

# CLARKSON, WALSH, TERRELL & COULTER, P.A.

ATTORNEYS AT LAW

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October 24, 2016

VIA FEDERAL EXPRESS

RECEIVED

OCT 25 2016

SC Court of Appeals

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
P. O. Box 11629  
Columbia, SC 29211

Re: **MRR Pickens, LLC v. County of Pickens and William Cato, Weldon Clark, Robert Ballentine, Jo Johnston, Dennis Reinert, and Bob Young individually and in their official capacity as appointed members of the Pickens County Planning Commission**  
Civil Action No.: 2016-CP-39-00100  
Appellate Case No.: 2016-000762

Dear Ms. Kitchings:

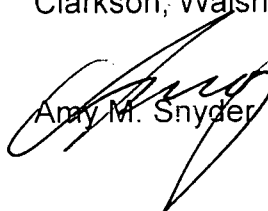
Please find enclosed for filing the original and fifteen (15) copies of the Brief of Respondents and Designation of Matter for inclusion in the Record on Appeal, along with our Certificate of Counsel and Proof of Service in the above-referenced matter. Please return the filed, stamped copy of these documents in the enclosed stamped, self-addressed envelope.

By copy of this letter, we are serving Appellant's counsel of record with a copy of the enclosures.

As always, your cooperation and assistance are greatly appreciated. Should you have any questions or concerns, please do not hesitate to contact me.

Very truly yours,

Clarkson, Walsh, Terrell & Coulter, P.A.

  
Amy M. Snyder

AMS:pjl

Enclosures

cc: Robert Fredrick Goings, Esquire (via Federal Express w/ enclosures)  
Jessica James Orrick King, Esquire (via Federal Express w/enclosures)

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8

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM PICKENS COUNTY  
Court of Common Pleas  
Robin B. Stilwell, Circuit Court Judge

RECEIVED

OCT 25 2016

SC Court of Appeals

Case No. 2016-CP-39-100  
Appellate Case No. 2016-00672

MRR Pickens,  
LLC,.....Appellant

v.

County of Pickens and William Cato,  
Weldon Clark, Robert Ballentine,  
Jo Johnston, Dennis Reinert and  
Bob Young, individually and in  
their official capacity as appointed members  
of the Pickens County Planning  
Commission,.....Respondents

RESPONDENTS' DESIGNATION OF MATTER  
TO BE INCLUDED IN THE RECORD ON APPEAL

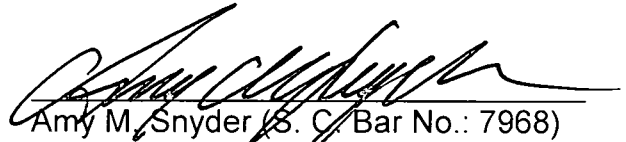
Respondents designate the following matters to be included in the Record  
on Appeal:

1. Answers of County of Pickens
2. Answers of Pickens County Planning Commission
3. Pickens County Third Party Complaint
4. Kent Coleman Deposition and Corresponding Exhibits
  - P. 56-57
  - P. 98, I. 14-25
  - P. 99, I. 1-5
  - P. 102, I. 17-25

- P. 103 all
  - P. 104 all
  - P. 105 all
  - P. 106 all
  - P. 107, I. 1-3
  - P. 107, I. 4-19
  - P. 109, I. 25
  - P. 110, I. 1-15
  - P. 114, I. 14-25
  - P. 115, all
  - P. 116, all
  - P. 117, I. 1
  - P. 145, I. 21-25
  - P.146, all
  - P. 147, I. 1
  - P. 167, L. 3-10
  - P. 173, I. 22-25
  - P. 175, I. 3
  - P. 221, I. 10-13
  - P. 221, I. 17-22
  - P. 222, I. 16-25
  - P. 223, I. 1-8
  - P. 227, I. 4-13
  - P. 227, I. 19-25
  - P. 228, L. 1-13
5. Kent Coleman letter dated August 10, 2015
  6. Poliakoff letter dated February 29, 2016
  7. Response by Pickens County to Plaintiff MRR Pickens, LLC's motion pursuant to Rule 60 for relief based on deposition testimony of SCDHEC representative Kent Coleman and request for attorney's fees and costs by the County of Pickens, including Exhibits 2-4
  8. Transcript January 2015 Planning Commission Meeting

I certify that the Designation of Matter to be Included in the Record on Appeal contains no matter which is irrelevant to this appeal.

Respectfully submitted,



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**ATTORNEYS FOR RESPONDENTS**

Greenville, SC

October 24, 2016