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S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
In the Supreme Court

APPEAL FROM YORK COUNTY
Court of Common Pleas

The Honorable R. Lawton McIntosh, Circuit Court Judge

Appellate Case No. 2017-002632
(2016-CP-46-3602)

State of South Carolina.....Respondent,

v.

Travis Hines.....Petitioner.

**MOTION TO ALLOW FILING A
SUPPLEMENTAL APPENDIX PURSUANT TO SCAR, RULE 240(c)(3)**

Undersigned counsel respectfully requests the Court allow her to submit three additional pages of documents related to this case and provided to trial counsel in the discovery that will assist this Court in adjudicating the issue presented in the petition for a writ of certiorari. Counsel requests permission to file a very small supplemental appendix. Specifically, counsel requests to introduce a York County Sheriff's Office Forensic Laboratory Services report that shows the amount of heroin obtained from the confidential informant drug exchange amounted to .11 grams. In the General Case File Summary, which counsel also respectfully asks to submit, law enforcement indicates .4 grams of heroin were obtained. illustrating a .29-gram discrepancy in the quantity of drugs obtained that day.

Additionally, the General Case File Summary indicates there were two confidential informants present in this case, although Mr. Wellborn testified during the PCR hearing that one confidential informant was present on the video of which the Solicitor's office allowed him to view

"relevant portions." These documents are offered to show there were genuine issues related to Petitioner's defense that could have been explored on his behalf, but due to the Solicitor's policy of curtailing Petitioner's access to his discovery, were not pursued. Respectfully, counsel asks this Court to allow Petitioner to submit a supplemental appendix containing these three pages of documents for the Court's consideration of Petitioner's claims in this case.

Respectfully submitted,

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March 28, 2022



Bruce M. Bryant
Sheriff

York County Sheriff's Office Forensic Laboratory Services

Moss Justice Center
1675-2A York Highway
York, South Carolina 29745-7430

Laboratory Report

Lab Case #	Y15-00959	Agency Case #	201400015669
Reporting Section	Controlled Substances	Submission Agency	York County Sheriff's Office
Date of Report	October 16, 2015	Investigated by	Harrelson, Hugh
Date of Submission	10/08/2015	Submitted by	Patterson, Patrick
		Delivery Method	Hand to Hand

Involved Subjects:

Name	DOB	Type
Travis Hines		Suspect

List of Evidence:

Item # 1: Powder substance (Agency Item 69130)

Results of Analysis:

Item 1 was determined to contain Heroin (C-I), total weight 0.11 grams.

Cynthia J Mitchum

Cynthia J Mitchum
Drug Chemist
cynthia.mitchum@yorkcountygov.com

GENERAL SESSION CASE FILE SUMMARY

Incident Report #: 201400015669

Case Agent(s): Harrelson

Suspect(s): Travis Lamont Hines

Charge(s): Distribution of Heroin 3rd Offense
Distribution of Heroin Proximity to a Park

Witness/Officer(s): Harrelson, Burkhart, Doty, Faulkenberry, Todd, T. Smith (RHPD)
Ellis (RHPD)

Tapes(s): 3838E, 3839E, 3840E

Summary By: Harrelson

Officers Marino with the Rock Hill Police Department located Travis Lamont Hines at 2225 Dave Lyle Boulevard, Rock Hill, County of York, South Carolina (Revolutions Bowling). Hines was arrested on the outstanding drug warrants and transported to the Rock Hill Law Center. Investigator Harrelson was contacted in reference to the arrest. Hines was charged with Distribution of Heroin 3rd Offense and Distribution of Heroin Proximity to a Park.

The sequences of events are as follows:

On May 21th, 2014, a Wednesday evening, at approximately 4:30 pm, Investigator Harrelson met with two confidential informants at the Rock Hill Law Center. One confidential informant stated they could purchase heroin from Travis Lamont Hines. The confidential informant called Hines at 803-524-5367. Hines told the confidential informant that he had the heroin and to meet him at 722 Clarinda Street, Rock Hill, County of York, South Carolina.

One confidential informant was searched by Sergeant T. Smith and Investigator Harrelson searched the other confidential informant. No contraband was found on either confidential informant. Investigator Todd searched the confidential informant's vehicle with no contraband being found. Investigators placed electronic surveillance equipment on one confidential informant's person so investigators could monitor the transaction. One confidential informant was given \$100 dollars in identifiable government funds to purchase the heroin.

The confidential informants drove to the 722 Clarinda Street, Rock Hill, County of York, South Carolina. One confidential informant went into 722 Clarinda Street where they met with Hines. While the other waited in the vehicle. The confidential informant handed Hines \$100 dollars in indefinable government funds. Hines handed the confidential informant approximately .4 grams of heroin. The confidential informants left and met investigators at a predetermined location.

Investigator Harrelson recovered the heroin from the confidential informant. Rock Hill Police Correctional Officer Ellis searched one confidential informant Investigator Harrelson searched the other confidential informant. No contraband was found on either confidential informant. The confidential informant's vehicle was searched by Investigator Todd with no contraband being found. One confidential informant positively identified Travis Lamont Hines by a police photo line-up as he one who sold them the heroin. A criminal records check indicates that Hines has two prior drug convictions. East Moore Street Park is within a ½ mile from where this incident took place.

On December 26th, a Tuesday afternoon, at approximately 10:00 pm, Officer Marino with the Rock Hill Police Department had knowledge that the YCMDEU had outstanding arrest warrants on Travis Lamont Hines. Officer Marino observed Hines at 2225 Dave Lyle Boulevard, Rock Hill, County of York, South Carolina (Revolution Bowling). Officer Marino placed Hines under arrest Hines was transported to the Rock Hill Law Center. Investigator Harrelson interviewed Hines at the Rock Hill Law Center. Before beginning the interview Investigator Harrelson read Hines his Miranda Warnings. Investigator Harrelson asked Hines if he knew where East Moore Street Park was located. Hines stated "yea" and nodded his head up and down. Hines stated to Investigator Harrelson "I fucked up; I don't want to go back to prison". Hines was charged with Distribution of Heroin 3rd Offense and Distribution of Heroin Proximity to a Park.