

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM GREENVILLE COUNTY
COURT OF COMMON PLEAS

EDWARD W. MILLER, CIRCUIT COURT JUDGE

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NOV 25 2019

SC Court of Appeals

APPELLATE CASE NO.: 2019-000882

State of South Carolina.....Appellant,

v.

Danny Jame Plumley.....Respondent.

**RESPONDENT'S
DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL**

Respondent, Danny Jame Plumley proposes the following to be included in the

Record on Appeal:

1. Magistrate's Court Order dated May 25, 2017
2. Motion to Suppress Breath Test Site Video Recording and Defendant's Refusal
3. Notice of Motion and Motion to Reconsider and Vacate Order dated June 8, 2017
4. Defendant's Response to the State's Motion to Reconsider and Vacate Order filed June 13, 2017
5. Notice of Motion and Motion to Reconsider and Vacate Order (hand written denial)
6. Notice of Intent to Appeal filed May 24, 2019
7. Circuit Court Order filed July 10, 2018
8. 1/26/17 Transcript
9. 10/30/17 Transcript
10. Uniform Traffic Ticket #20162370000379
11. Respondent's Memorandum in Support of the Magistrate's Order Suppressing Breathalyzer Results

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

Respectfully submitted,

A large, stylized handwritten signature in black ink, appearing to read 'David A. Wilson', is written over a horizontal line.

David A. Wilson
Wilson & Englebardt, LLC
200 Whitsett Street, Suite 100B
Greenville, South Carolina 29601
(864) 232-2329
ATTORNEY FOR RESPONDENT

November 22, 2019



WILSON & ENGLEBARDT, LLC
LITIGATION • APPEALS • DISPUTE RESOLUTION

David A. Wilson
Eric K. Englehardt

November 22, 2019

dwilson@GreenvilleSCLaw.com
eric@GreenvilleSCLaw.com

The Honorable Jenny Kitchings
Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

**Re: State of South Carolina, Appellant v. Danny Jame Plumley,
Respondent
Appellate Case No.: 2019-000882**

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SC Court of Appeals

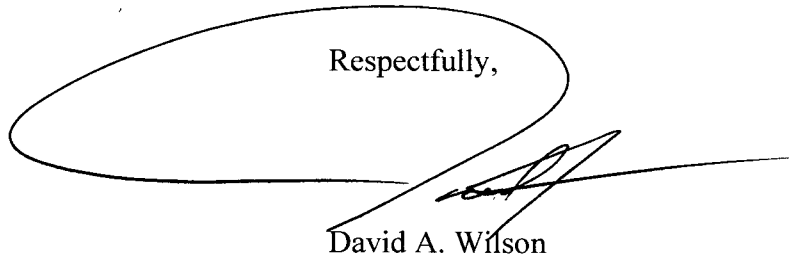
Dear Ms. Kitchings:

Enclosed please find the original and one copy of the following:

1. Initial Brief of Respondent;
2. Designation of Matter to be included in the Record on Appeal;
3. Proof of Service on opposing counsel.

Please return the filed copies to me in the enclosed self-addressed stamped envelope.

Respectfully,



David A. Wilson

DAW/ccb
Enclosures

cc: Danny Plumley (Via Email)
Mitchell E. Byrd, Sr., Esquire
Haley E. Kernell, Esquire
William M. Blich, Jr., Esquire
Joshua A. Edwards, Esquire

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM GREENVILLE COUNTY
COMMON PLEAS COURT

EDWARD W. MILLER, COMMON PLEAS COURT JUDGE

CASE NO.: 2017-CP-23-04936
APPELLATE CASE NO. 2019-000882

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SC Court of Appeals

State of South Carolina.....Appellant,

v.

Danny Jame Plumley..... Respondent.

PROOF OF SERVICE

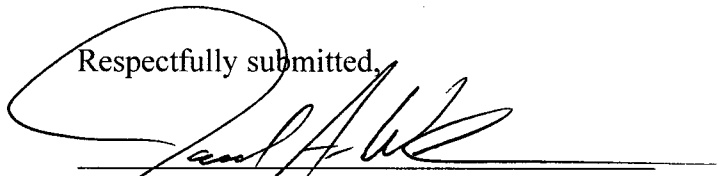
I certify that I have served Initial Brief of Respondent on Appellant by depositing a copy to them and in the United States Mail, Postage prepaid, on November 22, 2019 addressed as follows:

Haley E. Kernell, Esquire
Greenville County Attorney's Office
305 E North Street, Suite 325
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PO Box 11549
Columbia, SC 29211

Mitchell K. Byrd, Sr., Esquire
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Greenville, SC 29607

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David A. Wilson", is written over a horizontal line. The signature is stylized and cursive.

David A. Wilson, S.C. Bar#65273

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ATTORNEY FOR RESPONDENT

November 22 2019

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SC Court of Appeals

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Honorable Jenny Kitchings
South Carolina Court of Appeals
Clerk of Court
PO Box 11629
Columbia SC 29211-1629