

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM STATE ETHICS COMMISSION

Complaint No. 2021-016

Appellate Case No.: 2025-000875

South Carolina State Ethics Commission.....Respondent.

v.

Kenneth B. Loveless.....Appellant.

RESPONDENT’S DESIGNATION OF THE MATTER

Pursuant to Rule 209 of the South Carolina Appellate Court Rules, Respondent respectfully requests the following items be included in the Record on Appeal. Unless otherwise stated, all items designated include exhibits and exclude proof of service, cover sheets, motion forms, and notices.

ORDERS

- 1) Order Denying Motion to Reschedule dated September 15, 2022
- 2) Order Denying Motion for Expedited Hearing dated September 28, 2022
- 3) Order Denying Second Motion for Expedited Hearing dated September 30, 2022
- 4) Order Granting Third Motion for Expedited Hearing dated October 3, 2022
- 5) Order Denying Motion to Dismiss dated October 6, 2022
- 6) Decision and Order dated March 24, 2023

- 7) Order Denying Motion to Admit Additional Evidence dated June 3, 2024
- 8) Appeal Order dated March 31, 2025

PLEADINGS

- 9) Kimberly Benson vs. Kenneth Loveless Complaint filed February 17, 2021
- 10) Answer from Bowers dated February 28, 2022
- 11) Notice of Hearing dated July 11, 2022
- 12) Motion to Reschedule dated August 15, 2022
- 13) Motion to Dismiss dated September 11, 2022
- 14) Response to Motion to Dismiss dated September 26, 2022
- 15) Motion for Expedited Hearing dated September 27, 2022
- 16) Reply to Response to Motion to Dismiss dated September 28, 2022
- 17) Second Motion for Expedited Hearing on Motion to Dismiss dated September 29, 2022
- 18) Third Motion for Expedited Hearing on Motion to Dismiss dated October 3, 2022
- 19) Request for Review of Order Denying Motion to Dismiss dated October 17, 2022
- 20) Request for Review of Decision and Order dated April 3, 2023
- 21) Notice of Appellate Hearing dated October 30, 2023
- 22) Amended Notice of Appellate Hearing dated January 17, 2024
- 23) Motion to Admit Additional Evidence dated February 20, 2024
- 24) Response to Motion to Admit Additional Evidence dated March 14, 2024
- 25) Reply to Response to Motion to Admit Additional Evidence dated March 19, 2024
- 26) Exhibit B to Motion to Admit Additional Evidence received May 16, 2024
- 27) Second Amended Notice of Appellate Hearing dated July 10, 2024
- 28) Appellant's Appellate Brief dated August 30, 2024

29) Response to Appellant's Appellate Brief dated September 30, 2024

30) Appellant's Reply Brief dated October 10, 2024

TRANSCRIPTS

31) October 6, 2022 Motion to Dismiss Hearing Transcript

32) February 16, 2023 Hearing Panel Transcript

33) March 21, 2024 Motion to Admit Additional Evidence Hearing Transcript

34) January 16, 2025 Appellate Hearing Transcript

OTHER SUPPORTING MATERIAL

35) September 25, 2020 Informal Opinion to Kenneth Loveless

36) February 22, 2021 Informal Opinion to Kenneth Loveless

37) February 23, 2021 Facts Sufficient Letter to Kenneth Loveless

38) October 3, 2022 email from Director regarding proposed orders for MTD hearing

39) October 6, 2022 email from Laster to Director submitting staff's proposed MTD order

40) October 6, 2022 email from Cogan to Director submitting Appellant's proposed MTD
order

41) February 17-21, 2023 email FOIA request from OIG with Commission response

42) March 3, 2023 email from O'Bryan to Director submitting staff's proposed D&O

43) March 3, 2023 email from Cogan to Director submitting Appellant's proposed hearing
panel order

44) January 23, 2024 FOIA request from Hubbard

45) Commission FOIA response to Hubbard

46) May 15, 2024 email from O'Bryan to Director submitting staff's proposed Order
Denying Motion to Admit Additional Evidence

47) May 20, 2024 email from Cogan to Director submitting Appellant's proposed Order
Granting Motion to Admit Additional Evidence

48) March 3, 2025 email from O'Bryan to Director submitting staff's proposed Appeal Order

49) March 3, 2025 email from Hubbard to Director with Appellant's proposed Appeal Order

50) March 14, 2025 email from O'Bryan to Director submitting staff's final proposed Appeal
Order

The undersigned counsel hereby certifies, pursuant to Rule 209(c) of the South Carolina
Appellate Court Rules, that this Designation contains no matter that is irrelevant to the appeal.

Respectfully submitted,

s/Courtney M. Laster

Courtney M. Laster (77807)

South Carolina State Ethics Commission

201 Executive Center Drive, Suite 150

Columbia, SC 29210

803-253-4192

claster@ethics.sc.gov

September 26, 2025