

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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OCT 25 2013

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

SC Court of Appeals

The Honorable G. Thomas Cooper, Jr., Circuit Court Judge

Appellate Case No. 2013-1096
Circuit Court Case No. 2012-CP-40-7331

Phillip Morgan, individually and on behalf of all similarly situated
plaintiffs, Appellant,

v.

South Carolina Department of Revenue; South Carolina Division of
State Information Technology; the Office of the Governor of the
State of South Carolina; Trustwave Corporation; and Trustwave
Holdings, Inc., Respondents.

DESIGNATION OF MATTER FOR RESPONDENTS SOUTH CAROLINA
DEPARTMENT OF REVENUE AND THE OFFICE OF THE GOVERNOR OF THE
STATE OF SOUTH CAROLINA

Respondents the Department of Revenue and the Office of the Governor propose
the following be included in the Record on Appeal:

1. Complaint
2. Amended Complaint
3. Motion to Dismiss or Stay Case filed by the Department of Revenue and
Governor Haley
4. Memorandum in Support of the Department of Revenue's and the Office of
the Governor's Motion to Dismiss or Stay Case
5. Transcript of February 7, 2013 Hearing before the Circuit Court
6. Form 4 Order (Feb. 11, 2013)

7. Order Granting Motion to Dismiss the Department of Revenue and the Office of the Governor (Feb. 27, 2013)
8. Plaintiff's Motion for Reconsideration
9. Plaintiff's Amended Motion for Reconsideration
10. Order Denying Plaintiff's Motion to Reconsider (Apr. 16, 2013)
11. Notice of Appeal

The below-signed certify that this Designation contains no matter which is irrelevant to this appeal.

WOMBLE CARLYLE SANDRIDGE &
RICE, LLP

BOWERS LAW OFFICE, LLC

By: 

M. Todd Carroll
S.C. Bar No. 74000
Kevin A. Hall
S.C. Bar No. 15063
1727 Hampton Street
Columbia, South Carolina 29201
(803) 454-6504

Karl S. Bowers, Jr.
S.C. Bar No. 16141
Post Office Box 50549
Columbia, South Carolina 29250
(803) 753-1099

Theodore F. Claypoole
Admitted Pro Hac Vice
One Wells Fargo Center
Suite 3500, 301 South College Street
Charlotte, North Carolina 28202-6037
(704) 331-4910

Attorneys for the South Carolina Department of
Revenue and the Office of the Governor of the State of
South Carolina

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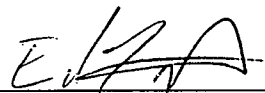
I, the undersigned Legal Secretary of the law offices of Womble Carlyle Sandridge & Rice LLP, Attorneys for the South Carolina Department of Revenue and the Office of the Governor of the State of South Carolina, do hereby certify that I have served the below parties in this action with a copy of the pleading(s) specified below by mailing a copy of the same, postage prepaid, to the following address(es):

Pleading: Designation of Matter for Respondents South Carolina Department of Revenue and the Office of the Governor of the State of South Carolina

Parties Served: John D. Hawkins, Esq.
C. Logan Rollins, II, Esq.
The Hawkins Law Firm
P.O. Box 5048
Spartanburg, SC 29304
Attorneys for Appellant

James G. Long, Esq.
Jennifer J. Hollingsworth, Esq.
Nexsen Pruet, LLC
1230 Main Street, Suite 700
Columbia, SC 29201
Attorneys for Trustwave Corporation and Trustwave Holdings, Inc.

Robert E. Stepp, Esq.
Robert E. Tyson, Jr., Esq.
Bess J. DuRant, Esq.
Sowell Gray Stepp & Laffitte, LLC
PO Box 11449
Columbia, SC 29211
Attorneys for the Division of State Information Technology



Edwin T. Mathis

October 25, 2013

WOMBLE
CARLYLE
SANDRIDGE
& RICE
A LIMITED LIABILITY
PARTNERSHIP



1727 Hampton Street
Columbia, SC 29201

Telephone: (803) 454-6504
Fax: (803) 454-6509
www.wcsr.com

Direct Dial: 803-454-7730
Direct Fax: 803-381-9130
E-mail: Todd.Carroll@wcsr.com

October 25, 2013

The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
1015 Sumter Street
Columbia, SC 29201

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SC Court of Appeals

Re: Phillip Morgan v. SC Dept. of Revenue
Appellate Case No. 2013-001096

Dear Ms. Kitchings:

Enclosed please find Respondents' Initial Brief and Designation of Matter. Please file the original and return a clocked copy to us.

With kind regards, I remain

Very truly yours,

M. Todd Carroll

MTC/tm

cc: John C. Hawkins
Robert E. Stepp
James G. Long