

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

**APPEAL FROM RICHLAND COUNTY
Court of Common Pleas**

DeAndrea Gist Benjamin, Circuit Court Judge

**Case No. 2013-CP-400-1643
Appellate Case No. 2014-000583**

Samuel T. Brick

Appellant

v.

Richland County Planning Commission

Respondent

RECEIVED

MAY 23 2014

SC Court of Appeals

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

Appellant proposes the following be included in the Record on Appeal:

1. Order of December 17, 2013, granting Motion of Intervener Fairways Development LLC's Motion to Dismiss;
2. Order of December 17, 2013, granting Motion of Respondent Richland County Planning Commission's Motion to Dismiss;
3. Order of December 17, 2013, granting Motion of Intervener Fairways Development LLC to Intervene in the Case;
4. Form 4 Order dtd. February 5, 2014, denying Appellant's Motion for Reconsideration;
5. Appellant's Notice of Appeal and Appeal to the Court of Common Pleas, Fifth Judicial District of the Richland County Planning Commission Denial of Appellant's Appeal Regarding Administration of Zoning p. 1, pp. 3-4, pp.9-10, pp. 18-19, App. A-1 (pp. 1-4), App. A-2 (p. 2-3, *DRT Meeting Notice*), App. A-4,

App. B-1, App. B-3 (p. 1, pp. 16-19), and App. B-6 (*Order of Planning Commission*);

6. Notice of Motion and Motion to Dismiss on behalf of Respondent Richland County Planning Commission, dtd. May 31, 2013;
7. Appellant's Response to Richland County Planning Commission Motion to Dismiss Appeal, dtd. July 31, 2013;
8. Appellant's Affidavit and Response to Appellee's Motion to Dismiss Appeal, dtd. August 21, 2013;
9. Motion to Intervene by Fairways Development LLC, dtd. June 14, 2013, w/o Certificate of Service;
10. Appellant's Answer to Motion to Intervene, dtd. July 31, 2013;
11. Appellant's Affidavit in Response to Fairways Development LLC Motion to Intervene, with Appendices, dtd. August 21, 2013;
12. Appellant's Motion to Amend Notice of Appeal and Appeal of the Richland County Planning Commission Denial of Appellant's Appeal regarding Administration of Zoning and Notice of Defective File, dtd. June 27, 2013;
13. Fairways Development LLC's Motion to Dismiss Appeal with attachments, dtd. June 14, 2013;
14. Appellant's Response to Fairways Motion to Dismiss, dtd. July 31, 2013;
15. Appellant's Affidavit in Response to Fairways Development LLC Motion to Dismiss with Appendix 1, dtd. August 21, 2013;
16. Appellant's Notice and Motion for Reconsideration;
17. Transcript of Proceedings pp 31-46, pp. 50-51;
18. Richland County Planning Commission's Record on Appeal, w/o numbered submissions, dtd. May 31, 2013;

19. Richland County Planning Commission's Supplemental Record on Appeal, without numbered submissions, dtd. August 15, 2013;
20. Section 26-186 of the Richland County Code (App. C-10 of # 5, above);
21. Section 26-89 of the Richland County Code (App. C-6 of # 5, above);
22. Section 26-34 of the Richland County Code;
23. Section 26-54 of the Richland County Code;
24. Sketch/Concept Plans for The Villages at Longcreek, prepared for Longcreek Associates, LLC, dtd. Nov. 7, 2012, as stamped by Sustainable Design Consultants, Inc. and John D. Champoux, registered landscape architect and marked "submitted for approval" (Title Page and SP-01 through SP-03), such plans provided by Appellee as part of the official county record provided the Planning Commission for action on the appeal and referenced in Des. Matter #22, p. 3 and in other pleadings);
25. Electronic Communication by Law Clerk advising of Appeal; and
26. 5th Judicial Circuit Public Index of *Samuel T. Brick v. Richland County Planning Commission*, Case No. 2013CP4001643.

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

May 23, 2014



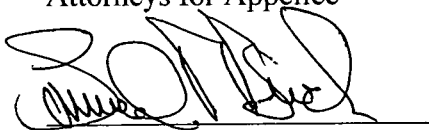
Samuel T. Brick
124 Runneymede Drive
Blythewood, South Carolina 29016
(803) 546-4895
sbrick2011@gmail.com

CERTIFICATE OF SERVICE

I, Samuel T. Brick, Appellant, Pro Se, hereby certify that this Designation of Matter to be Included in the Record on Appeal was served upon the parties to this action

by my depositing a copy of same, enclosed in a First Class postpaid envelope addressed to the attorneys of record in a post office or official postal depository under the exclusive care and custody of the United States Postal Service, on May 23, 2014, addressed in the following manner:


William H. Davidson, II, Esquire
Michael B. Wren, Esquire
Davidson & Lindemann, P.A.
1611 Devonshire, Second Floor
Post Office Box 8568
Columbia, S.C. 29202
Attorneys for Appellee



Samuel T. Brick, Appellant

Tobias G. Ward, Jr., Esquire
P.O. Box 6138
Columbia, S.C. 29260
Attorney for Intervener/Appellee

Very Respectfully Submitted,



Samuel T. Brick, Appellant, Pro se
124 Runneymede Drive
Blythewood, SC 29016
803 546 4895
sbrick2011@gmail.com

Blythewood, South Carolina
May 23, 2014

CERTIFICATE OF SERVICE

I, Samuel T. Brick, Appellant, Pro Se, hereby certify that this Initial Brief of Appellant was served upon the parties to this action by my depositing a copy of same, enclosed in a First Class postpaid envelope addressed to the attorneys of record in a post office or official postal depository under the exclusive care and custody of the United States Postal Service, on May 23, 2014, addressed in the following manner:

William H. Davidson, II, Esquire
Michael B. Wren, Esquire
Davidson & Lindemann, P.A.
1611 Devonshire, Second Floor
Post Office Box 8568
Columbia, S.C. 29202

Tobias G. Ward, Jr., Esquire
P.O. Box 6138
Columbia, S.C. 29260

Attorney for Intervener/Appellee

Attorneys for Appellee



Samuel T. Brick, Appellant

RECEIVED

MAY 23 2014

SC Court of Appeals

May 23, 2014

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

RE: Samuel T. Brick v. Richland County Planning Commission, Case No. 2013-CP-400-1643;
Appellate Case No. 2014-000583

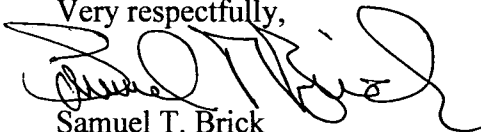
Dear Madam Clerk:

Enclosed herewith are the Initial Brief of Appellant with Certificate of Service and the Designation of Matter to be included in the Record on Appeal with Certificate of Service in the above referenced appeal.

Please advise if there are any matters of which the undersigned *pro se* appellant has overlooked. The undersigned will be on a family vacation the week of May 25th and will be in Baltimore from June 4th through the 9th for an Army event and again from June 11th through the 16th in Orlando, Florida for an Army Reserve Ambassador function (a Yellow Ribbon event). Your correspondent is one of two Army Reserve Ambassadors appointed from South Carolina and will be on Federal military orders for the Orlando event. The Baltimore event is a voluntary Army event. He will have his cell phone with him during these matters and is available if it is necessary for contact.

There will be no mail collection during these periods and if a mailing is made with a deadline, please advise or email at the address below.

Very respectfully,



Samuel T. Brick
Appellant Pro se
124 Runnymede Drive
Blythewood, SC 29016
803 546 4895
sbrick2011@gmail.com

cc:

William H. Davidson, II, Esq.
Michael B. Wren, Esq.
Davidson & Lindemann, P.A., Attorneys for Appellee

Tobias G. Ward, Jr., Attorney for Intervener/Appellee

RECEIVED

MAY 23 2014

SC Court of Appeals