

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
DeAndrea G. Benjamin, Circuit Court Judge

Appellate Case No. 2015-000637

RECEIVED

JUN 19 2015

SC Court of Appeals

Home Benefits, Inc. and the
American Traveler Motor
Club, Inc.,

Appellants,

v.

South Carolina Department of
Consumer Affairs,

Respondent.

DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

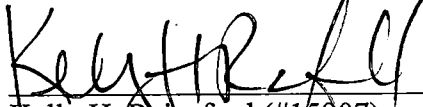
Respondent South Carolina Department of Consumer Affairs proposes the following be included in the Record on Appeal:

1. Order of Judge Benjamin, dated April 29, 2014;
2. Order of Judge Benjamin, dated February 20, 2015;
3. Order of Judge Benjamin, dated March 20, 2015;
4. Summons and Complaint, dated September 21, 2012;
5. Defendant's Motion to Dismiss, dated November 16, 2012;
6. Transcript of Administrative Hearing held June 5, 2012;
7. Department's Declaratory Ruling 3.202-7608, issued October 30, 2008;
8. Department's Declaratory Ruling 3.202-7608 (Reexamination), issued November 1, 2010;
9. Declaratory Ruling No. 3.202-7608, issued October 1, 1976;
10. Consent Order at Administrative Law Court dated March 23, 2009;
11. Consent Order at Administrative Law Court dated July 31, 2012;
12. Consent Order at Court of Common Pleas dated February 5, 2013;
13. Order Denying Defendant's Motion to Dismiss, dated March 29, 2013;
14. Defendant's Answer, dated March 29, 2013;

15. Plaintiff's Motion for Summary Judgment, dated August 23, 2013;
16. Defendant's Memorandum in Opposition to Summary Judgment, dated October 15, 2013;
17. Defendant's Motion to Alter or Amend Judgment (Rule 59(e)), dated May 20, 2014;
18. Plaintiff's Return in Opposition to Motion to Alter or Amend Judgment, dated May 23, 2014;
19. Affidavit of Steve Spiegel, dated October 15, 2013;
20. Letter from Brandolyn Pinkston, dated June 2, 2005;
21. Department's Advance Notice Email, dated December 19, 2007;
22. Email from Gray, dated January 7, 2008;
23. Department's Letter RE: Declaratory Ruling 3.202-7608, dated October 30, 2008;
24. Department's Letter dated December 17, 2008, to Hamm and Wessinger;
25. Transcript from Administrative Law Court, dated August 12, 2010;
26. Transcript from Court of Common Pleas, dated October 15, 2013; and,
27. Affidavit of Carri Grube Lybarker, dated October 15, 2013;

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

June 19, 2015



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THE STATE OF SOUTH CAROLINA
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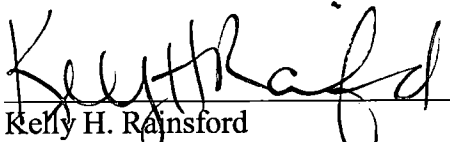
South Carolina Department of
Consumer Affairs,

Respondent.

PROOF OF SERVICE

I certify that I have served the Initial Brief of Respondent and the Designation of Matter to be Included in the Record on Appeal on Home Benefits, Inc., and the American Traveler Motor Club, Inc., by depositing a copy of it in the United States Mail, postage prepaid, on June 19, 2015, addressed to their attorneys of record, Steven W. Hamm and C. Jo Anne Wessinger Hill, Richardson Plowden & Robinson, P.A., Post Office Drawer 7788, Columbia, South Carolina 29202.

June 19, 2015


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Carri Grube Lybarker
Administrator

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SC Court of Appeals

VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29211

RE: Home Benefits, Inc. and the American Traveler Motor Club, Inc. v. South Carolina
Department of Consumer Affairs, Appellate Case No. 2015-000637

Dear Ms. Kitchings:

Enclosed for filing are an original and three copies of the Initial Brief of Respondent as well as the Designation of Matter to be Included in the Record on Appeal, along with a Proof of Service, on behalf of Appellant/Respondent South Carolina Department of Consumer Affairs. Please return a clocked copy to us.

If you have any questions, please feel free to contact me at (803)734-4236.

Sincerely,

Kelly H. Rainsford

Enclosures

cc: Steven W. Hamm, Esq. (via email and U.S. Mail)
C. Jo Anne Wessinger Hill, Esq. (via email and U.S. Mail)

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