

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Barnwell County
The Honorable Doyet A. Early, III, Circuit Court Judge

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MAY 28 2019
SC Court of Appeals

THE STATE,

RESPONDENT,

v.

Demontay Markeith Payne,

APPELLANT

Appellate Case No. 2017-002014

DESIGNATION OF MATTER TO BE
INCLUDED IN RECORD ON APPEAL

Respondent agrees with Appellant's initial proposal for the Record on Appeal, which includes:

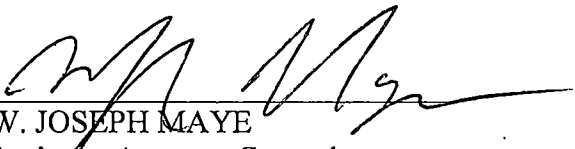
- (1) Trial transcript dated September 18-19, 2017, pages: 1, 39-104, 117-150, 160-242, 245-292, 294-299, 316;
- (2) From September 18-19, 2017, transcript: Court's Exhibit #1 (jury instruction request), Court's Exhibit #2 (jury note), Court's Exhibit #3 (jury note), State's Exhibit #2-7 (photographs);
- (3) True-billed indictment; and
- (4) Sentence Sheet

Respondent requests that the following additional portions of the transcript and admitted Exhibits be included in the Record on Appeal:

- (1) Trial transcript dated September 18-19, 2017, pages: 151

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

May 28, 2018.


W. JOSEPH MAYE
Assistant Attorney General

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Barnwell County
The Honorable Doyet A. Early, III, Circuit Court Judge

Appellate Case No. 2017-002014

THE STATE,

Respondent,

vs.

DEMONTAY MARKEITH PAYNE,

Appellant.

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CERTIFICATE OF SERVICE

I, W. Joseph Maye, counsel for the Respondent, certify that I have served the within Initial Brief of Respondent and Designation of Matter on Appellant by depositing two (2) copies of the same in the United States mail, addressed to his attorney of record: Susan B. Hackett, Esq., SCCID/Division of Appellate Defense, 1330 Lady Street, Suite #401, Columbia, South Carolina 29201.

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

This 28th day of May, 2018.



W. JOSEPH MAYE

Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305

ATTORNEY FOR RESPONDENT



ALAN WILSON
ATTORNEY GENERAL

May 28, 2019

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

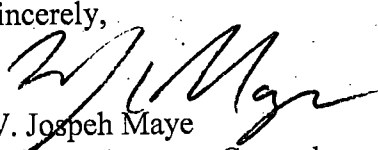
Re: *The State v. Demontay Markeith Payne*
Appeal from Barnwell County
Appellate Case No. 2017-002014

Dear Ms. Kitchings:

Enclosed for filing in your office is an original Initial Brief of Respondent, Designation of Matter and Certificate of Service in the above-captioned matter.

Thank you for your assistance in this matter.

Sincerely,


W. Joseph Maye
Assistant Attorney General

WJM/dmd
Enclosures

cc: Susan Hackett, Esq. (w/two copies of encls.)
The Honorable J. Strom Thurmond, Jr., Solicitor, 2nd Judicial Circuit (w/copy of encls.)
Trisha Allen, Victim Advocacy Division (w/copy of encls.)

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