



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
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February 13, 2017

Mr. W. Thomas Lavender, Jr., Esquire
PO Drawer 2426
Columbia SC 29202-2426

Ms. Joan Wash Hartley, Esquire
PO Drawer 2426
Columbia SC 29202-2426

Re: A.O. Smith v. SCDHEC
Appellate Case No. 2016-002108

Dear Counsel:

Enclosed is the order of the Court previously forwarded to you. The proof of service for the record on appeal is due within thirty (30) days of the date of this letter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Jenny A. Kitchings". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.
CLERK

cc: Stephen Philip Hightower, Esquire
Belton Townsend Zeigler, Esquire
Matthew Todd Carroll, Esquire

Kathryn Susan Mansfield, Esquire
Martin S. Driggers, Jr., Esquire
Richard Edward McLawhorn, Jr., Esquire
Enclosure

The South Carolina Court of Appeals

A.O. Smith Corporation, Appellant,

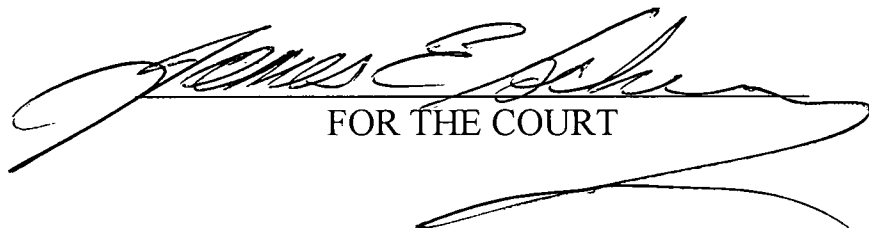
v.

South Carolina Department of Health and Environmental
Control and Town of McBee, Respondents.

Appellate Case No. 2016-002108

ORDER

Appellant's motion to strike Item 2 from Respondents' designation of matter is granted. Item 2 shall not be included in the record on appeal, and any reference to Item 2 is stricken from Respondents' brief. *See* Rule 210(c), SCACR (providing the record on appeal shall not include matter which was not presented to the lower court).


FOR THE COURT

Columbia, South Carolina

cc:

W. Thomas Lavender, Jr., Esquire
Joan Wash Hartley, Esquire
Stephen Philip Hightower, Esquire
Belton Townsend Zeigler, Esquire
Matthew Todd Carroll, Esquire
Kathryn Susan Mansfield, Esquire
Martin S. Driggers, Jr., Esquire
Richard Edward McLawhorn, Jr., Esquire

FILED

February 10, 2017