

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

JAN 20 2015

APPEAL FROM RICHLAND COUNTY
G. Thomas Cooper, Jr., Circuit Court Judge **SC Court of Appeals**

Case No. 2007-CP-40-3365
Appellate Case No. 2014-001373

Edward Mims, by and through his legal guardian,
Margaret Mims, Appellant,

v.

Babcock Center, Inc., Judy Johnson, the South Carolina
Department of Disabilities and Special Needs,
Kathi Lacy, and Stan Butkus, Respondents.

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

(RESPONDENTS DDSN, LACY AND BUTKUS)

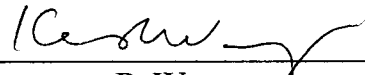
The Respondents hereby designate the following, in addition to the matters identified in Appellants' Designation of Matter, be included in the Record on Appeal:

1. Letter of May 28, 2013, Kenneth P. Woodington to Judge Manning, and e-mail of that date from Nancy Bouknight attaching same.
2. E-mail dated May 29, 2013, from Judge Manning's law clerk in response to No. 1 above.
3. DDSN Defendants' Memorandum in Support of Motion for Summary Judgment, dated May 29, 2013, with attachments.

4. Notice of Motion Scheduling dated May 8, 2013.
5. Answer of DDSN Defendants, dated April 10, 2009.
6. NOTE: The January 2014 Order dismissing the DDSN Defendants should contain the corrected last page. If that corrected last page is not used, then the corrected last page should be included in the Record on Appeal, along with the DDSN Defendants' Motion to Correct Clerical Error, dated February 3, 2014, and the Form 4 Order of February 4, 2014, granting that motion.
7. Form 4 Order dated June 5, 2013.
8. Excerpts from deposition of Leigh Flynn, filed with the Clerk of Court by letter dated February 14, 2014.
9. DDSN Defendants' Memorandum in Opposition of March 24, 2013, to Plaintiff's Rule 59(e) motion, with exhibits.

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

DAVIDSON & LINDEMANN, P.A.

BY: 

KENNETH P. WOODINGTON
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*Counsel for Respondents
DDSN, Butkus and Lacy*

Columbia, South Carolina

January 20, 2015

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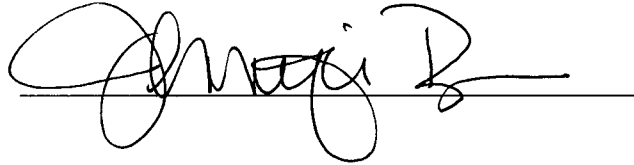
Babcock Center, Inc., Judy Johnson, the South Carolina
Department of Disabilities and Special Needs,
Kathi Lacy, and Stan Butkus, Respondents.

CERTIFICATE OF SERVICE

The undersigned employee of Davidson & Lindemann, P.A., counsel for the Respondents DDSN, Lacy and Butkus, does hereby certify that service of the **Initial Brief of Respondents DDSN, Lacy and Butkus and Designation of Matter to be Included in Record on Appeal (Respondents DDSN, Lacy and Butkus)** in the above-captioned matter was made upon all counsel of record by placing copies in the United States Mail, first class postage prepaid, at the below listed addresses clearly indicated on said envelopes this the 20th day of January 2015:

Patricia L. Harrison, Esquire
611 Holly Street
Columbia, South Carolina 29205

Christian Stegmaier, Esquire
Collins & Lacy, P.C.
1330 Lady Street, Sixth Floor
Post Office Box 12487
Columbia, South Carolina 29211

A handwritten signature in black ink, appearing to read "Christian Stegmaier", is written over a horizontal line. The signature is fluid and cursive, with a large initial "C" and a stylized "S".

DAVIDSON & LINDEMANN, P.A.

ATTORNEYS AND COUNSELLORS AT LAW

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†Certified Mediator

January 20, 2015

Of Counsel
Kenneth P. Woodington

Writer's Email: kwoodington@dml-law.com

Hand Delivered

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Edgar Brown Building
1205 Pendleton Street
Columbia, South Carolina 29201

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SC Court of Appeals

RE: Edward Mims, by and through his legal guardian, Margaret Mims v.
Babcock Center, Inc., *et al.*
Appellate Case Number: 2014-001373
Civil Action Number: 2007-CP-40-3365
Claim Number: 44654
Our File Number: 104.7785

Dear Ms. Kitchings:

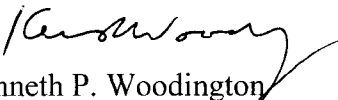
Please find enclosed for filing the originals and one copy each of the **Initial Brief of Respondents DDSN, Lacy and Butkus** and **Designation of Matter to be Included in Record on Appeal (Respondents DDSN, Lacy and Butkus)** in the above referenced matter. Please file the originals and return a clocked-in copy to me by way of my courier.

By copy of this letter, I am serving copies on all counsel of record. Thank you for your assistance in this matter.

With highest regards, I am

Sincerely yours,

DAVIDSON & LINDEMANN, P.A.


Kenneth P. Woodington

KPW/jmb
Enclosures

The Honorable Jenny Abbott Kitchings
January 20, 2015
Page Two

cc: (w/ Enclosures)

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