

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

Appellate Case No. 2016-001037

APPEAL FROM NEWBERRY COUNTY
Court of Common Pleas

R. Lawton McIntosh, Circuit Court Judge

Case No. 2015-CP-36-00120

RECEIVED

JAN 27 2017

SC Court of Appeals

Oien Family Investments, LLC.....Appellant

v.

Piedmont Municipal Power Agency.....Respondent

**COUNTER-DESIGNATION BY APPELLANT OF MATTERS
TO BE INCLUDED IN THE RECORD ON APPEAL**

In addition to the matters designated by Appellant and those matters designated by Respondent, Appellant counter-designates the following to be included in the Record on Appeal:

PLEADINGS:

1. Appellant's Petition For Rehearing, Request For Rehearing *En Banc* and Memorandum In Support dated December 22, 2016

TRIAL TRANSCRIPT (MARCH 28 & 29, 2016)

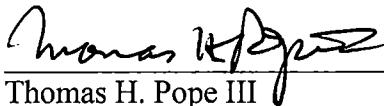
Page 417 1. 8 through Page 417 1. 18
(The original designation erroneously stated "through Page 417, 1. 8)

Page 483 1.18 through Page 484 1.3

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

Respectfully submitted,

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Attorneys for Oien Family Investments, LLC

January 27, 2017

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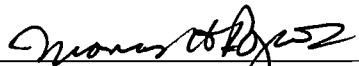
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Piedmont Municipal Power Agency.....Respondent.

PROOF OF SERVICE

I certify that I have served Appellant's Reply Brief and Counter-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 to its attorneys of record, Bruce Bannister, Esquire, O.W. Bannister, Esquire, and Luke Burke, Esquire, P.O. Box 10007, Greenville, SC 29601.

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January 27, 2017