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SC Court of Appeals

**STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from the Administrative Law Court
Honorable Milton G. Kimpson, Administrative Law Judge

Appellate Case No.: 2023-000441

Stephen Mueller,Appellant,

v.

South Carolina Department of Health and Environmental Control, and
Carla Varn DuPre and Jasper B. Varn, III,Respondents.

**RESPONDENTS' DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

Respondents propose the following to be included in the Record on Appeal:

- 1. All items listed in Appellant's Designation of Matter;

PLEADINGS

- 2. Appellant's Motion to Re-Open Record (March 17, 2022);
- 3. Appellant's email to ALC (March 28, 2022);
- 4. Respondents' Return to Appellant's Motion to Re-Open Record (March 22, 2022);
- 5. ALC Final Order and Decision (June 7, 2022);
- 6. Appellant's Motion for Relief from the Final Order (November 28, 2022);
- 7. Respondents' Return to Motion for Relief from the Final Order (December 12, 2022);

8. ALC Order Denying Motion for Relief (March 3, 2023);
9. Appellant's email to SCALC attempting to file Notice of Appeal *pro se* (March 9, 2023);
10. Respondents' Joint Motion to Dismiss Petition for Appeal (March 29, 2023);
11. Court of Appeals' Order Granting Respondents' Motion to Dismiss in Part (May 24, 2023);

OTHER DOCUMENTS

12. OCRM Permit # OCRM02808
13. Respondents' Trial Exhibits DHEC Exhibit 1, Varn and Dupre Exhibits 15A-N, 18 A and B (photographs of beach).
14. Transcript of November 8, 2021, p. 221, 222, 223, 22, 21, 22, 78, 101, 102, 183, 182, 143, 144, 159, 177, 183, 182,
15. Email exchange initiated by Appellant, between Appellant and the lower court, 11/28/22 – 12/13/22.

CERTIFICATE OF COMPLIANCE WITH RULE 209(C), SCACR.

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

s/ Bradley D. Churdar

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