

THE STATE OF SOUTH CAROLINA  
In The Court Of Appeals

**RECEIVED**

NOV 01 2016

APPEAL FROM THE ADMINISTRATIVE LAW COURT

**SC Court of Appeals**

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

Case No. 13-ALJ-17-0601-CC  
Appellate Case No. 2016-001210

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

v.

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

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

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

**ORDERS**

1. Final Order and Decision dated March 30, 2016
2. Order Denying Motion for Reconsideration dated May 5, 2016

**DETERMINATIONS**

3. Department Determination for Rent-A-Center East, Inc. dated November 18, 2013
4. Department Determination for Rent Way, Inc. dated November 18, 2013

**TRANSCRIPTS**

5. Hearing Transcript dated September 24 – 25, 2016

**EXHIBITS**

6. Blank Consumer Rental-Purchase Agreement (Hearing Exhibit 1)

7. Sample Consumer Rental-Purchase Agreement (Hearing Exhibit 2)
8. Optional Liability Waiver Provision (Hearing Exhibit 3)

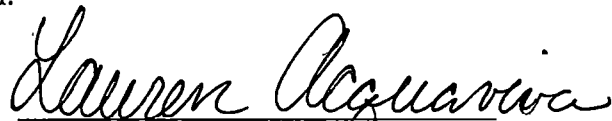
**MOTIONS**

9. Petitioners' Motion for Reconsideration Under ALC Rule 29(D) and/or to Alter or Amend Under SCRCR Rule 59(E) and Memorandum Supporting Same filed April 12, 2016
10. Respondent's Response in Opposition to Petitioners' Motion for Reconsideration dated April 21, 2016
11. Petitioners' Reply in Support of its Motion for Reconsideration filed April 28, 2016

**OTHER MATERIALS AND DOCUMENTS**

12. Petitioners' Proposed Order
13. Respondent's Proposed Order
14. Letter from Petitioners' Counsel to ALC in response to Respondent's Proposed Order dated February 16, 2017
15. Respondent's Response to Petitioners' Proposed Order dated February 16, 2016

The undersigned counsel hereby certifies pursuant to Rule 209(c), SCACR that this designation contains no matter which is irrelevant to this appeal.



Lauren Acquaviva (Bar No. 100528)  
Counsel for Litigation  
Sean G. Ryan (Bar No. 76585)  
Managing Counsel for Litigation  
Milton G. Kimpson (Bar No. 7917)  
General Counsel for Litigation  
P.O. Box 12265  
Columbia, SC 29211-9979  
(803) 898-5110  
Lauren.Acquaviva@dor.sc.gov  
CourtOrders@dor.sc.gov  
Attorneys for Respondent  
South Carolina Department of Revenue

November 1, 2016

THE STATE OF SOUTH CAROLINA  
In The Court Of Appeals

**RECEIVED**

NOV 01 2016

**SC Court of Appeals**

APPEAL FROM THE ADMINISTRATIVE LAW COURT

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

Case No. 13-ALJ-17-0601-CC  
Appellate Case No. 2016-001210

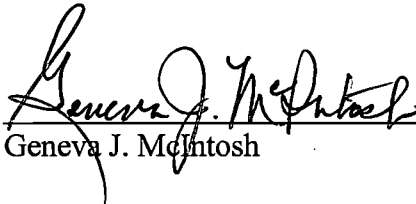
Rent-A-Center East, Inc. and Rent Way, Inc.,.....Appellant,

v.

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

PROOF OF SERVICE

I, Geneva J. McIntosh, hereby certify that I have caused to be mailed via the United States mail, postage prepaid, a copy of the South Carolina Department of Revenue's Initial Brief and Designation of Matter regarding the above-referenced case to John C. Von Lehe, Jr., Esquire, and Bryson M. Geer, Esquire, Nelson Mullins Riley & Scarborough, LLP, P.O. Box 1806, Charleston, SC 29401-2239, this 1<sup>st</sup> day of November, 2016.

  
Geneva J. McIntosh