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Aug 08 2023

SC Court of Appeals

Designation of Matter

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM SOUTH CAROLINA, ADMINISTRATIVE LAW COURT

Milton G. Kimpson, Judge
Docket No. 21-ALJ-07-0144-CC

Appellate Case No. 2023-000441

South Carolina DHEC, Carla Varn DuPre, and Jasper Varn III Respondents

v.

Stephen Mueller, pro se

Appellant

DESIGNATION OF MATTER TO BE IN THE RECORD ON APPEAL

Appellant proposes the following to be in the Record of Appeal:

1. Final order of the ALCSC Docket No.21-ALJ-07-0144-CC, June 7, 2022
2. Order of ALC on March 3, 2023 denying my motion for relief.
3. Complaint included in Appellant Brief July 7, 2023
4. Request for answer from Respondents
5. Transcript of proceedings specifically witness' untruthful testimony and lack of evidence.
6. Allegation that the ALC Judge lacked the expertise to rule on the case and was obligated to consult with an independent expert to testify as to DHEC's decisions.
7. Explanation of errors in the decision and submission of new evidence.
8. Evidence that the Judge has ruled against precedent of ALC Docket 18-ALJ-07-0023-CC of which he was unaware.
9. Submission of new exhibits.

I certify that this designation contains no matter which is irrelevant to this appeal.
August 8, 2023

Stephen Mueller
Appellant, pro se

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CERTIFICATE OF SERVICE

I hereby certify that I have on this date August 8, 2023 served this Appellant's Designation of Matter upon the following parties by electronic mail.

Bradley Churdar
SCDHEC
1362 McMillan Ave, Suite 400
Columbia, SC 29210
Attorney for Respondent, SCDHEC

Mary D. Shahid
205 King St.
Charleston, SC 29401

Attorney for Responents Carla Varn DuPre
and Jasper Varn III

Stephen Mueller

Stephen Mueller

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SC Court of Appeals

Stephen Mueller
407 Palmetto Blvd.
Edisto Beach, SC. 29438

July 31, 2023

Jenny Adams Kitchings
The SC Court of Appeals
1220 Senate St.
Columbia, SC 29211

Re: Stephen Mueller v. SCDHEC and Carla Varn DuPre and Jasper Varn III
Appellate Case No. 2023-000441

Dear Madam Clerk:

The Respondents have repeatedly attempted to dismiss my appeal citing minor errors in procedure including missing deadlines for submissions. Now the Respondents have also missed deadlines for submissions and have asked for relief and further delays. Respondents have alleged that the delays are depriving them of the use of their property yet are more contributing to the delays than I, Stephen Mueller pro se.

I am prepared to litigate the case ASAP and object to the 30 day delay in the Respondents response to my brief.

Attached is my Designation of Matter to be included in the record on appeal as well as proof of service.

Lawyers of record have been served via e-mail.

Sincerely,

Stephen Mueller

cc: Mary Shahid
Bradley Churdar