

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable J. C. Nicholson, Jr., Circuit Court Judge

Case No. 2009-CP-10-7399
Appellate Case No. 2014-002118

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JAN 05 2015
SC Court of Appeals

Lynne Vicary, Kent Prause, and South Carolina Coastal
Conservation League, Respondents,

v.

Town of Awendaw, and EBC, LLC Defendants,
Of whom Town of Awendaw is the Appellant

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

Pursuant to Rule 209, SCACR, Appellant Town of Awendaw designates the following material for inclusion in the record on appeal. The undersigned certifies that the Designation of Matter to be Included in the Record on Appeal contains no matter which is irrelevant to the appeal.

ORDERS

1. Order Remitting Case, filed July 10, 2012
2. Final Order, filed April 16, 2014

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SC Court of Appeals

PLEADINGS

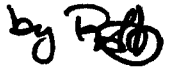
3. Second Amended Complaint, filed April 23, 2010.
4. Defendant, Town of Awendaw's Answer to Second Amended Complaint, filed May 21, 2010.
5. Defendant, Town of Awendaw's Answer to the First Amended Complaint, filed January 21, 2010.
6. Stipulation of Dismissal of Plaintiffs Lynne Vicary, Kent Prause, and SC Coastal Conservation League and Defendant EBC, LLC, filed September 6, 2012.

TRANSCRIPTS

7. Trial Transcript, April 16, 2014.
8. Trial Exhibits, April 16, 2014.

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by 

Attorneys for Appellant, Town of Awendaw

Charleston, South Carolina

January 5, 2015

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PROOF OF SERVICE

I, the undersigned Administrative Assistant of the law offices of Nelson Mullins
Riley & Scarborough LLP, attorneys for Town of Awendaw, do hereby certify that I have served
all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy
of the same by United States Mail, postage prepaid, to the following address(es):

Pleadings: Designation of Matter to be Included in the Record on Appeal

Counsel Served: Attorneys for Respondents

W. Jefferson Leath, Jr., Esq. Leath Bouche & Seekings, LLP P.O. Box 59 Charleston, SC 29402-0059	Christopher K. DeScherer Southern Environmental Law Center 43 Broad Street, Suite 300 Charleston, SC 29401
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Lisa P. Whitehurst

Lisa P. Whitehurst
Administrative Assistant

January 5, 2015