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SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

H. W. Funderburk, Jr., Administrative Law Judge

Case No. 13-ALJ-17-0601-CC

Rent-A-Center East, Inc. and Rent Way, Inc., ..... Appellants,

v.

South Carolina Department of Revenue, ..... Respondent.

NOTICE OF APPEAL

Appellants, Rent-A-Center East, Inc. and Rent Way, Inc. ("Appellants"), appeal the Final Order and Decision of the Honorable H. W. Funderburk, Jr. filed March 30, 2016 in the above matter (the "Order"), a copy of which is attached hereto as Exhibit A. Appellants received written notice of entry of the Order that same day. Thereafter, on April 12, 2016, Appellants timely filed a motion for reconsideration with the Administrative Law Court ("ALC"). On May 5, 2016, Judge Funderburk issued an order denying that motion, a copy of which is attached as Exhibit B, and Appellants received that order on May 9, 2016. Thus, pursuant to ALC Rule 29(D)(4), this Notice of Appeal is timely filed within 30 days of receipt of that order.<sup>1</sup>

<sup>1</sup> In accordance with S.C. Code Ann. § 12-60-3370, RAC paid the tax that the ALC determined to be due prior to filing this Notice of Appeal.

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w/ express  
permission

Attorneys for Rent-A-Center East, Inc. and Rent Way,  
Inc.

Charleston, South Carolina  
June 6, 2016

Other Counsel of Record:

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Lauren Acquaviva, Esq.  
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PROOF OF SERVICE

I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Rent-A-Center East, Inc. and Rent Way, Inc., hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified via U.S. Mail to the following address(es):

Pleadings:

NOTICE OF APPEAL

Counsel Served:

Sean G. Ryan  
Lauren Acquaviva  
Counsel for Litigation  
South Carolina Department of Revenue  
301 Gervais Street, 3<sup>rd</sup> Floor  
Columbia, SC 29201

Administrative Assistant

June 6, 2016

# Nelson Mullins

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June 6, 2016

### VIA HAND DELIVERY

Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

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SC Court of Appeals

RE: Rent-A-Center, East, Inc. and Rent Way, Inc. v. South Carolina Department of Revenue  
Docket No. 13-ALJ-17-0601-CC  
Our File No. 17856/09003

Dear Ms. Kitchings:

Enclosed please find the original and one copy of a Notice of Appeal in regard to the above-referenced matter. We would ask that you file the original and return a clocked-in copy to us in the envelope provided. Also enclosed is our firm check in the amount of \$100.00 as the required filing fee.

By copy of this letter to the Clerk of the Administrative Law Court and counsel of record, we are serving them with a copy of this notice.

Thank you for your assistance.

With kind regards,

*Bryson M. Geer* by *Mark Ryan*  
Bryson M. Geer  
*w/ express permission*

BMG:dh

Enclosures

cc: Ms. Jana E. Shealy, Clerk, South Carolina Administrative Law Court  
Sean G. Ryan, Esq.  
Lauren Acquaviva, Esq.