

RECEIVED

Sep 19 2024

SC Court of Appeals

IN THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

The Honorable Ralph King Anderson, III
Chief Administrative Law Judge

Appellate Case No. 2023-001351

Blue Ridge Environmental Defense League,

Appellant,

v.

South Carolina Department of Environmental Services
and Dominion Energy,

Respondents.

**RESPONDENT DOMINION ENERGY'S
DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL**

Elizabeth B. Partlow (S.C Bar No. 4348)
LAW OFFICES OF ELIZABETH B. PARTLOW, LLC
1800 Platt Springs Road
West Columbia, SC 29169
Telephone: (803) 814-0868
E-mail: beth@partlowlaw.com

Brooks M. Smith, admitted *pro hac vice*
Troutman Pepper Hamilton Sanders LLP
1001 Haxall Point, 15th Floor
Troutman Pepper Building
Richmond, VA 23219
Telephone: (804) 697-1414
E-mail: brooks.smith@troutman.com

Counsel for Respondent Dominion Energy, Inc.

Pursuant to Rule 209 of the South Carolina Appellate Court Rules, Respondent Dominion Energy South Carolina, Inc.¹ (“Dominion”) respectfully requests that the following items be included in the record on appeal. Undersigned counsel certifies, pursuant to Rule 209(c), SCACR, that the designation contains no matter which is irrelevant to this appeal.

ADMINISTRATIVE LAW COURT ORDERS

1. Final Order, filed July 24, 2023.
2. Order Denying Motion for Supersedeas dated April 2, 2024.

PLEADINGS

3. Appellant Blue Ridge Environmental Defense League’s (“BREDL”) Petition for Writ of Supersedeas in the Administrative Law Court filed on February 27, 2024
4. Dominion Energy’s Response to BREDL’s Petition for Writ of Supersedeas in the Administrative Law Court (“ALC”) filed on March 8, 2024.

TRANSCRIPTS

5. ALC Contested Hearing Transcript, from February 27, 2023, to March 1, 2023: pp. 13-19; 20-31; 81-85; 93; 113; 119-127; 130-133; 135-140; 143; 145-149; 154; 157-190; 192-195; 199; 201-202; 204-211; 213; 217; 219-258; 261-264; 268; 271-272; 274-281; 283; 285-288; 290-295; 299

EXHIBITS AND OTHER MATERIALS OR DOCUMENTS

6. Petitioner’s Exhibit 2 - DHEC’s² Notice of Department Decision – Water Quality Certification.
7. Petitioner’s Exhibit 8 – South Carolina Department of Natural Resources Comment Letter dated

¹ Dominion Energy South Carolina, Inc. is a wholly owned subsidiary of Dominion Energy, Inc.

² By Order dated September 12, 2024, the South Carolina Department of Environmental Services (“SCDES”) was substituted for the South Carolina Department of Health and Environmental Control as a Respondent in this case. For the purposes of continuity with the record, this Designation of Matter refers to SCDES as DHEC.

