

THE STATE OF SOUTH CAROLINA
In The Court Of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

HONORABLE SHIRLEY C. ROBINSON, ADMINISTRATIVE LAW JUDGE

CASE NO. 12-ALJ-17-0405-CC
APPELLATE CASE #2014-001457

CareAlliance Health Services d/b/a Roper St. Francis
Healthcare,.....Respondent,

v.

South Carolina Department of Revenue,.....Appellant.

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

In addition to those matters previously designated by Appellant, Appellant proposes the following to be included in the Record on Appeal:

1. Appellant's Motion for Summary Judgment and Memorandum in Support, dated August 26, 2013;
2. Excerpts from the Deposition of John McCrosson, M.D., April 25, 2013, pp. 68 – 69;
3. Excerpts from the Video Deposition of John McCrosson, M.D., June 13, 2013, pp. 76 – 77;
4. Motion Hearing Transcript dated October 1, 2013;
5. Appellant's First Motion for a Continuance dated June 20, 2013;
6. Appellant's Letter to Judge Robinson dated September 25, 2013;

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7. Appellant's Response to Respondent's Motion to Exclude Steven Silverman's Affidavit dated September 30, 2013.

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



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Counsel for Litigation

Milton G. Kimpson (Bar No. 7917)

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Attorneys for Appellant

Columbia, South Carolina
January 22, 2015

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CareAlliance Health Services d/b/a Roper St. Francis
Healthcare,.....Respondent

v.

South Carolina Department of Revenue,.....Appellant.

PROOF OF SERVICE

I, Jean M. O'Connor, hereby certify that I have caused to be mailed a copy of the South Carolina Department of Revenue's Initial Reply Brief regarding the above-referenced case, by depositing the same in the United States Mail, postage prepaid, on January 22, 2015, addressed to the attorneys of record, John. C. von Lehe, Jr., Esquire and Bryson M. Geer, Esquire, Nelson Mullins, 151 Meeting Street Sixth Floor, Charleston, SC 29401-2239 and Raymond P. Carpenter, Esquire, 625 Colonial Park Drive, Ste. 201, Roswell, GA 30075.


Jean M. O'Connor

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State of South Carolina
Department of Revenue
Office of General Counsel, Tax, and Regulatory Services
300A Outlet Pointe Blvd., (29210) P.O. Box 12265, Columbia, South Carolina 29211
Telephone (803) 898-5130 FAX (803) 896-0171

January 22, 2015

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
PO Box 11629
Columbia SC 29211

Re: CareAlliance Health Services d/b/a Roper St. Francis Healthcare
v. South Carolina Department of Revenue
Case No. 12-ALJ-17-0405-CC
Appellate Case #2014-001457

Dear Ms. Kitchings:

Enclosed for filing is the Department of Revenue's Initial Reply Brief and Designation of Matter in the above case. The Department respectfully requests that the Court remove Adam N. Marinelli as a Counsel of Record, as he is no longer employed with the Department of Revenue. Also enclosed is a Proof of Service.

Sincerely,

OFFICE OF GENERAL COUNSEL, TAX, AND REGULATORY SERVICES



Lauren Acquaviva
Counsel for Litigation

c: John C. von Lehe, Esquire
Bryson M. Geer, Esquire
Raymond P. Carpenter, Esquire

LA:jmo
Enclosures

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