

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

Appellate Case No. 2016-001037

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NOV 14 2016

SC Court of Appeals

APPEAL FROM NEWBERRY COUNTY
Court of Common Pleas

R. Lawton McIntosh, Circuit Court Judge

Case No. 2015-CP-36-00120

Oien Family Investments, LLC.....Appellant

v.

Piedmont Municipal Power Agency.....Respondent

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

Pursuant to Rule 209, SCACR, Appellant Oien Family Investments, LLC
designates the following items for inclusion in the Record on Appeal:

ORDERS:

1. Order dated April 27, 2016
2. Amended Order dated May 9, 2016
3. Form 4 Order dated May 16, 2016
4. Form 4 Order dated May 17, 2016

PLEADINGS:

1. Summons & Complaint dated March 6, 2015
2. Answer & Counterclaim dated March 23, 2015
3. Reply to Counterclaim dated April 9, 2015
4. Plaintiff's Motion for Reconsideration and Motion to Alter or Amend Under Rules 52, 59 and 60, SCRCF, dated May 6, 2016
5. Order of Court of Appeals (letter) Granting Motion to Stay dated _____
6. Plaintiff's Motion for Reconsideration and Motion to Alter or Amend (the Amended Order) Under Rules 52, 56 and 60, SCRCF, dated May 17, 2016

TRIAL TRANSCRIPT (MARCH 28 & 29, 2016)

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Post-Trial:

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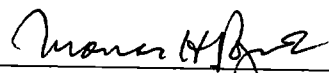
Plaintiff's Exhibits:

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Pursuant to Rule 209, SCACR, I certify that this designation contains no matter which is irrelevant to this appeal.

Respectfully submitted,

POPE AND HUDGENS, P.A.

By:  _____

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Attorneys for Oien Family Investments, LLC

Newberry, SC
November 14, 2016

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Oien Family Investments, LLC.....Appellant,

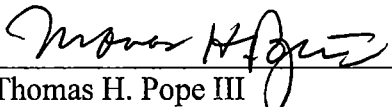
v.

Piedmont Municipal Power Agency.....Respondent.

PROOF OF SERVICE

I certify that I have served the Initial Brief and Designation of Matter to be Included in the Record on Appeal on Respondent Piedmont Municipal Power Agency by U.S. Postal Service, with sufficient postage affixed and appropriate return address, on November 14, 2016, to its attorneys of record, Bruce Bannister, Esquire, O.W. Bannister, Esquire, and Luke Burke, Esquire, P.O. Box 10007, Greenville, SC 29601.

POPE AND HUDGENS, P.A.

By: 

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November 14, 2016

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Of Counsel
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(1913-1999)

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

RE: Oien Family Investments, LLC v. Piedmont Municipal Power Agency
Appellate Case No. 2016-001037

Dear Ms. Kitchings:

I enclose herein the Initial Brief of Appellant and Appellant's Designation of Matter to be Included in the Record on Appeal, together with the Proof of Service of same and my certificate pursuant to Rule 209, SCACR. The transcript of the trial was received by my office on October 13.

As reflected by the Proof of Service, a copy of the Initial Brief and the Designation have been served by mail today on O. W. Bannister, Jr., Esquire, counsel for Respondent PMPA.

Sincerely,

POPE AND HUDGENS, P.A.


Thomas H. Pope III

THP III/lg

Enclosure

cc: O. W. Bannister, Jr., Esquire, w/encls.
Bruce Bannister, Esquire, w/encls.
Luke Burke, Esquire, w/encls.