

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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SEP 29 2015

SC Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Shirley Robinson, Administrative Law Judge

Case No. 2015-001561

Jeffrey D. Allen, on behalf of Jane Doe,Appellant.

vs.

South Carolina Public Employee Benefit Authority,
Employee Insurance Program.....Respondent.

**RESPONDENT'S DESIGNATION OF MATTER
TO BE INCLUDED IN RECORD ON APPEAL**

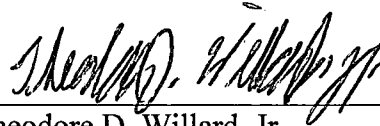
Respondent proposes the following be included in the Record on Appeal:

1. Order of ALJ of June 17, 2015 denying Appellant's Motion For Attorney's fees;
2. Appellant's Motion for Attorney's Fees;
3. Respondent's Opposition to Appellant's Motion For Attorney's Fees;
4. Appellant's Reply to Opposition to Motion For Attorney's Fees;
5. South Carolina Supreme Court Opinion 27504, including the dissenting opinion of Justice Pleicones;
6. Circuit Court Order Dated October 15, 2010 granting Defendant's Motion For Summary Judgment in Case No. 09-CP-10-7407;

7. South Carolina Court of Appeals Opinion No. 2012-UP-433 (filed July 18, 2012);
and
8. South Carolina Supreme Court Order in Appellate Case No. 2012-213206
denying Petition For Cert.

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

September 29, 2015



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ATTORNEYS FOR THE RESPONDENT

THE STATE OF SOUTH CAROLINA
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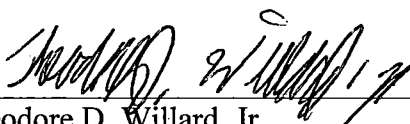
vs.

South Carolina Public Employee Benefit Authority,
Employee Insurance Program... Respondent.

PROOF OF SERVICE

I certify that I have served the Respondent's Designation To Be Included In The Record On Appeal on Appellant by depositing a copy of the same in the United States mail, postage prepaid, on September 29, 2015, addressed to his attorneys of record, John A. Massalon, Wills Massalon & Allen, LLC, Post Office Box 859, Charleston, South Carolina, 29402 and Terry E. Richardson, Jr., Richardson Patrick Westbrook & Brickman, LLC, Post Office Box 1368, Barnwell, South Carolina, 29812.

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Via Hand Delivery
The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

Re: Jeffrey D. Allen v. SCBCB
Appellate Case No. 2015-001561
Our File No.: 294962

Dear Ms. Kitchings:

Enclosed for filing, please find an original and one (1) copy of the following:

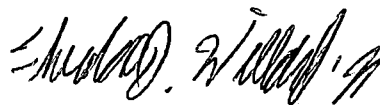
1. Respondent's Initial Brief;
2. Proof of Service of Respondent's Initial Brief;
3. Respondent's Designation of Matter To Be Included In The Record on Appeal; and
4. Proof of Service of Respondent's Designation of Matter To Be Included In The Record on Appeal.

Please file the originals, file stamp the copies, and return the file stamped copies to the courier. By copy of this letter, I am serving the same upon counsel of record. If you have any questions, please do not hesitate to contact me.

With kind regards,

Very truly yours,

MONTGOMERY WILLARD, LLC



Theodore D. Willard, Jr.

