

THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

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APR 04 2014

SC Court of Appeals

APPEAL FROM RICHLAND COUNTY

G. Thomas Cooper, Jr., Circuit Court Judge

Civil Action No. 13-CP-40-2306

Basil W. Akbar, #065498,

Appellant,

v.

South Carolina Department of Corrections,
Bill Byars, Martha Roof, Debrah Long,
Lisia Johnson, Ann and John Doe,

Respondents.

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

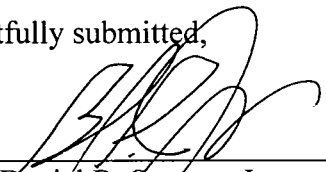
Respondents propose that the following materials be included in the Record on Appeal:

- 1) Summons and Complaint of Appellant, dated October 1, 2012 and filed January 16, 2013, with attachments;
- 2) Respondents' Notice of Motion and Motion to Dismiss/Strike Prayer for Punitive Damages, dated and filed February 27, 2013;
- 3) Respondents' Notice of Motion and Motion to Dismiss or in the Alternative to Substitute Parties, dated and filed February 27, 2013;
- 4) Answer of Respondents dated and filed March 13, 2013;
- 5) Respondents' Answers to Appellant's Requests for Admission, dated April 4, 2013;

- 6) Appellant's Motion to Compel, dated July 3, 2013;
- 7) Respondents' Answers to Appellant's First Interrogatories and Requests for Production of Documents, dated July 22, 2013;
- 8) Respondents' Answers to Appellant's Second Interrogatories and Requests for Production of Documents, dated July 22, 2013;
- 9) Respondents' Notice of Motion and Motion for Summary Judgment, dated and filed July 22, 2013, with attachments;
- 10) Respondents' Notice of Motion and Motion for Protective Order and to Stay Discovery, dated and filed July 22, 2013, with attachments;
- 11) Affidavits of Ann Hallman and Noel Hebert, dated and filed July 23, 2013, with attachments;
- 12) Respondents' Memorandum of Law in Support of Motion to Dismiss and Motion for Summary Judgment, dated and filed July 31, 2013, with attachments;
- 13) Order granting Respondents' Motion to Dismiss and Motion for Summary Judgment signed by the Honorable G. Thomas Cooper, Jr., dated and filed September 26, 2013;
- 14) Appellant's Notice of Motion and Rule 59(e) Motion for Reconsideration dated October 15, 2013; and
- 15) Order Denying Appellant's Motion for Reconsideration signed by the Honorable G. Thomas Cooper, Jr., dated December 9, 2013 and filed December 10, 2013.

The undersigned counsel for Respondents certifies that this Designation contains no matter which is irrelevant to this appeal.

Respectfully submitted,



Daniel R. Settana, Jr.
Brandon P. Jones
McKay, Cauthen, Settana & Stublely, P.A.
1303 Blanding Street
Post Office Box 7217
Columbia, South Carolina 29202-7217
Attorneys for Respondents

Columbia, South Carolina
April 4, 2014

THE STATE OF SOUTH CAROLINA

In the South Carolina Court of Appeals

APPEAL FROM RICHLAND COUNTY

G. Thomas Cooper, Jr., Circuit Court Judge

Civil Action No. 13-CP-40-0301

Basil W. Akbar, #65498,

Appellant,

v.

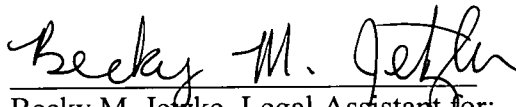
South Carolina Department of Corrections,
Bill Byers, Martha Roof, Debrah Long,
Lisia Johnson, Ann and John Doe,

Respondents.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on April 4, 2014, a copy of the foregoing **DESIGNATION OF MATTERS** was served on Pro Se Plaintiff by mailing a copy of same in the United States Mail, via certified mail, return receipt requested, proper postage prepaid, addressed as follows:

Basil W. Akbar, #65498
Lee Correctional Institute
990 Wisacky Hwy, Ker. 2224-N
Bishopville, SC 29010



Becky M. Jetzke, Legal Assistant for:
Daniel R. Settana, Jr.
Brandon P. Jones
McKay, Cauthen, Settana & Stublely, P.A.
1303 Blanding St.
Columbia, South Carolina 29201
Attorney for Respondents

THE STATE OF SOUTH CAROLINA

In the South Carolina Court of Appeals

APPEAL FROM RICHLAND COUNTY

G. Thomas Cooper, Jr., Circuit Court Judge

Civil Action No. 13-CP-40-0301

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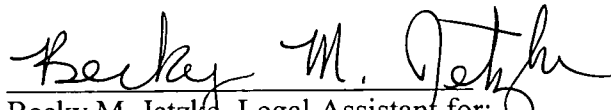
South Carolina Department of Corrections,
Bill Byers, Martha Roof, Debrah Long,
Lisia Johnson, Ann and John Doe,

Respondents.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on April 4, 2014, a copy of the foregoing **RESPONDENTS' INITIAL BRIEF** was served on Pro Se Plaintiff by mailing a copy of same in the United States Mail, via certified mail, return receipt requested, proper postage prepaid, addressed as follows:

Basil W. Akbar, #65498
Lee Correctional Institute
990 Wisacky Hwy, Ker. 2224-N
Bishopville, SC 29010



Becky M. Jetzke, Legal Assistant for:
Daniel R. Settana, Jr.
Brandon P. Jones
McKay, Cauthen, Settana & Stublely, P.A.
1303 Blanding St.
Columbia, South Carolina 29201
Attorney for Respondents

Julius W. McKay, II
Mark D. Cauthen
Daniel R. Settana, Jr.
M. Stephen Stubley
Janet Brooks Holmes
Peter P. Leventis, IV
Kelli L. Sullivan*

Law Offices
McKAY, CAUTHEN, SETTANA & STUBLEY, P.A.

P.O. Box 7217
Columbia, South Carolina 29202-7217

1303 Blanding Street
Columbia, South Carolina 29201

Douglas McKay, Jr.
(1917-2008)

Telephone
(803) 256-4645

Fax

(803) 765-1839

E-Mail

mms@mckayfirm.com

Web

www.mckayfirm.com

*S.C. Certified Mediator
+ Also licensed in N.C.

Temus C. Miles, Jr.
David M. Bornemann
Brandon P. Jones
James E. L. Fickling+
Richard E. Marsh, III
Meghan H. Hall

April 4, 2014

VIA HAND DELIVERY

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

Re: Basil Akbar v. SCDC, Bill Byers, Martha Roof, Debrah Long,
Lisia Johnson, Ann and John Doe
SC Appeal No.: 2013-002306
Richland Co. Case No: 2013-CP-40-0301
Claim No: 75046
Our File No: 9-372

Dear Ms. Kitchings:

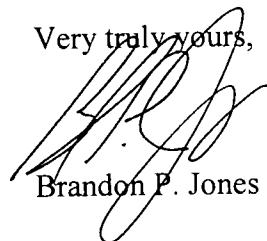
Please find enclosed for filing the original and two (2) copies of **Respondents' Initial Brief and Designation of Matters** in reference to the above matter. Please return the two (2) clocked-in copies of each of these documents to me via my courier.

By copy of this letter, I am serving the *pro se* Appellant with the same.

Thank you for your assistance. Should you have any questions or concerns, do not hesitate to contact me.

With kindest regards, I am,

Very truly yours,



Brandon P. Jones

BPJ/bmj

Enclosures

cc: Basil Akbar, #65498 (via Certified/Return Receipt Requested)

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