

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

**RECEIVED**

**May 21 2020**

**SC Court of Appeals**

APPEAL FROM AIKEN COUNTY  
The Honorable Clifton B. Newman, Circuit Court Judge

Appellate Case Number 2019-001400

The State of South Carolina,

Appellant,

vs.

Herbert E. Pray, III,

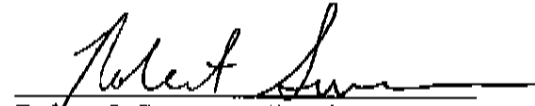
Respondent.

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

Respondent proposes the following to be included in the Record on Appeal:

- (1) Uniform Traffic Ticket;**
- (2) Incident Report completed by Trooper Singletary;**
- (3) Transcript of Magistrate Court Hearing;**
- (4) Notice of Appeal to Circuit Court;**
- (5) Magistrate's Return (with attachments);**
- (6) State's Memorandum in Support of Appeal**
- (7) June 11 Circuit Court Transcript;**
- (8) June 13 Circuit Court Transcript;**
- (9) Order on Appeal; and**
- (10) Dash Camera Video (to be transported)**

The undersigned hereby certifies that this Designation contains no matter which is irrelevant to this appeal.



Robert I. Sussman, Esquire  
S.C. Bar No. 101384  
347 Greene Street  
Augusta, GA 30901  
(706) 724-3331  
ATTORNEY FOR RESPONDENT

May 21, 2020

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**PROOF OF SERVICE**

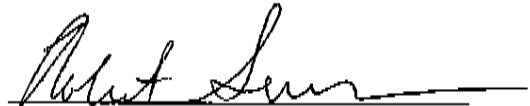
I, Robert I. Sussman, certify that I have served the within Initial Brief of Respondent and Designation of Matter on Appellant by having three copies delivered to:

Alan Wilson  
Attorney General

William M. Blich, Jr.  
Assistant Attorney General  
Post Office Box 11549  
Columbia, SC 29211

J. Strom Thurmond  
PO Drawer 3368  
Aiken, SC 29802

I further certify that all parties required by Rule to be served have been served.  
This 21<sup>st</sup> day of May, 2020



Robert I. Sussman, Esquire  
S.C. Bar No. 101384  
347 Greene Street  
Augusta, GA 30901  
(706) 724-3331  
ATTORNEY FOR RESPONDENT

LETTER TO THE APPELLATE COURT CLERK

May 21, 2020

**VIA FACSIMILE: 803-734-1839**

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

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**May 21 2020**

**SC Court of Appeals**

RE: State of South Carolina, Appellant v. Herbert E. Pray, III, Respondent  
Civil Action No.: 2019-CP-02-00690  
Appellate Case No.: 2019-001400

Dear Ms. Kitchings:

Enclosed for filing is a copy of the Initial Brief of Respondent and Designation of Matter, with a Proof of Service. If I can provide anything further, please do not hesitate to contact me.

Sincerely,



Robert I. Sussman  
Attorney for Respondent  
347 Greene Street  
Augusta, GA 30901  
(706) 724-3331

enclosure

cc: William M. Blich, Jr. (w/ enclosure)  
J. Strom Thurmond, Jr. (w/enclosure)

