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DEC 19 2019

S.C. SUPREME COURT

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

APPEAL FROM LEXINGTON COUNTY
The Honorable William P. Keesley, Circuit Court Judge

Appellate Case No. 2019-001104

RON O'NEAL FINKLEA, SK6025,

RESPONDENT,

v.

STATE OF SOUTH CAROLINA,

PETITIONER.

**PETITIONER'S MOTION FOR LEAVE TO FILE
SECOND SUPPLEMENTAL APPENDIX**

Petitioner, State of South Carolina, through undersigned counsel, for the reasons stated below, respectfully requests this Court grant him permission to file a second supplemental appendix. The reasons for this motion are as follows:

1. The seven volumes of the Appendix to the Petition for Writ of Certiorari were delivered on August 7, 2019. Petitioner filed a Supplemental Appendix on October 29, 2019.
2. After the Appendix and the Supplemental Appendix had been submitted, it came to counsel's attention that the Post-Conviction Relief Exhibits P-1 through P-19, and R-2 and R-3 were inadvertently left out due to an administrative error.
3. Petitioner hereby requests permission to file a Second Supplemental Appendix, which would contain the items set forth above which were inadvertently excluded, but were previously agreed upon by both parties for inclusion in the Appendix.

4. Undersigned counsel has conferred with Counsel for Respondent, and Diana Holt, Esq. has consented to this request.

5. Petitioner is conditionally filing the Second Supplementary Appendix for which leave to file is hereby requested.

THEREFORE, for the reasons stated above, petitioner respectfully submits that this Court should grant him leave to file a Second Supplemental Appendix.

Respectfully submitted,

ALAN WILSON
Attorney General

W. JEFFREY YOUNG
Chief Deputy Attorney General

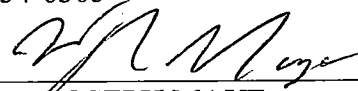
DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General

WILLIAM EDGAR SALTER, III
Senior Assistant Attorney General

W. JOSEPH MAYE
Assistant Attorney General
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By: 
W. JOSEPH MAYE
ATTORNEYS FOR PETITIONER

December 19, 2019.

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PROOF OF SERVICE

I, **W. Joseph Maye**, on behalf of counsel for the Petitioner, certify that I have served two (2) copies of the within Motion for Leave to File a Second Supplemental Appendix to the Petition for Writ of Certiorari via U.S. mail, postage prepaid, and addressed to his attorneys of record:

Diana L. Holt, Esq., Diana L. Holt, LLC
P.O. Box 6454
Columbia, South Carolina 29260-6454

John H. Blume, III, Esq.
Blume, Norris, Franklin-Best & Young, LLC
900 Elmwood Avenue, Suite #200
Columbia, South Carolina 29201

Robert M. Dudek, Esq.
SCCID\Division of Appellate Defense
1330 Lady St., Ste. #401
Columbia, South Carolina 29201

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

This 19th day of December, 2019.



W. JOSEPH MAYE
Assistant Attorney General
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CERTIFICATE OF SERVICE

I, **W. Joseph Maye**, hereby certify that a true copy of the Second Supplemental Appendix to the Petition for Writ of Certiorari has been served upon opposing counsel by depositing copies in the United States mail, postage prepaid, to the following:

Diana L. Holt, Esq.
Diana L. Holt, LLC
P.O. Box 6454
Columbia, South Carolina 29260-6454

John H. Blume, III, Esq.
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Robert M. Dudek, Esq.
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Columbia, South Carolina 29201

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This 19th day of December, 2019.

A handwritten signature in black ink, appearing to read 'W. Joseph Maye', written over a horizontal line.

W. JOSEPH MAYE
Assistant Attorney General
Bar No. 100851