

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM ADMINISTRATIVE LAW COURT

NOV 17 2015

Hon. Ralph King Anderson, III, Administrative Law Judge

SC Court of Appeals

Lower Court Case No. 15-ALJ-07-0258-CC  
Appellate Case No.: 2015-001989

Tract 7, LLC,

Appellant,

v.

South Carolina Department of Health  
and Environmental Control, and BP Amoco  
Chemical Company, Cooper River Plant,

Respondents.

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

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Appellant Tract 7, LLC designates the following to be included in the Record on Appeal:

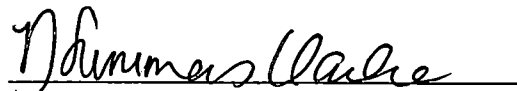
1. Plaintiff BP Amoco Chemical Company's Motion to Dismiss for Lack of Jurisdiction dated June 19, 2015;
2. Letter from South Carolina Department of Health and Environmental Control to Judge Anderson joining in Respondent BP's Motion to Dismiss dated June 30, 2015;
3. Defendant Tract 7, LLC's Memorandum in Opposition to BP Amoco Chemical Company's Motion to Dismiss for Lack of Jurisdiction dated July 6, 2015;
4. Plaintiff BP Amoco Chemical Company's Reply to Tract 7, LLC's Memorandum in Opposition to BP Amoco Chemical Company's Motion to Dismiss for Lack of Jurisdiction dated July 9, 2015;
5. South Carolina Department of Health and Environmental Control's Reply to Tract 7 LLC's Memorandum in Opposition to BP Amoco Chemical Company's Motion to Dismiss for Lack of Jurisdiction dated July 13, 2015;

6. Defendant Tract 7, LLC's Surreply Memorandum in Opposition to BP Amoco Chemical Company's Motion to Dismiss dated July 16, 2015;
7. Letter dated July 17, 2009 from Douglas Muller to the Honorable Ralph King Anderson, III;
8. Letter dated July 21, 2009 from D. Summers Clarke to the Honorable Ralph King Anderson, III;
9. Order of Dismissal dated July 28, 2015;
10. Defendant Tract 7, LLC's Motion for Reconsideration dated August 7, 2015;
11. South Carolina Department of Health and Environmental Control's Response to Tract 7, LLC's Motion for Reconsideration dated August 12, 2015;
12. Plaintiff BP Amoco Chemical Company's Response in Opposition to Tract 7, LLC's Motion for Reconsideration dated August 14, 2015; and
13. Order denying Motion for Reconsideration dated August 18, 2015.

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

Respectfully submitted,

BARNWELL WHALEY  
PATTERSON & HELMS, LLC



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*Attorneys for Appellant Tract 7, LLC*

November 16, 2015

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**PROOF OF SERVICE**

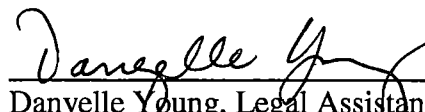
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I, the undersigned, of the law offices of Barnwell Whaley Patterson & Helms, LLC, attorneys for Appellants, do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same by United States Mail, postage prepaid, to the following address(es):

Pleadings: Appellant's Initial Brief and Designation of Matter

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\_\_\_\_\_  
Danyelle Young, Legal Assistant  
Barnwell Whaley Patterson & Helms, LLC

Date: November 16, 2015