

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM YORK COUNTY
Court of Common Pleas
Case No. 2013-CP-46-02643

RECEIVED

MAR 18 2015

SC Court of Appeals

JOHN C. HAYES, III, Circuit Court Judge

Appellate Case No. 2014-002286

City of Rock Hill,

Appellant,

v.

James Delaney Allen, III,

Respondent.

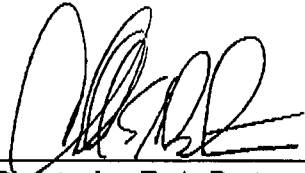
**DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

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

- (1) Uniform Traffic Ticket 35592 GE;
- (2) Order of Municipal Court dated June 17, 2013;
- (3) Notice of Appeal from Municipal Court dated August 27, 2013;
- (4) Return to Appeal filed September 27, 2013 including all exhibits (with duplicate copies of exhibits 3 & 4, incident site videos and breath alcohol testing site video respectively).
- (5) Transcript of hearing in Circuit Court dated March 12, 2014, pages 1-7
- (6) Circuit Court Order Granting Appeal filed April 18, 2014.
- (7) Notice of Appeal from Circuit Court.

The undersigned hereby certifies that this designation contains no matter which is irrelevant to this appeal.

March 18, 2015



Christopher E. A. Barton
Senior City Solicitor
201 E. Main St., 3rd Floor
Rock Hill, South Carolina 29730
(803) 329-5692
ATTORNEY FOR APPELLANT

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM YORK COUNTY
Court of Common Pleas
Case No. 2013-CP-46-02643

RECEIVED
MAR 18 2015
SC Court of Appeals

JOHN C. HAYES, III, Circuit Court Judge

Appellate Case No. 2014-002286

City of Rock Hill,

Appellant,

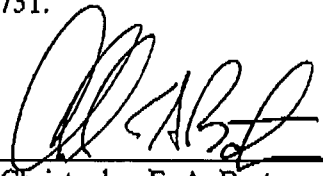
v.

James Delaney Allen, III,

Respondent.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the Initial Brief of Appellant and Designation of Matter has been served upon opposing counsel by mailing a copy via regular U.S. Mail to him on the 18th day of March, 2015, to Michael L. Brown, Jr., Attorney for Respondent, Post Office Box 1025, Rock Hill, South Carolina 29731.



Christopher E. A. Barton
201 E Main Street, 3rd Floor
Rock Hill, South Carolina 29730
(803) 329-5692
ATTORNEY FOR APPELLANT



March 18, 2015

RECEIVED

MAR 18 2015

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
 Clerk, South Carolina Court of Appeals
 Post Office Box 11629
 Columbia, South Carolina 29211

RE: City of Rock Hill, Appellant v. James Delaney Allen, III, Respondent
 Case No. 2014-CP-46-02286

Dear Ms. Kitchings:

Enclosed for filing is the original and 2 copies of our Initial Brief of Appellant and Designation of Matter in regards to the above-referenced case.

Truly yours,

 Christopher E. A. Barton
 201 E. Main Street, 3rd Floor
 Rock Hill, South Carolina 29730
 (803) 329-5692
 Attorney for Appellant

cc: Michael L. Brown, Jr., Esquire
 Post Office Box 1025
 Rock Hill, South Carolina 29732
 Attorney for Respondent



FAX TRANSMITTAL COVER SHEET

ROCK HILL SOLICITOR'S OFFICE

RECEIVED

MAR 18 2015

SC Court of Appeals

201 East Main St 3rd Floor
ROCK HILL, S.C. 29730

803-329-5619

FAX: (803) 326-3865

TO: Court of Appeals

FAX NO.: (803) 734-1839

FROM: Chris Barton, Solicitor

PAGES: 24, INCLUDING COVER SHEET

COMMENTS Case # 2014-002286

If you do not receive all the pages, please call Tammy at (803) 329-5619

THE INFORMATION CONTAINED IN THIS FACSIMILE IS CONFIDENTIAL AND IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHOM IT IS ADDRESSED. IF YOU ARE NOT THE INTENDED RECIPIENT OR THE PERSON RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, DO NOT USE OR DISCLOSE THIS FACSIMILE. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL TO THE CITY OF ROCK HILL SOLICITOR'S OFFICE VIA UNITED STATES POSTAL SERVICE. THANK YOU.