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S.C. SUPREME COURT

STATE OF SOUTH CAROLINA
In the Supreme Court

APPEAL FROM GEORGETOWN COUNTY
Court of Common Pleas

The Honorable R. Kirk Griffin, Circuit Court Judge

Appellant Case No. 2023-000646

Case No. 2019-CP-22-00212

The Gulfstream Café, Inc.Appellant,

v.

Georgetown County; Georgetown County Council;
And Steve Goggans, individually and in his official
Capacity as Georgetown County Councilmember Respondents.

DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL

Respondents Georgetown County, Georgetown County Council, and Steve Goggans (“Respondents”), pursuant to Rule 209, SCACR, designate the following material to be included in the Record on Appeal:

Orders and Judgments

1. Form 4 Order Denying Defendants’ Motion to Dismiss filed May 23, 2019
2. Consent Order of Dismissal filed December 14, 2021
3. Form 4 Order Denying Defendants’ Motion for Summary Judgment filed January 28, 2022
4. Order Denying Defendants’ Motion for Summary Judgment filed February 9, 2022
5. Form 4 Order Taking Case Under Advisement filed January 17, 2023
6. Order Finding for Defendants filed February 3, 2023

7. Order Denying Plaintiff's Motion to Alter or Amend filed April 3, 2023
8. Order Granting Defendants' Motion for Costs filed May 26, 2023

Pleadings

9. Summons and Complaint filed March 8, 2019
10. Answer filed April 11, 2019
11. Amended Answer filed August 11, 2021

Transcripts

12. Trial transcript (pp. 1—638)

Other Materials and Documents

13. Defendants' Motion to Dismiss filed April 11, 2019
14. Defendants' Memorandum in Support of their Motion to Dismiss filed April 11, 2019
15. Plaintiff's Response in Opposition to Defendants' Motion to Dismiss filed May 13, 2019
16. Defendants' Motion for Summary Judgment filed October 22, 2021
17. Defendants' Memorandum in Support of their Motion for Summary Judgment and accompanying exhibits filed October 22, 2021
18. Defendants' Notice of Filing of Additional Exhibits to Defendants' Memorandum in Support of their Motion for Summary Judgment and accompanying exhibits filed October 22, 2021
19. Plaintiff's Response to Defendants' Motion for Summary Judgment filed November 22, 2021
20. Plaintiff's Supplemental Exhibit in Support of its Response to Defendants' Motion for Summary Judgment filed December 6, 2021
21. Consent Motion to Dismiss Defendants John Thomas, Ron Charlton, Lillie Johnson, Austin Beard, and Louis Morant, individually and in their official capacity as Georgetown County Councilmembers filed December 13, 2021
22. Plaintiff's Supplemental Exhibits in Support of its Response to Defendants' Motion for Summary Judgment filed January 13, 2022

23. Defendants' Motion in Limine filed August 24, 2022
24. Plaintiff's Motions in Limine filed August 26, 2022
25. Defendants' Memorandum of Law in Support of their Motion in Limine filed August 29, 2022
26. Receipt for Exhibits filed September 1, 2022
27. Defendants' Post-Trial Brief filed September 15, 2022
28. Plaintiff's Post-Trial Brief filed September 15, 2022
29. Defendants' Reply to Plaintiff's Post-Trial Brief filed September 27, 2022
30. Plaintiff's Post-Trial Reply Brief filed September 27, 2022
31. Plaintiff's Motion to Alter or Amend Judgment filed February 13, 2023
32. Defendants' Motion for Costs filed February 13, 2023
33. Defendants' Itemized Statement of Costs filed February 13, 2023
34. Defendants' Response to Plaintiff's Motion to Alter or Amend Judgment filed March 3, 2023
35. Plaintiff's Reply in Support of its Motion to Alter or Amend filed March 13, 2023
36. Plaintiff's Response to Defendants' Motion for Costs filed March 15, 2023
37. Plaintiff's Exhibit 1 – PD for Marlin Quay
38. Plaintiff's Exhibit 2 – 1986 Easement
39. Plaintiff's Exhibit 3 – 1990 Easement
40. Plaintiff's Exhibit 12 – November 3, 2017 Application to Amend
41. Plaintiff's Exhibit 13 – Notice of Public Hearing
42. Plaintiff's Exhibit 14 – December 21, 2017 Georgetown County Planning Commission Agenda
43. Plaintiff's Exhibit 15 – December 21, 2017 Georgetown County Planning Commission Minutes

44. Plaintiff's Exhibit 18 – June 11, 2018 Verdict Form – Civil Action No. 2016-CP-22-00961
45. Plaintiff's Exhibit 20 – August 2018 Application to Amend
46. Plaintiff's Exhibit 21 – September 24, 2018 Email from Tiffany Coleman to Surfside Realty
47. Plaintiff's Exhibit 22 – Tax Map Property Owner List
48. Plaintiff's Exhibit 26 – October 10, 2018 Email from Tiffany Coleman to Judy Blankenship
49. Plaintiff's Exhibit 29 – October 12, 2018 Letter from Dan Stacy to Holly Richardson
50. Plaintiff's Exhibit 34 – October 18, 2018 Notice of Public Hearing
51. Plaintiff's Exhibit 35 – October 18, 2018 Planning Commission Staff Report
52. Plaintiff's Exhibit 36 – October 18, 2018 Planning Commission Agenda Addendum
53. Plaintiff's Exhibit 37 – October 18, 2018 Planning Commission Meeting Minutes
54. Plaintiff's Exhibit 42 – November 13, 2018 Georgetown County Council Meeting Minutes
55. Plaintiff's Exhibit 44 – December 11, 2018 Georgetown County Council Meeting Minutes
56. Plaintiff's Exhibit 45 – January 8, 2019 Georgetown County Council Meeting Minutes
57. Plaintiff's Exhibit 46 – Ordinance 2018-40 – Adopted January 8, 2019
58. Plaintiff's Exhibit 47 – January 23, 2019 George E. Knight MAI Appraisal Report
59. Plaintiff's Exhibit 84 – November 13, 2018 County Council Agenda Packet
60. Plaintiff's Exhibit 85 – December 11, 2018 County Council Agenda Packet
61. Plaintiff's Exhibit 86 – January 8, 2019 County Council Agenda Packet
62. Defendants' Exhibit 1 – 2018 Georgetown County Zoning Ordinance
63. Defendants' Exhibit 2 – Georgetown Times Ad for December 21, 2017 Public Hearing

64. Defendants' Exhibit 3 – Coastal Observer Ad for December 21, 2017 Public Hearing
65. Defendants' Exhibit 4 – Emails Blankenship to newspapers December 21, 2017 Public Hearing
66. Defendants' Exhibit 5 – December 21, 2017 Planning Commission Staff Report
67. Defendants' Exhibit 6 – January 9, 2018 Georgetown County Council Meeting Minutes
68. Defendants' Exhibit 7 – February 13, 2018 Georgetown County Council Meeting Minutes
69. Defendants' Exhibit 8 – February 27, 2018 Georgetown County Council Meeting Minutes
70. Defendants' Exhibit 9 – Ordinance No. 2018-03 – Adopted February 27, 2018
71. Defendants' Exhibit 10 – August 27, 2018 Letter from Oxner & Stacy, P.A. to Planning Commission
72. Defendants' Exhibit 11 – Photo of Planning Commission Public Hearing Sign
73. Defendants' Exhibit 12 – Emails Blankenship to newspapers for October 18, 2018 Public Hearing
74. Defendants' Exhibit 13 – Georgetown Times Ad for October 18, 2018 Public Hearing
75. Defendants' Exhibit 14 – Coastal Observer Ad for October 18, 2018 Public Hearing
76. Defendants' Exhibit 18 – October 12, 2018 Ticket from Blankenship
77. Defendants' Exhibit 19 – Public Sign-In Sheet for Planning Commission Meeting October 18, 2018
78. Defendants' Exhibits 20 – Public Sign-In Sheet for County Council Meeting December 18, 2018
79. Defendants' Exhibit 24 – Plaintiff's Motion to Alter or Amend – Civil Action No. 2016-CP-22-00961
80. Notice of Appeal filed April 24, 2023
81. Amended Notice of Appeal filed June 7, 2023

Pursuant to Rule 209(c), SCACR, I certify that this designation contains no matter which is irrelevant to this appeal.

Respectfully submitted:

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