

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM HORRY COUNTY

Steven H. John, Circuit Court Judge

Appellate Case No. 2017-002553

**RECEIVED**  
APR 29 2019  
SC Court of Appeals

The State, ..... Respondent,

v.

Tommy Lee Benton, ..... Appellant.

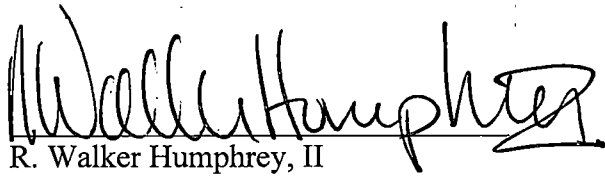
**APPELLANT’S SUPPLEMENTAL DESIGNATION OF  
MATTER TO BE INCLUDED IN THE RECORD ON APPEAL**

Pursuant to Rule 209, of the South Carolina Appellate Court Rules (SCACR), Appellant Tommy Lee Benton designates the following matter to be included in the Record on Appeal in addition to the matter identified in his Designation of Matter to be Included in the Record on Appeal dated October 8, 2018:

1. Trial Transcript, dated March 14, 2017, page 9.
2. Trial Transcript, dated December 4-8, 2017, pages: 67-68, 209, 213, 225-226, 230, 237-239, 243-249, 454, 456.
3. Trial Transcript, dated December 8, 2017, pages: 98, 110-111.

Pursuant to Rule 209, SCACR, the undersigned counsel for the Appellant certifies that the foregoing Supplemental Designation of Matter to Be Included in the Record on Appeal contains no matter which is irrelevant to this appeal.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "R. Walker Humphrey, II". The signature is written in a cursive style with a horizontal line underneath the name.

R. Walker Humphrey, II

**WILLOUGHBY & HOEFER, P.A.**

133 River Landing Drive, Suite 200

Charleston, South Carolina 29492

(843) 619-4426

Robert M. Dudek

Chief Appellate Defender

**SOUTH CAROLINA COMMISSION**

**ON INDIGENT DEFENSE**

1330 Lady Street, Suite 401

Columbia, South Carolina 29201

(803) 734-1330

Attorneys for Appellant

Charleston, South Carolina  
April 25, 2019

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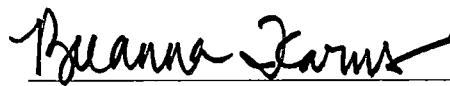
Tommy Lee Benton, .....Appellant.

**Proof of Service**

This is to certify that I, a paralegal with the law firm Willoughby & Hoefler, P.A., have caused to be served this day one (1) copy of the **Initial Reply Brief of Appellant** and **Supplemental Designation of Matter to be Included in the Record on Appeal** by depositing the same in the U.S. Mail to the following:

Robert M. Dudek  
Chief Appellate Defender  
South Carolina Commission on Indigent Defense  
1330 Lady Street, Suite 401  
Columbia, South Carolina 29201

Donald J. Zelenka  
Melody J. Brown  
South Carolina Attorney General's Office  
1000 Assembly Street  
Columbia, S.C. 29201



Breanna Karns

Columbia, South Carolina  
This 25th day of April 2019

**WILLOUGHBY & HOEFER, P.A.**  
ATTORNEYS & COUNSELORS AT LAW

MITCHELL M. WILLOUGHBY  
JOHN M.S. HOEFER  
RANDOLPH R. LOWELL\*\*  
TRACEY C. GREEN  
BENJAMIN P. MUSTIAN\*\*  
CHAD N. JOHNSTON  
ELIZABETH ZECK\*  
ELIZABETHANN LOADHOLT CARROLL  
JOHN W. ROBERTS  
R. WALKER HUMPHREY, II\*\*\*  
ANDREW R. HAND\*\*\*\*

ELIZABETH S. MABRY  
JAMES PATRICK HUDSON  
OF COUNSEL

JOSEPH H. FARRELL, III  
SPECIAL COUNSEL

\_\_\_\_\_  
\*ALSO ADMITTED IN TEXAS

\*\*ALSO ADMITTED IN WASHINGTON, D.C.

\*\*\*ALSO ADMITTED IN CALIFORNIA

\*\*\*\*ALSO ADMITTED IN NORTH CAROLINA

OFFICES:

COLUMBIA

930 RICHLAND STREET  
P.O. BOX 8416  
COLUMBIA, SC 29202-8416

AREA CODE 803  
TELEPHONE 252-3300  
FAX 256-8062

CHARLESTON

133 RIVER LANDING DRIVE  
SUITE 200  
CHARLESTON, SC 29492

AREA CODE 843  
TELEPHONE 619-4426  
FAX 619-4430

April 25, 2019

VIA U.S. MAIL

The Honorable Jenny Abbott Kitchings  
Clerk of Court, Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

Re: *The State v. Tommy Lee Benton*  
Appellate Case No. 2017-002553

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SC Court of Appeals

Dear Ms. Kitchings:


Enclosed for filing please find the original and one (1) copy each of the **Initial Reply Brief of Appellant and Supplemental Designation of Matter to be Included in the Record on Appeal** in the above-referenced matter. I would appreciate your acknowledging receipt of this document by file-stamping the extra copy and returning it to me via the enclosed return envelope.

By copy of this letter, I am serving counsel of record and enclose a Proof of Service to that effect. If you have any questions or if you need any additional information, please do not hesitate to contact me.

With kindest regards, I am

Sincerely yours,

WILLOUGHBY & HOEFER, P.A.

  
R. Walker Humphrey, II

The Honorable Jenny Abbott Kitchings

April 25, 2019

Page 2 of 2

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Enclosures

cc: Robert M. Dudek, Esquire  
Donald J. Zelenka, Esquire  
Melody J. Brown, Esquire

**WILLOUGHBY & HOEFER, P.A.**

133 River Landing Drive, Suite 200  
Charleston, SC 29492

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The Honorable Jenny Abbott Kisching  
Clerk of Court, Court of Appeals  
PO Box 11629  
Columbia, SC 29211

SC Court of Appeals