

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED
JUN 14 2013

APPEAL FROM LEXINGTON COUNTY
Court of General Sessions

SC Court of Appeals

The Honorable R. Knox McMahon, Circuit Court Judge

Appellate Case No. 2012-213137

Sidney A. Hursey, Jr,

Appellant,

v.

The State of South
Carolina,

Respondent.

DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

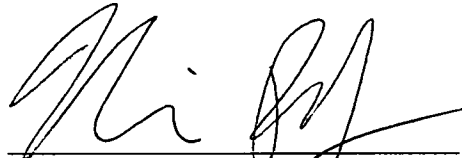
Appellant proposes the following be included in the Record on Appeal:

1. Order of the Honorable R. Knox McMahon denying immunity, dated March 7, 2012;
2. Order of the Honorable R. Knox McMahon denying reconsideration, dated October 1, 2012;
3. Appellant's Motion to Dismiss, dated November 8, 2011;
4. Appellant's Memorandum in Support of Motion to Dismiss, dated December 22, 2011;
5. Appellant's Reply Memorandum, dated December 27, 2011;
6. Transcript of *Duncan* hearing, dated December 5-12, 2011, pp. 22-180, 189-201, 212, 243-245, 305-440, 498-500, 618-622, 633, 703-710, 753-759, 772;
7. *Duncan* hearing exhibit numbers 1, 3, 6-8, 33-34, 49, 61 S;
8. Georgia immunity statutes: Ga. Code Ann. §§ 16-3-24.2, 16-3-21, 16-3-23, 16-3-23.1, and 16-3-24;
9. Florida immunity statutes: West's F.S.A. §§ 776.032, 776.012, 776.013, and 776.031;
10. Kentucky immunity statutes: K.R.S. §§ 503.085, 503.050, 503.055, 503.070, 503.080;

11. Tennessee immunity statutes: T.C.A §§ 39-11-622, 39-11-611, and 39-11-614;
12. Pennsylvania immunity statutes: 42 Pa. C.S.A. § 8340.2, 18 Pa. C.S.A. §§ 505-508;
13. New Hampshire immunity statutes: N.H. Rev. Stat. §§ 627:1-a, 627:4, 627:5, 627:7, and 627:8.

I certify that this designation contains no matter which is irrelevant to this appeal.

June 14, 2013



S. Jahue Moore
M. Brooks Biediger
Moore, Taylor & Thomas, P.A.
1700 Sunset Boulevard
Post Office Box 5709
West Columbia, South Carolina 29171
(803) 796-9160

Attorneys for Appellant Sidney A. Hursey, Jr.

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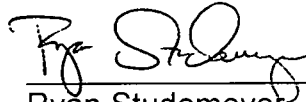
v.

The State of South Carolina,.....Respondent.

PROOF OF SERVICE

I certify that I served the Appellant's Initial Brief and Designation of Matter on
Appeal, by hand delivery to the following address on June 14, 2013:

Donald J. Zelenka, Esquire
Senior Assistant Deputy Attorney General
South Carolina Attorney General's Office
P.O. Box 11549
Columbia, S.C. 29211
Telephone: 803-734-3601



Ryan Studemeyer
Law Clerk for Attorney S. Jahue Moore
Moore, Taylor & Thomas, P.A.
P.O. Box 5709
West Columbia, South Carolina 29171
Telephone: 803-796-9160
Attorneys for Appellant

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S. JAHUE MOORE
J. MARK TAYLOR*
DAVID L. THOMAS†
C. VANCE STRICKLIN, JR.
JAMES EDWARD BRADLEY
SHEILA McNAIR ROBINSON
ROBERT D. HAZEL
CHRISTIAN G. SPRADLEY††
C. DAVID SAWYER, JR.††
WILLIAM H. EDWARDS
STANLEY L. MYERS
JANE H. DOWNEY**
S. JAHUE MOORE, JR.
JOHN C. BRADLEY, JR.



1700 SUNSET BOULEVARD (HWY. 378)
POST OFFICE BOX 5709
WEST COLUMBIA, SOUTH CAROLINA 29171
TELEPHONE (803) 796-9160
FAX (803) 791-8410

MELISSA K. MOORE
WILLIAM B. FORTINO
R. NICHOLS "NICK" RILEY, JR.
M. BROOKS BIEDIGER
AMBER L. FULMER
SARAH TAYLOR CASSIDY
MARGARET "MEG" HAZEL

RETIRED:
BILLY C. COLEMAN††

††SALUDA OFFICE:
(864) 445-4544 OR (866) 604-4544
†GREENVILLE OFFICE:
(864) 271-6371

June 14, 2013

VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

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SC Court of Appeals

RE: State vs. Sidney Allen Hursey, Jr.
Appeal from Lexington County
Appellate Case No. 2012-213137

Dear Ms. Kitchings:

Enclosed for filing with your office is the Appellant's Initial Brief and Designation of Matter on Appeal. By copy of this correspondence, we are serving the Attorney General's Office with the same.

Yours very truly,


M. Brooks Biediger

MBB

Enclosures

cc: Donald J. Zelenka, Esq. (w/ encls.)