

HE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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JUL 14 2014

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

**SC Court of Appeals**

The Honorable G. Thomas Cooper, Jr., Circuit Court Judge

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Circuit Court Case No. 2007-CP-40-02187

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Protection and Advocacy for the People with Disabilities, Inc.; M.J.B. on behalf of and as next friend of J.B.; C.B.B. on behalf of and as guardian of P.B.; G.C. and L.C. on behalf of and as guardians of F.C.; D.P. on behalf of and as guardian of C.M.D.; K.F. and S.F. on behalf of and as next friend of A.E.; J.H. on behalf of and as next friend of A.J.; G.M. on behalf of and as next friend of E.M.; N.M. on behalf of and as guardian of E.J.M.; R.P. on behalf of and as Guardian of S.P.; R.R. and J.R. on behalf of and as guardians of K.D.R.; and J.K. on behalf of and guardian of S.S. . . . . . **APPELLANTS**

v.

South Carolina Department of Disabilities and Special Needs; Dr. Beverly Buscemi, in her official capacity as Director of the South Carolina Department of Disabilities and Special Needs; and Nancy Banor, Deborah McPherson, Christine Sharp, Rick Huntress, Fred Lynn, Harvey Shiver and Kelly Hanson Floyd, as Commissioners of the South Carolina Department of Disabilities and Special Needs . . . . . **RESPONDENTS**

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

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Appellants Protection and Advocacy for the People with Disabilities, Inc.; M.J.B. on behalf of and as next friend of J.B.; C.B.B. on behalf of and as guardian of P.B.; G.C. and L.C. on behalf of and as guardians of F.C.; D.P. on behalf of and as guardian of C.M.D.; K.F. and S.F. on behalf of and as next friend of A.E.; J.H. on behalf of and as

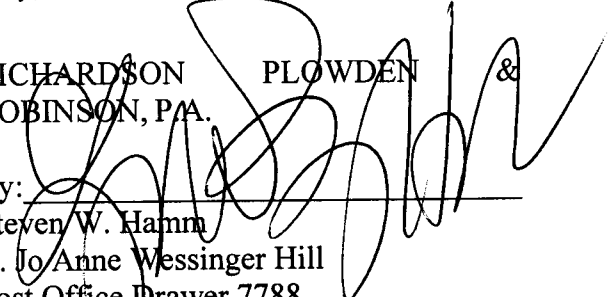
next friend of A.J.; G.M. on behalf of and as next friend of E.M.; N.M. on behalf of and as guardian of E.J.M.; R.P. on behalf of and as Guardian of S.P.; R.R. and J.R. on behalf of and as guardians of K.D.R.; and J.K. on behalf of and guardian of S.S., (“Appellants”) propose the following be included in the Record on Appeal:

- 1) Order of Judge Cooper, dated October 7, 2013;
- 2) Order of Judge Cooper, dated December 30, 2013;
- 3) Summons and Complaint, dated April 5, 2007;
- 4) Petition to Proceed Anonymously, dated April 12, 2007;
- 5) Order to Allow Individually Named Plaintiffs to Proceed Anonymously, dated April 12, 2007
- 6) Defendants’ Motion to Dismiss and Motion for More Definite Statement, dated May 31, 2007
- 7) Defendants’ Memorandum in Support of Motion to Dismiss, dated September 18, 2007
- 8) Plaintiffs’ Memorandum in Opposition to Defendant’s Motions to Dismiss And for More Definite Statement, dated September 21, 2007
- 9) Order of Court by the Honorable J. Michelle Childs, dated December 14, 2007
- 10) Answer of All Defendants, dated December 26, 2007
- 11) Defendants’ Motion for Summary Judgment, dated June 9, 2008
- 12) Memorandum in Support of Defendants Motion for Summary Judgment October 8, 2008
- 13) Defendants Answers to Plaintiffs’ Interrogatories, dated December 17, 2008
- 14) Defendants Answers to Plaintiffs’ Requests to Produce, dated December 17, 2008
- 15) Deposition of Kathi Lacy deposition, dated July 9, 2009
- 16) Deposition of Dr. John Vaughn deposition, dated June 10, 2009
- 17) Deposition of Deborah McPherson deposition, dated September 23, 2011
- 18) Affidavit of Gloria Provost, dated May 11, 2010
- 19) Affidavit of Larry Hyde, dated October 19, 2010
- 20) Affidavit of Judy Rauppias, dated June 14, 2010
- 21) Affidavit of C. Jo Anne Wessinger Hill, dated October 17, 2013
- 22) Plaintiffs’ Memo in Opposition to Defendants’ Motion for Summary Judgment, dated May 13, 2010
- 23) Defendants’ Reply Memo in Support of Defendants’ Motion for Summary Judgment, dated May 28, 2010
- 24) Plaintiff’s Notice of and Motion for Summary Judgment, dated June 6, 2013
- 25) Plaintiffs’ Memorandum in Support of Motion for Summary Judgment, dated August 1, 2013
- 26) Defendants’ Supplemental Memorandum on Summary Judgment, dated August 2, 2013
- 27) Plaintiffs’ Notice of and Motion to Alter, Amend or Reconsider Judgment Pursuant to Rule 59(e) SCRCP, dated October 17, 2013

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

Respectfully submitted this 14 day of July, 2014,

RICHARDSON PLOWDEN &  
ROBINSON, P.A.

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ON BEHALF OF AND AS NEXT FRIEND OF  
J.B.; C.B.B. ON BEHALF OF AND AS  
GUARDIAN OF P.B.; G.C. AND L.C. ON  
BEHALF OF AND AS GUARDIANS OF F.C.;  
D.P. ON BEHALF OF AND AS GUARDIAN OF  
C.M.D.; K.F. AND S.F. ON BEHALF OF AND  
AS NEXT FRIEND OF A.E.; J.H. ON BEHALF  
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AND J.K. ON BEHALF OF AND GUARDIAN OF  
S.S.

July 14, 2014  
Columbia, South Carolina