

STATE OF SOUTH CAROLINA
In the Court of Appeals

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SC Court of Appeals

APPEAL FROM HORRY COUNTY
Court of General Sessions
The Honorable Thomas A. Russo, Circuit Court Judge

Case No. 2017-001229

STATE OF SOUTH CAROLINA,

RESPONDENT.

v.

DAVID HAROLD CAMPBELL,

APPELLANT.

PETITION TO FILE AN
AMENDED PETITION FOR REHEARING

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NOW COMES, Appellant in the above-captioned action, acting by and through undersigned counsel, requesting leave of Court to submit an Amended Petition for Rehearing in the above captioned direct appeal correcting three minor typographical errors in his previously filed Petition for Rehearing in the above captioned direct appeal. This Petition for Rehearing was filed on March 25, 2021. On today's date, undersigned Counsel checked on the status of the Petition for Rehearing and reread that Petition. In doing so, Counsel discovered a typographical error that was not detected in proofing this pleading. Specifically, in the first paragraph of the section titled, "Appellant's Issue I", Counsel quoted a sentence found in the Decision of this Honorable Court in which the Court found that the introduction of Detective Jeremy Neely's testimony "*did not pose a risk of undue prejudice.*" Regrettably, the word "*not*" was inadvertently left out of that sentence in Appellant's Petition for Rehearing. The sole corrections Appellant seeks to make to the previously filed Petition for Rehearing are the insertion of the word NOT in the sentence referenced above, the correction of a typographical error in a reference to the ROA, wherein the abbreviation, **ROA**, was typed as "**Reap**" and the addition of page numbers to this pleading. Counsel has discussed this matter with opposing counsel, David A. Spencer, Senior Assistant Attorney General, and he has graciously consented to this request. Submitted along with this Petition, is the Amended Petition for Rehearing containing the corrections discussed herein. Inasmuch as the corrections Appellant seeks to make involve two simple typographical errors and the insertion of page numbers that were inadvertently, undersigned counsel has taken the liberty of presenting the Court with the proposed Amended Petition for Rehearing so that the document would be available for filing as soon as possible if the Court grants leave for it to be filed.

CONCLUSION

Based upon the foregoing, Appellant now respectfully asks that this Honorable Court permit the filing of the Amended Petition for Rehearing submitted along with this Petition.

Respectfully submitted,

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This 8th day of June, 2021