

RECEIVED

Jun 17 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA
PROCUREMENT REVIEW PANEL
Willie D. Franks, Chairman

Appellate Case No. 2026-000914
Case No. 2025-5

In Re: Haren Construction, Co., Inc.

Project No. P24-6052-PG Beaufort-Waddel Mariculture Maturation Ponds Maintenance – Re-Bid

Paragon Inc. of South Carolina, LLC, Chief Procurement Officer, State Fiscal Accountability Authority, and South Carolina Department of Natural Resources,

of which Paragon Inc. of South Carolina, LLC and Chief Procurement Officer, State Fiscal Accountability Authority are the Appellants/Respondents, South Carolina Department of Natural Resources is the Respondent/Appellant, and Haren Construction Co., Inc. is the Respondent.

RESPONDENT-APPELLANT SCDNR (as Appellant) DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

The South Carolina Department of Natural Resources, as Respondent-Appellant, proposes the following be included in the Record on Appeal:

1. November 19, 2025 CPO Protest Decision (PRP 15-21)
2. March 13, 2026 Panel Order
3. April 6, 2026 Panel Order Denying Motions to Reconsider
4. April 14, 2026 Panel Order Denying Motion to Stay
5. Paragon Notice of Intent to Protest (PRP 54-61)
6. Paragon Formal Protest without Attachments (PRP 24-32)
7. SCDNR Brief to Panel
8. SCDNR Motion to Reconsider
9. SCDNR Response in Opposition to Paragon's and CPOC's Motions to Reconsider
10. SCDNR Memorandum to Court (exhibits designated below)

11. Paragon Application for Licensure (PRP 40)
12. Paragon Licenses (PRP 34, 36, 38)
13. Paragon Revision Application (PRP 42-45)
14. Paragon SCSOS Certificate of Existence (PRP 49)
15. Advertisement for Invitation for Design-Bid-Build Construction Services (SE-310)(PRP 62)
16. Bidding Document / Plan Excerpt (PRP 79-82)
17. Invitation for Design-Bid-Build Construction Services (SE-310)(PRP 84)
18. Haren Lump Sum Bid Form (SE-330) (*see SCDNR Memo*)
19. SCDNR Bid Tabulation (PRP 63)
20. Request for Concurrence in Posting Notice of Intent to Award Design-Bid-Build Contract (SE-360) (*see SCDNR Memo*)
21. SCDNR Supporting Documentation for Request for Concurrence in Posting Notice of Intent to Award Design-Bid-Build Contract (SE-360) (PRP 66 and 70-73)
22. Notice of Intent to Award- Design-Bid-Build Contract (SE-370)(PRP 67)
23. October 30, 2025 SCDNR Memorandum (PRP 68-69)
24. Citation and Notification of Penalty for General and/or Mechanical contracting Issued to Paragon Builders (PRP 478)
25. Affidavit of Jeff Boyer (*see SCDNR Memo*)
26. Haren-SCDNR Signed Contract (A101 and A201) (*see SCDNR Memo*)
27. May 4, 2026 SCDNR Cover Letter to Haren (*see SCDNR Memo*)
28. Building / Construction Permit (SE-580) (*see SCDNR Memo*)

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

Respectfully submitted,

s/ Van Whitehead

Susan O. Porter, General Counsel
S.C. Bar No. 68335
PorterS@dnr.sc.gov

Van Whitehead, Deputy General Counsel
S.C. Bar No. 70446
WhiteheadV@dnr.sc.gov

South Carolina Department of Natural Resources
P.O. Box 167
Columbia, SC 29202
(803) 734-4006

Attorneys for the South Carolina Department of
Natural Resources

June 17, 2026