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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT
S. Phillip Lenski, Administrative Law Judge

Appellate Case No. 2025-002447

Friends of Horse Creek Valley,Appellant,

v.

South Carolina Department of Environmental Services and
Rabbit Hill Class 2 Landfill,..... Respondents.

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

Pursuant to Rule 209, SCACR, Respondents South Carolina Department of Environmental Services (DES) and Rabbit Hill Class 2 Landfill (Rabbit Hill) (collectively, Respondents) through counsel, hereby designates the following matter for inclusion in the Record on Appeal:

1. Friends of Horse Creek Valley's Request for Contested Case Hearing, dated August 16, 2024
2. DES's Notice of Appearance and Agency Information Sheet with attachments, filed September 5, 2024
3. Order for Prehearing Statements, issued on September 16, 2024
4. Friends of Horse Creek Valley's Prehearing Statement, filed October 22, 2024
5. Rabbit Hill's Prehearing Statement, including all exhibits attached thereto, filed on October 22, 2024
6. Friends of Horse Creek Valley's Motion for Summary Judgment, including all exhibits attached thereto, filed on February 10, 2025

7. Rabbit Hill's Response to Friends of Horse Creek Valley's Motion for Summary Judgment and Cross Motion for Summary Judgment, including all exhibits attached thereto, filed on March 17, 2025
8. DES's Response to Friends of Horse Creek Valley's Motion for Summary Judgment and Cross Motion for Summary Judgment, filed on March 17, 2025
9. Friends of Horse Creek Valley's Reply to Respondents' Response to Friends of Horse Creek Valley's Motion for Summary Judgment and Response to Respondents' Cross Motion for Summary Judgment, filed on April 11, 2025
10. Rabbit Hill's Reply in Support of its Cross Motion for Summary Judgment, including the exhibit attached thereto, filed on May 1, 2025
11. Entire Transcript of Hearing on Friends of Horse Creek Valley's Motion and Respondents' Cross Motions for Summary Judgment, dated June 26, 2025
12. Order Granting Rabbit Hill's Motion for Summary Judgment and Denying Friends of Horse Creek Valley's Motion for Summary Judgment, issued on October 14, 2025
13. Friends of Horse Creek Valley's Motion for Reconsideration, filed on October 22, 2025
14. Respondents' Joint Response to Friends of Horse Creek Valley's Motion for Reconsideration, filed on October 31, 2025
15. Order Denying Friends of Horse Creek Valley's Motion for Reconsideration, issued on November 18, 2025
16. Notice of Appeal, filed December 8, 2025

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Respectfully submitted,

**SOUTH CAROLINA DEPARTMENT OF
ENVIRONMENTAL SERVICES**

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June 22, 2026
Columbia, South Carolina