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STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM WILLIAMSBURG COUNTY

William Jeffrey Young, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

MARC A. PALMER

APPELLANT

APPELLATE CASE NO. 2013-000700

SUPPLEMENTAL RECORD ON APPEAL

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SC Court of Appeals

INDEX

INDEX.....i
TRIAL TRANSCRIPT PAGES 335 AND 336.....1
CERTIFICATE OF COUNSEL.....3

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

see or make out a tag number from those vehicles?

A: No ma'am.

Q: And in terms of where Reardon's Garage would have been in connection with that surveillance tape. Would Reardon's Garage been here on the right?

A: On the right coming to the left.

Q: From the right coming toward the left?

A: Yes ma'am.

Q: Quick question. This is State's exhibit number 4. If Reardon's Garage is here and if this is C.E. Murray Boulevard here and if the shooting happened here. Where would the Money Saver be?

A: This is C.E. Murray correct?

Q: Yes and Reardon's Garage...

The Court: Have it where all the jurors can see it I think you're blocking a portion of it.

Q: Let me get you familiarized with where we are. If Reardon's Garage is here. If this is Wayne or Wesley Walker's house here. If this is Good Hope Baptist Church, if this is the shop and the fish market and that's the lodge here. Where would the Money Saver be if this is 521?

A: There.

Q: Back there?

A: Yes ma'am.

Ms. Barr: That's all I have thank you Judge.

1 The Court: Any recross based on her redirect?

2 Mr. Ballinger: No sir Your Honor.

3 The Court: Thank you, you may step down.

4 Ms. Barr: Your Honor at this time the State would rest.

5 The Court: Ladies of gentlemen of the jury this is an
6 appropriate time for me to send you to lunch. I'm going to
7 send you out if you could be back here right about two
8 o'clock and we'll start right around then. Have a nice lunch
9 do not discuss the case with anyone while you're out. You're
10 going to get tired of me saying that but I will continue to
11 say it, have a nice lunch.

12 **(Jury excused for lunch)**

13 The Court: Alright are there any motions to be made at
14 this time?

15 Mr. Ballinger: Your Honor for the record Mr. Palmer
16 would move for a directed verdict based on the lack of
17 required evidence that's necessary to prove the elements of
18 murder and the elements of possession of a weapon during the
19 commission of a violent crime. Your Honor there's no
20 physical evidence connecting Mr. Palmer to this incident,
21 there's no murder weapon. Judge we believe the eye witness
22 testimony is lack sufficiency again to submit this matter
23 to the jury. We move for a directed verdict, thank you.

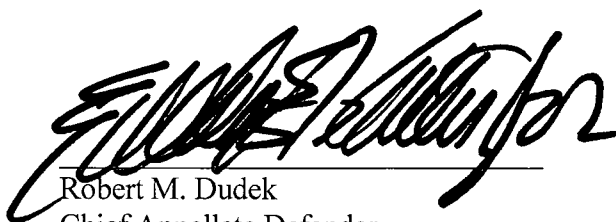
24 The Court: Ms. Barr?

25 Ms. Barr: Your Honor we would respectfully object,

CERTIFICATE OF COUNSEL FOR APPELLANT

Counsel for appellant certifies that this Supplemental Record on Appeal contains all material proposed to be included by any of the parties and not any other material and that this Record on Appeal complies to the best of my ability with the April 15, 2014 order from the South Carolina Supreme Court entitled "Revised Order Concerning Personal Identifying Information and Other Sensitive Information in Appellate Court Filings."

November 14th, 2014



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CERTIFICATE OF SERVICE

I certify that a true copy of the Supplemental Record on Appeal in the above referenced case has been served upon Donald J. Zelenka, Esquire, at the Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 14th day of November, 2014

Brandon Hall

Brandon Hall
Administrative Specialist

SUBSCRIBED AND SWORN TO before me
this 14th day of November, 2014.

Sam Ferguson (L.S.)
Notary Public for South Carolina
My Commission Expires: October 30, 2022

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