

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

APPEAL FROM THE ADMINISTRATIVE LAW COURT

The Honorable Ralph King Anderson, III  
Administrative Law Judge

---

**RECEIVED**

FEB 18 2016

Appellate Case No. 2015-002611

---

**SC Court of Appeals**

James F. Early Trust.....Appellant,

v.

Charleston County Assessor .....Respondent.

---

DESIGNATION OF MATTER  
TO BE INCLUDED IN THE RECORD ON APPEAL

---

G. Hamlin O'Kelley, III  
S.C. Bar No. 15491  
Buist, Byars & Taylor, LLC  
652 Coleman Blvd., Suite 200  
Mt. Pleasant, SC 29464  
(843) 856-4488

The Appellant proposes that the following be included in the Record on Appeal

#### **ORDERS**

1. Final Order and Decision of the Honorable Ralph King Anderson, III, October 20, 2015;
2. Order on Reconsideration, November 13, 2015

#### **PLEADINGS**

1. Request for Contested Case Hearing, April 16, 2015
2. Stipulation of Facts, May 27, 2015
3. Amended Scheduling Order, June 26, 2015
4. Appellant's Brief, August 3, 2015
5. Respondent's Brief, August 27, 2015
6. Motion to Reconsider, October 29, 2015
7. Notice of Appeal

#### **APPLICATION FOR 4% SPECIAL ASSESSMENT DOCUMENTS AND RECORD BEFORE THE CHARLESTON COUNTY BOARD OF ASSESSMENT APPEALS**

1. Letter to Charleston County Assessor, September 6, 2013, with the following attachments:
  - a. Attachment A – Legal Residence 4% Special Assessment Application
  - b. Attachment B – SC Form 2848 Power of Attorney
  - c. Attachment C – South Carolina Driver's License – Mary E. Early
  - d. Attachment D – Connecticut Driver's License – James F. Early
  - e. Attachment E – South Carolina Voter Registration – Mary E. Early
  - f. Attachment F – South Carolina Vehicle Registrations – Mary E. Early
  - g. Attachment G – IRS Form 1040 – U.S. Individual Income Tax Return for 2012 (James & Mary Early)
  - h. Attachment H – South Carolina Department of Revenue Form SC 1040 – 2012 Individual Income Tax Return (Mary Early)
  - i. Attachment I – Connecticut Form CT-1040NR/PY-2012 – Connecticut Nonresident & Part-Year Resident Income Tax Return (Mary Early)
  - j. Attachment J – New York Form IT-203 – Nonresident & Part-Year Resident Income Tax Return for 2012 (James Early)
  - k. Attachment K – Connecticut Form CT-1040 – 2012 Connecticut Resident Income Tax Return (James Early)
  - l. Attachment L – James F. Early 2012 Trust Agreement.
2. Letter from Assessor's Office Denying Application, Jan. 2, 2014
3. Letter to Charleston County Assessor Contesting Denial of Application, March 19, 2014

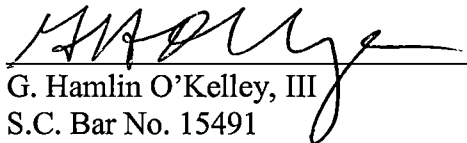
4. Letter from Charleston County Assessor Confirming Telephone Conference, March 31, 2014.
5. Formal Protest of Assessment for Tax Year 2013, April 28, 2014, with Attachments A-L in the Sept. 6, 2013, correspondence;
6. Letter from Charleston County Assessor Denying Former Protest, May 6, 2014
7. Letter Appealing Denial of Formal Protest, June 2, 2014
8. Letter from Charleston County Board of Assessment Appeals regarding Conference, October 29, 2014
9. Letter to Charleston County Assessor, Jan. 19, 2015
10. Letter Denying Appeal of Formal Protest from Charleston County Board of Assessment Appeals, April 13, 2015
11. Addendum 1 and 2 of the Assessor's Exchange of Evidence, May 24, 2015

**TITLE TO REAL ESTATE**

1. Title to Real Estate, Book N349 at Page 201 recorded June 16, 2000
2. Quitclaim Deed Title to Real Estate, Book 0299 at Page 826, December 27, 2012
3. Title to Real Estate, Book 0299 at Page 827, December 27, 2012

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

Mt. Pleasant, South Carolina  
File 15, 2016

  
G. Hamlin O'Kelley, III  
S.C. Bar No. 15491  
Buist, Byars & Taylor, LLC  
652 Coleman Blvd., Suite 200  
Mt. Pleasant, South Carolina 29464  
(843) 856-4488

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

**RECEIVED**

The Honorable Ralph King Anderson, III  
Administrative Law Judge

FEB 18 2016

SC Court of Appeals

Appellate Case No. 2015-002611

James F. Early Trust.....Appellant,

v.

Charleston County Assessor .....Respondent.

PROOF OF SERVICE

I hereby certify that I have served the Appellant's Designation of Matter to be Included in the Record on Appeal in this matter by depositing a copy of same in the U.S. Mail, postage prepaid, on February 15, 2016, addressed to counsel of record as follows: Bernard E. Ferrara, Jr., Esq. and Johanna S. Gardner, Esq., Charleston County Attorney's Office, 4045 Bridge View Drive, North Charleston, SC 29405-7674 as.



G. Hamlin O'Kelley, III  
S.C. Bar No. 15491  
Buist, Byars & Taylor, LLC  
652 Coleman Blvd., Suite 200  
Mt. Pleasant, SC 29464  
(843) 856-4488

Mt. Pleasant, South Carolina

Feb - 15, 2016

February 15, 2016

G. HAMLIN O'KELLEY, III  
ATTORNEY AT LAW  
Hamlin.okelley@buistbyars.com

The Honorable Jenny Abbott Kitchings  
1220 Senate Street  
P.O. Box 11629  
Columbia, SC 29211

**RECEIVED**

FEB 18 2016  
SC Court of Appeals

*Re: James F. Early Trust v. Charleston County Assessor  
Appellant Case No. 2015-002611  
File No.: 1082.0001*

Dear Ms. Kitchings:

Enclosed please find an original and (1) copy for filing in the above-referenced matter:

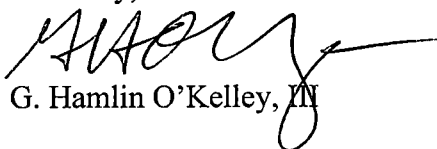
1. Appellant's Initial Brief;
2. Proof of Service for Appellant's Initial Brief;
3. Designation of Matter to be Included in the Record on Appeal;
4. Proof of Service for the Designation of Matter to be Included in the Record on Appeal.

Please file the originals and return a file-stamped copy to me in the enclosed envelope. Per this Court's Order dated February 3, 2016, these filings are due February 15, 2016, which is Presidents' Day. Accordingly, pursuant to Rule 263 SCACR, these filings are due on February 16, 2016.

By copy of this letter, I am serving same upon Bernard E. Ferrara, Jr., Esq., and Johanna S. Gardner, Esq., attorneys for the Respondent Charleston County Assessor.

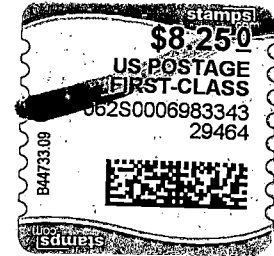
Should you have any questions, please feel free to contact me. With kindest regards, I remain

Sincerely,

  
G. Hamlin O'Kelley, III

Enclosures

cc. (w/enc.): Bernard E. Ferrara, Jr., Esq.  
Johanna S. Gardner, Esq.



---

**BUIST, BYARS & TAYLOR, LLC**  
Attorneys at Law  
652 Coleman Blvd., Suite 200  
Mt. Pleasant, SC 29464

---

The Honorable Jenny Abbott Kitchings  
SC Administrative Law Court  
1220 Senate Street  
PO Box 11629  
Columbia, SC 29211

**RECEIVED**

FEB 18 2016

SC Court of Appeals

