

The South Carolina Court of Appeals

Herman Belton, Petitioner,

v.

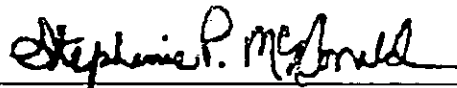
State of South Carolina, Respondent.

Appellate Case No. 2020-001619

ORDER

Respondent's motion to dismiss is denied. Respondent's motion to strike is granted. Petitioner's "Reply Brief" filed on September 27, 2021, and "Brief" filed on October 26, 2021, are hereby stricken. *See* Rule 243(j), SCACR ("*If the petition is granted*, the Clerk shall notify each party or his attorney, specifying the question or questions to be considered, and the parties shall prepare briefs addressing the question(s)." (emphasis added)); Rule 243(h), SCACR ("The petitioner shall have ten (10) days *from the date of service of the return* to file with the Clerk of the Supreme Court an original and six (6) copies of a reply and proof of service showing that the reply has been served." (emphasis added)).

Respondent's motion to compel Petitioner to file an amended supplement to the appendix is granted. Petitioner supplemented the appendix with the transcript of the October 21, 2020 hearing in accordance with this Court's order of May 5, 2021, but failed to include an index pursuant to Rule 243(f)(3), SCACR. Within thirty days of the date of this order, Petitioner shall amend the supplement to include an index. Respondent shall file a return within thirty days of the filing of the amended supplement.



FOR THE COURT

Columbia, South Carolina

FILED
Jan 10 2022

cc:

Taylor Zane Smith, Esquire

Herman Belton, 256396