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Sep 30 2021

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County

Honorable Eugene C. Griffith, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

KIERIN MARCELLUS DENNIS,

APPELLANT.

APPELLATE CASE NO. 2019-001486

MOTION TO FILE SUPPLEMENTAL
RECORD ON APPEAL

Pursuant to Rule 212(B), SCACR, the undersigned counsel requests leave to file a supplemental record in the above-captioned case. In support of the motion, counsel submits the following.

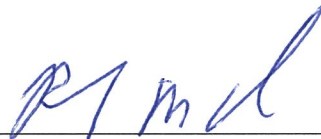
1. The Initial Brief of Appellant and Designation of Matter in the above-captioned case were filed with the Court on January 22, 2021. The Initial Brief of Respondent and Designation of Matter were filed with this Court on July 7, 2021. The Initial Reply Brief of Appellant was filed with this Court on August 19, 2021. The Record on Appeal was filed with this Court on September 20, 2021. The Final Brief of Appellant and Final Reply Brief of Appellant are due to be filed with this Court on October 11, 2021. The Final Brief of Respondent is also due October 11, 2021.

3. While preparing the final brief, Counsel discovered that pages 93-101 of the trial transcript dated August 19-27, 2019 in this case, which were included in appellant's designation of matter, were inadvertently left out of the record on appeal.

4. Appellant is consequently, today, September 30, 2021, filing a supplemental record on appeal, in order to include these missing pages. For ease of reference within the supplemental record on appeal, pages 92-102 of the August 19-27, 2019 trial transcript have been included.

5. Opposing counsel, Julianna E. Battenfield, Esquire, generously consents to having pages 92-102 of the August 19-27, 2019 trial transcript included in the supplemental record on appeal as requested in this motion.

WHEREFORE, counsel for appellant requests leave to file a supplemental record in the above-captioned appeal to include pages 92-102 of the August 19-27, 2019 trial transcript in the supplemental record on appeal. That supplemental record on appeal is being filed with this Court simultaneously with this motion.



Robert M. Dudek
Chief Appellate Defender

Lara M. Caudy
Appellate Defender

Adam Sinclair Ruffin
Appellate Defender

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ATTORNEYS FOR APPELLANT

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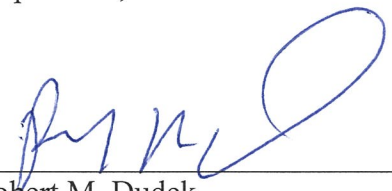
V.

KIERIN MARCELLUS DENNIS,

APPELLANT.

CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Motion to File Supplemental Record on Appeal in the above-referenced case has been served upon Julianna E. Battenfield, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 30th day of September, 2021.



Robert M. Dudek
Chief Appellate Defender

Lara M. Caudy
Appellate Defender

Adam Sinclair Ruffin
Appellate Defender

ATTORNEYS FOR APPELLANT