

IN THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas

Edgar W. Dickson, Circuit Court Judge
Case No. 2015-CP-18-00991

Appellate Case No. 2015-002199

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SC Court of Appeals

Faye P. Croft, Personally and as Trustee of the James A. Croft Trust; James A. Croft Trust; William A. Harbeson; Heyward G. Hutson; James Stephen Greene, Jr.; South Carolina Public Interest Foundation; Summerville Preservation Society; and Dorchester County Taxpayers Association, individually, and on behalf of all others similarly situated, Appellants,

v.

Town of Summerville and Town of Summerville Board of Architectural Review, Respondents.

REVISED DESIGNATION OF MATTER BY APPELLANTS
TO BE INCLUDED IN THE RECORD ON APPEAL

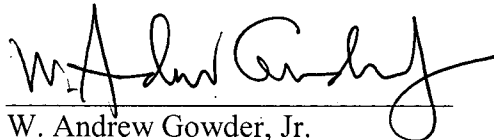
Appellants propose the following be included in the Record on Appeal:

1. Order of Circuit Court, signed September 24, 2015, filed October 22, 2015.
2. Notice of Appeal by Appellants filed October 20, received October 22, 2015 by SC Court of Appeals.
3. Duly Certified Copy of the Proceedings Held Before the Town of Summerville Board of Architectural Review for Filing in Case No.: 2015-CP-18-00877.
4. Duly Certified Copy of the Proceedings Held Before the Town of Summerville Board of Architectural Review for Filing in Case No.: 2015-CP-18-00991.
5. Omitted.
6. Petition and Notice of Appeal of Decision of Town of Summerville Board of Architectural Review, dated May 22, 2015, Civil Action No. 2015-CP-18-991.
7. Decision of the Summerville Board of Architectural Review, Including Findings of Fact and Conclusions of Law, dated August 11, 2015.
8. Minutes BAR Meeting 6/1/15.
9. Minutes BAR Meeting 7/6/15.
10. Minutes BAR Meeting 8/3/15.

11. Recording of BAR Meeting 9/8/14.
12. Omitted.
13. Minutes of BAR Meeting 9/8/14.
14. Respondents' Memorandum In Opposition To Petitions for Appeal, August 11, 2015, C.A. No.: 2015-CP-18-877 and C.A. No.: 2015-CP-18-991.
15. Affidavit of William C. Collins, July 9, 2015.
16. Affidavit of Defendants Applegate & Co.; The Dorchester, LLC' and Arthur H. Applegate, July 8, 2015.
17. Consent Order for Consolidation of Cases, September 4, 2014, Case Nos.: 2015-CP-18-00877 and 2015-CP-18-00991.
18. Public-Private Partnership Agreement Between [*sic*] Town of Summerville, Town of Summerville Redevelopment Corporation and Applegate & Co.
19. E-mail dated August 17, 2015, from Laura Greaver to Jenny Pittman, Law Clerk, Judge Edgar W. Dickson.
20. Transcript Circuit Court Hearing, August 14, 2015.
21. E-mail dated December 5, 2014, from Lucy Dreyer to six BAR members.
22. Hotel Workshop Notes, dated Dec. 12, 2014, by BAR Member John Kwist.
23. Minutes BAR Meeting 4/6/15.
24. Minutes BAR Meeting 5/11/15.
25. Certificate of Appropriateness, May 11, 2015.
26. Minutes, Special Summerville Town Council Meeting 12/18/13.
27. Application, undated, for 9/8/14 BAR Meeting.
28. Minutes BAR Meeting 10/6/14.
29. Application Gayle F. E. Cates Revocable Trust, undated, for 10/6/14 BAR Meeting.
30. Application Faith Partnership, undated, for 10/6/14 BAR Meeting.
31. Application Anne Gaithers, undated, for 10/6/14 BAR Meeting.
32. Agenda BAR Meeting 10/6/14.
33. Transcript BAR Meeting 10/6/14.
34. Agenda BAR Meeting 11/3/14.
35. Minutes BAR Meeting 11/3/14.
36. Transcript BAR Meeting 11/3/14.
37. Application, undated, for 1/5/15 BAR Meeting.
38. Transcript BAR Meeting 1/5/15.
39. Minutes BAR Meeting 1/5/15.
40. Agenda BAR Meeting 1/12/15.
41. Minutes BAR Meeting 1/12/15.
42. Transcript BAR Meeting 1/12/15.
43. Application, undated, for 1/12/15 BAR Meeting.
44. Application, undated, for 4/6/15 BAR Meeting.
45. Minutes BAR Meeting 4/6/15.
46. Agenda BAR Meeting 5/11/15
47. Transcript BAR Meeting 5/11/15
48. Minutes BAR Meeting 5/11/15
49. Agenda BAR Meeting 6/1/15
50. Minutes BAR Meeting 6/1/15
51. Minutes BAR Meeting 7/6/16

52. Minutes BAR Meeting 8/3/15
53. Certification of Record, August 4, 2015
54. Transcript Part II BAR Meeting 5/11/15
55. Transcript BAR Meeting 4/16/15
56. Letter dated January 12, 2015, from Heyward Hutson, President, President Summerville Preservation Society, to BAR
57. Transcript BAR Meeting 4/6/15
58. Letter, undated, from Faye Croft to BAR
59. Recusal Statement, dated 10/28/14, by Jeff Bowers
60. E-mail dated July 21, 2014 from BAR Secretary Lucy Dreyer to Six BAR Members
61. Letters from BAR Secretary Lucy Dreyer, Planning Department, dated 9/9/14; 10/27/14; 12/29/14; 3/30/15; and 4/23/15
62. Ad dated 9/9/14 in Post and Courier for 10/6/14 BAR Meeting
63. Ad dated 12/29/14 in Summerville Journal Scene for 1/5/15 BAR Meeting
64. Ad dated 4/2/15 in Summerville Journal Scene for 5/11/15 BAR Meeting
65. Letter dated 1/7/15 from Peter Gorman, East Historic District Civic Association, to Phillip Dixon, Chairman, BAR
66. Letter dated 1/7/15 from Peter Gorman, East Historic District Civic Association, to Phillip Dixon, Chairman, BAR

Respectfully submitted,



W. Andrew Gowder, Jr.
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December 5, 2016
Charleston, S.C.

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

RE: BAR Appeal
Case No: 2015-002199
Our File: 7754.001

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Dear Ms. Kitchings:

Enclosed please find the original and one copy of the Revised Initial Brief of Appellants, the Revised Designation of Matter by Appellants, and the Proof of Service. Please return the filed copy of the Revised Initial Brief of Appellants to us in the return envelope provided. Thank you for your assistance and please let me know if you have any questions.

Sincerely,

PRATT-THOMAS WALKER, P.A.



Frances Butler

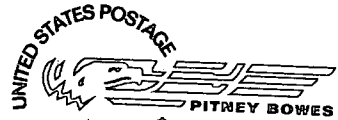
Assistant to W. Andrew Gowder Jr.

/hfb

Enclosures as stated.

cc: Timothy Domin, Esq.
G. Waring Parker, Esq.

PRATT-THOMAS WALKER, P.A.
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The Honorable Jenny Abbott Kitchings
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Columbia, SC 29211

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