Appeal, pursuant to Rule 210, SCACR, on the following grounds.

I.

While attempting to prepare the Final Brief of Respondent, Respondent discovered that the indictments, sentencing sheets, Order signed by the Honorable Edward B Cottingham dated February 3, 1992, and South Carolina Supreme Court Order dated November 15, 1989, regarding the issue under appeal had not been designated. The undersigned counsel submits that these documents are necessary and useful to this Court's full and complete understanding of the issues involved in this appeal.

II.

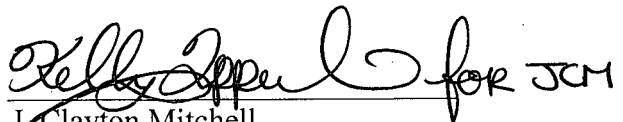
Respondent has prepared the Supplemental Record on Appeal to include these particular documents. The undersigned counsel has contacted Harvey M. Watson, III, opposing counsel, as well as Damon Christian Wlodarczyk, counsel for the South Carolina Department of Counsel, for consent. Mr. Wlodarczyk had no objections to the request. Consent was not obtained from Mr. Watson.

WHEREFORE, having made Motion to Supplement the Record on Appeal, Respondent would respectfully request this Court to grant the Motion to include the indictments, sentencing sheets, Order signed by the Honorable Edward B Cottingham dated February 3, 1992, and South Carolina Supreme Court Order dated November 15, 1989; to hold the time limits for the filing of the Final Brief of Respondent in abeyance pending the Court's decision; and for such other and further relief as this Court may deem just and proper.

Respectfully submitted,

ALAN WILSON  
Attorney General

J. Clayton Mitchell  
Assistant Attorney General  
S.C. Bar No: 101443

BY:  for JCM  
J. Clayton Mitchell

Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-3737

ATTORNEYS FOR RESPONDENT

October 29, 2018

STATE OF SOUTH CAROLINA  
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**PROOF OF SERVICE**

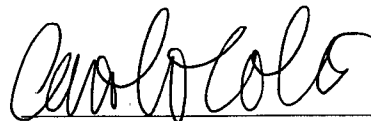
I, Caroline Collins, certify that I have served the Supplemental Record on Appeal and Motion to Serve and File a Supplemental Record on Appeal on Appellant and the South Carolina Department of Corrections by depositing two copies of the same in the United States mail, postage prepaid, addressed to the following:

**Desa Ballard, Esquire**  
**Harvey M. Watson, III, Esquire**  
**Ballard & Watson, Attorneys at Law**  
**Post Office Box 6338**  
**West Columbia, South Carolina 29171-6338**

**Damon Christian Wlodarczyk, Esquire**  
**Riley Pope & Laney, LLC**  
**Post Office Box 11412**  
**Columbia, South Carolina 29211**

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

This 29<sup>th</sup> day of October, 2018.



Caroline Collins  
Administrative Coordinator  
Office of Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211



ALAN WILSON  
ATTORNEY GENERAL

October 29, 2018

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


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OCT 31 2018  
SC Court of Appeals

**Re: Charles E. Carpenter, #181783 v. SCDOC**  
**Appellate Case No: 2017-002577**

Dear Ms. Kitchings:

Enclosed please find the original and six (6) copies of the Motion to Serve and File a Supplemental Record on Appeal, the original and fourteen (14) copies of the proposed Supplemental Record on Appeal along with proof of service in the above-referenced case.

Sincerely,

  
for J. Clayton Mitchell  
Assistant Attorney General  
S.C. Bar No: 101443

JCM/cc  
Enclosures

cc: Desa Ballard & Harvey M. Watson, III, Esquires  
Damon Christian Wlodarczyk, Esquire  
Victim Advocacy Division – without enclosures